

AS ACTED UPON DURING A DULY NOTICED OPEN MEETING OF THE TOWN BOARD OF THE TOWN OF HENRIETTA, COUNTY OF MONROE, STATE OF NEW YORK, HELD AT THE HENRIETTA TOWN HALL AT 475 CALKINS ROAD, HENRIETTA, NEW YORK ON APRIL 17, 2024 AT 6:00 P.M.

RESOLUTION #9-150/2024 To update the 2024 Miscellaneous Fees Schedule to include Highway Utility Work Permit Fees.

On Motion of Councilmember Stafford

Seconded by Councilmember Bellanca

WHEREAS, Town Board Resolution #4-91/2024 updated the Town’s 2024 Miscellaneous Fees Schedule to include Highway Driveway Permit Fees, passed on February 14, 2024; and

WHEREAS, the Town has been experiencing a significant increase in the amount of commercial utility work, such as fiber and other telecommunications, being done within and through the Town highway rights-of-way, incurring costs to review and/or inspect said work; and

WHEREAS, to recover the cost of said reviews and inspections, the Town wishes to further update the 2024 Miscellaneous Fees Schedule to include Highway Utility Work Permit Fees as follows:

- (2) Highway Utility Work Permit Fees: Fees to install or modify commercial utilities within or through a Town Highway Right-of-Way: [Added 4/17/2024 by Res. No. 9-150/2024]
 - a. Utility work involving the installation or modification of a commercial utility within or through a Town Highway Right-of-Way: \$100 per project area
 - b. Utility work that cuts or modifies the paved road surface and/or bores under the paved road surface: \$150 additional per project area
 - c. Overhead utility work that will not create any disturbance of the road, shoulder, lawns, or driveway entrances within the Town Highway Right-Of-Way, does not require a Highway Utility Work Permit.
 - d. The Town may require that highly complex or widespread project areas be divided into multiple project areas, each with its own Highway Utility Work Permit required, at the discretion of the Henrietta Superintendent of Highways.

THEREFORE, BE IT RESOLVED, that the Henrietta Town Board adds the Highway Utility Work Permit Fees listed above to the 2024 Town of Henrietta Miscellaneous Fees, per the attached schedule.

Duly put to a vote:

Councilmember Page	Aye
Councilmember Bellanca	Aye
Councilmember Barley	Aye
Councilmember Stafford	Aye
Supervisor Schultz	Aye

RESOLUTION ADOPTED

Exhibit B
Town of Henrietta
Miscellaneous Fees
Effective April 17, 2024

§ A301-3 Miscellaneous fees.

- A. Building numbers (see § 52-3): Fine for Failure to Comply with building numbers regulation- \$50
- B. Highway Permit Fees: Fees to do work within or through a Town Highway Right-of-Way.
 - (1) Highway Driveway Permit Fees: Fees to install or modify a driveway entrance onto a Town Road: [Added 2/14/2024 by Res. No. 4-91/2024]
 - (1) Residential driveway: \$50
 - (2) Commercial driveway: \$150
 - (3) Sealing or resealing a driveway does not require a permit, but milling and repaving, adding another coat of pavement, or changing the width or configuration of the driveway entrance would require a permit.
 - (2) Highway Utility Work Permit Fees: Fees to install or modify commercial utilities within or through a Town Highway Right-of-Way: [Added 4/17/2024 by Res. No. 9-150/2024]
 - a. Utility work involving the installation or modification of a commercial utility within or through a Town Highway Right-of-Way: \$100 per project area
 - b. Utility work that cuts or modifies the paved road surface and/or bores under the paved road surface: \$150 additional per project area
 - c. Overhead utility work that will not create any disturbance of the road, shoulder, lawns, or driveway entrances within the Town Highway Right-Of-Way, does not require a Highway Utility Work Permit.
 - d. The Town may require that highly complex or widespread project areas be divided into multiple project areas, each with its own Highway Utility Work Permit required, at the discretion of the Henrietta Superintendent of Highways.
- B. Biochemical oxygen demand sewer charge. The additional charge as set forth in Chapter 219 of the Henrietta Town Code with respect to biochemical oxygen demand shall be as follows: [Amended 9-16-2015 by Res. No. 17-239/2015]
 - (1) For each 30 milligrams of biochemical oxygen demand in excess of 300 or fraction thereof: an additional charge of \$0.053.
 - (2) For each 35 milligrams of suspended solids in excess of 350: an additional charge of \$0.053.
 - (3) For any sewage having the characteristics described in § 219-12C: an additional charge of \$0.53 per 100 cubic feet.
- C. Sewer rents. Consistent with Chapter 219 of the Henrietta Town Code, sewer rents shall be as follows: [Amended 4-3-2002; 11-5-2003; 11-17-2004; 11-2-2005; 11-21-2007 by Res. No. 21-224/2007; 3-2-2011 by Res. No. 6-88/2011; 9-16-2015 by Res. No. 17-239/2015; 12-28-2016 by Res. No. 25-279/2016]
 - (1) Residential property: For each residential unit, there shall be an annual Sewer Rent charge, which shall be established by the Town Board. Such charge will be kept on file with the Town Clerk.
 - (2) Nonresidential property: On a quarterly basis, the charge shall be \$1.287 per 1,000 gallons of water consumption at the subject property, with a minimum charge of \$19.31 for 15,000 gallons of water consumption or less.
- D. Stormwater fees (if not posted in the project's letter of credit) (see Chapter 236). [Added 5-7-2008 by L.L. No. 1-2008]

(1) Erosion and sediment control inspection fee: \$150 per site visit. [NOTE: As specified in § 236-22, Inspections.]

E. (Reserved)

F. (Reserved)

G. Engineering Review Fees

(1) Site Plan Applications

	<u>Concept</u>	<u>Preliminary Plans</u>	<u>Final Plans</u>
Residential	\$300.00	\$35.00 per lot (\$500 minimum)	\$60.00 per lot
Commercial/Industrial	\$300.00	\$30.00 per acre (\$500 minimum)	\$40.00 per acre

(2) Site Plan Applications

Engineering Plan Review Charge - \$700

(3) Administrative Subdivision/Site Plan Applications

Engineering Plan Review Charge - \$400

(4) Petition of Re-Zoning Applications

Engineering Plan Review Charge - \$300.00

H. Fee in lieu of Tree Bank plantings, per section 261-13 of the Town Code [Added 7-21-2021 by Resolution No. 16-207/2021] - \$300.00 per tree.