

# Warrington



# Township

852 EASTON ROAD, WARRINGTON, PA 18976  
215-343-9350 ■ FAX 215-343-5944  
[www.warringtontownship.org](http://www.warringtontownship.org)

BOARD OF SUPERVISORS  
SHIRLEY YANNICH, Chair  
CAROL T. BAKER, Vice Chair  
MATTHEW W. HALLOWELL, SR., Member  
MILLE A. SELIGA, Member  
FRED R. GAINES, Member

INTERIM TOWNSHIP MANAGER  
Barry P. Luber

June 28, 2016

## MANAGER'S REPORT

- a. Consider for Fee Schedule Change – Water and Sewer – District IV.
- b. Consider joining other Bucks County municipalities in the upcoming negotiations with Verizon for the Franchise agreement.
- c. Valley Rd Culvert Replacement Project - Warminster Agreement.
- d. Girls Lacrosse – Erect sign on split rail fence thanking individuals who built/contributed to their playing field.
- e. Consider for approval Warrington Youth Baseball's plan to install a brick monument at Barnes Park.

# **ATTACHMENT “A”**

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INTERIM TOWNSHIP MANAGER  
BARRY P. LUBER

**To:** Board of Supervisors

**From:** Christian R. Jones, Director of Water and Sewer/Assistant to the Manager

**Date:** June 21, 2016

**RE: Warrington Township Water and Sewer Department Fee Schedule Change**

Staff recommends that the Fee Schedule be modified under District IV (County Line Road Water & Sewer).

1. The third line under section A should be modified:
  - a. from: "plus per 1,000 gal 5,000 – 13,500 gal plus base"
  - b. to: "plus per 1,000 gal 5,000 – 10,000 gal plus base"
  
2. The fourth line under section A should be modified:
  - a. from: "plus per 1,000 gal over 13,500 gal plus base"
  - b. to: "plus per 1,000 gal over 10,000 gal plus base"

This modification in our Fee Schedule is intended to reflect Horsham Water and Sewer Authority's (HWSA) parameters for water consumption as this District is served by HWSA water.



**Warrington Township  
Resolution 16-R-\_\_  
2016 FEE SCHEDULE**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF WARRINGTON, BUCKS COUNTY, PENNSYLVANIA, ESTABLISHING AND REESTABLISHING VARIOUS FEES, COSTS, CHARGES AND EXPENSES PURSUANT TO THE ORDINANCE OF THE TOWNSHIP OF WARRINGTON.

revised 6/28/16

I. <u>ZONING PERMITS</u>	<u>FEE</u>	<u>ESCROW</u>
A. Opinion Letter by Zoning Officer	\$50.00	
B. Residential Zoning Review (Component of Combined Zoning/ Building Application)	\$50.00	
Commercial Zoning Review (Component of Combined Zoning/ Building Application)	\$120.00	
C. Recording Charges for Easement	Actual Recording Charges only	
D. Flood Plain Certification	\$250.00	
E. Fee in Lieu of Open Space (per acre of required open space land)	\$140,000.00	

II. SUBDIVISIONS AND LAND DEVELOPMENT:

A. Preliminary Plans:		
1. <u>RESIDENTIAL SINGLE FAMILY</u>		
Minor Subdivision	\$275.00	\$1,000.00
3 to 10 Lots	\$600 + \$30 per lot \$3,000.00	
11 to 25 Lots	\$900 + \$30 per lot \$6,500.00	
26 to 50 Lots	\$1,200 + \$30 per lot \$8,500.00	
Over 50 Lots	\$1,800 + \$30 per lot \$9,500.00	
Multi-Family	\$950 + \$30 per unit \$7,500.00	
2. <u>COMMERCIAL</u>	\$600 + \$.06 per sq. ft. of gross floor area	\$7,500.00
3. <u>INDUSTRIAL</u>	\$600 + \$.06 per sq. ft. of gross floor area	\$7,500.00
4. <u>SHOPPING CTR</u>	\$1,500 + \$.06 per sq. ft. of gross floor area \$10,000.00	
5. <u>PARKING LOT REVIEWS</u>	\$600 + \$.06 per sq. ft. of gross floor area	\$500.00
6. <u>INSTITUTIONAL</u>	\$500 + \$.06 per sq. ft. of gross floor area \$2,500.00	
B. Final Plans	Same as for preliminary plans	
C. Lot Line Change	\$200.00	\$200 plus engineering cost
D. Amendment to Recorded Plans	\$200.00	\$200 plus engineering cost
E. Sketch Plan	No fee	\$500 plus engineering cost

\*REFUNDABLE ESCROW DEPOSIT:

All applicants shall be required to post a refundable escrow deposit payable with the first application. The Warrington Township Planning Commission in the exercise of its responsibilities, and with the approval of the Board of Supervisors may call upon the services of consultants for engineering, legal, site design, traffic design, landscape architecture and such other services as it may deem necessary for examination of the proposed subdivision and/or land development. Any unused portion of the refundable escrow shall be returned to the applicant. A 10% administrative charge shall be added to all applicable fees and deducted from the portion of the fee paid in advance.

In the event an escrow fund is depleted in excess of 80% of the original deposit, and it seems likely that costs will run in excess of the unused portion, the Township reserves the right to require an additional escrow deposit up to the original escrow amount. This escrow amount shall be paid when requested before any further review of the proposed development.

III. APEALS:

A. Building Code Appeals:	<u>FEE</u>	<u>ESCROW</u>
Residential	\$700.00	\$500.00
Other Building Use	\$1,000.00	\$1,000.00

2016 Fee Schedule 6/28/16

B. Zoning Ordinance Appeals: Variances, Special Exceptions, Unified Appeals, Other		
Residential	\$700.00	\$500.00
Non-Residential	\$1,500.00	\$1,000.00
C. Each continuance warranted by the applicant		
	\$150.00	

IV. APPLICATIONS FOR AMENDMENTS TO THE ZONING ORDINANCE

A. Property zoned residential	\$550.00	\$2,500.00
B. All other property	\$1,000.00	\$2,500.00
C. Engineering charges for zoning map changes when application is approved.		\$300.00

V. CURATIVE AMENDMENTS AND CHALLENGES TO THE VALIDITY OF THE ZONING ORDINANCE

\$7,500.00      \$10,000.00

VI. CONDITIONAL USE APPLICATIONS

\$500.00      \$1,000.00

Escrow Deposit is to cover the cost of publishing required notices and all other expenses incurred by the Township incidental to the hearing. In the event these costs deplete the escrow fund in excess of 80% of the original escrow deposit and costs seem to indicate that additional deposits will be required, the Township reserves the right to require and additional Escrow deposit up to the original escrow amount. This additional escrow amount shall be paid prior to the public hearing as set forth in the public notice. If these expenses do not exceed the escrow deposit fees, the balance will be refunded to the applicant. A 10% administration charge will be added to all fees and costs.

VII. BUILDING PERMITS (NEW CONSTRUCTION)

FEE

The fee covers plan review and inspections. Builders are encouraged to the BOCA/ICC Plan Review Service. The Township will credit the BOCA/ICC plan review fee from the total building permit fee. Note: BOCA/ICC Plan Review Service is a division of the International Code Council, successor to the Building Officials and Code Administrators International, 4051 West Floosmore Road, Country Club Hills, IL 60478-5795, Tel. (709) 799-2300

(If using TDR's refer to attachments at end of the Schedule)

A. Residential	\$1.00 per gross SF
All Other Uses	\$1.00 per gross sq. ft. for the first \$0.75 per additional gross sq. ft. up \$0.50 per additional gross sq. ft. over
Plan Review for revisions and addendums	\$75 per hour
B. Residential contribution to the Capital Recreation Fund	\$2,000.00 per dwelling unit
C. Non-Residential contribution to the Capital Recreation Fund	\$2,000.00 Min. plus \$0.80 per sq. ft. of total building floor area
D. Structural Engineering Reviews	\$500.00
E. Temporary Sales Trailers	\$275.00 each
F. Retaining Walls	
Non-Structural Retaining Walls (Zoning Permit Only)	<u>FEE</u> <u>ESCROW</u> \$50.00
Structural Retaining Walls	\$50.00 plus \$ .50 \$1,000.00 of face
G. Modular Homes	50% of required building permit
H. State Fee on all Building Permits	\$4.00
I. Re-Inspection Fee	\$200.00 each

VIII. BUILDING PERMITS (ADDITIONS)

A.	Residential Uses	\$1.00 per gross SF
B.	All other Uses	\$750 for the first 1,000 SF \$325 for each add 'l 1,000 SF up to 10,000 SF \$200 for each add 'l 1,000 SF over 10,000 SF
C.	Uncovered Decks, Patios (with Footings), etc.	\$.50 per square foot \$100 minimum
D.	Re-Inspection Fee	\$50.00
E.	State Fee on all Building Permits	\$4.00

IX. BUILDING PERMITS (ALTERATIONS and STRUCTURAL REPAIR)

A.	Residential	\$20 for the first \$1,000 of construction cost plus \$30.00 for each additional \$1,000 of construction cost Minimum fee \$100
B.	All Other Uses	\$20 per \$1,000 of construction cost Minimum fee \$150
C.	Re-Inspection Fee - Residential	\$50
	Re-Inspection Fee - Commercial/Other	\$200
D.	State Fee on all Building Permits	\$4.00

X. MISCELLANEOUS CONSTRUCTION PERMITS

RESIDENTIAL:

	<u>FEE</u>	<u>ESCROW</u>
A.	Residential Roofing (Commercial Roofing under Alterations)	None
B.	Siding	None
C.	Residential Demolition Permits	\$60.00 <i>Plus \$5.00 per \$1,000 of project cost</i>
	Commercial Demolition Permits	\$110.00 <i>Plus \$5.00 per \$1,000 of project cost</i>
D.	Blasting Permits*	\$50 per day - \$100
E.	State Fee on all Building Permits	\$4.00
	<b>*Must have state blasting license, liability insurance and follow permit instructions.</b>	
F.	Fuel Tank Installation	
	Residential - Initial Oil Tank Installation	\$125.00
	Residential - Remove & Replace existing Oil Tank	\$75.00
	Residential - Initial Propane Tank Installation (Zoning Review only)	\$50.00
	Commercial	\$100 for the first \$1,000 of cost. <i>Each additional \$1,000 of cost \$15.00. Late Filing Fee of 100% of permit cost</i>

XI. SWIMMING POOLS

A.	Residential in-ground pools	\$750.00
B.	Residential above ground pools two (2) feet or more and hot tubs	\$50.00

NOTE: Fence permit fee included in swimming pool permit.

C.	Re-Inspection Fee	\$50.00
D.	State Fee on all Swimming Pool Permits	\$4.00

XII. ELECTRICAL PERMITS (Permit Process only - Inspection to be completed by an approved Third Party Agency)

A.	Residential (New Construction, Addition, Alterations, etc.)	\$75 (Admin. Only)
B.	Commercial and Industrial Installations Plus \$20 per \$1,000 of project cost over \$5,000	\$120.00
C.	Solar Panels (Residential and Commercial)	
	Up to 10 kW	\$300.00
	11-50 kW	\$400.00
	51-100 kW	\$500.00
	101-500 kW	\$600.00
	Over 500 kW	\$700.00
D.	State Fee on all Electrical Permits	\$4.00

<b>XIII. MECHANICAL PERMITS</b>		
A.	Residential (New Construction, Addition, Alterations, etc.)	\$65 for first \$1000.00 of construction plus \$15 for each additional \$1000.00 of construction cost.
B.	Commercial, Industrial, Institutional	\$130 For the first \$1,000.00 of construction plus \$20 for each additional \$1,000.00 of construction cost
C.	Re-inspection Fee	\$50.00
D.	State Fee on all Mechanical Permits	\$4.00
<b>XIV.</b>	<b>FIRE PROTECTION SYSTEM:</b>	
A.	Sprinkler Systems	Commercial & 13-D
	1-5 Sprinkler Heads	\$125.00
	6-10 Sprinkler Heads	\$225.00
	11-20 Sprinkler Heads	\$375.00
	21-200 Sprinkler Heads	\$675.00
	201-300 Sprinkler Heads	\$825.00
	310-400 Sprinkler Heads	\$875.00
	401-500 Sprinkler Heads	\$1,000.00
	over 500 Sprinkler Heads	\$1,125.00 Plus \$.25 per additional sprinkler head over 500
		Residential 13-R
	1-5 Sprinkler Heads	\$100.00
	6-10 Sprinkler Heads	\$125.00
	11-100 Sprinkler Heads	\$150.00
	over 100 Sprinkler Heads	\$200.00 Plus \$.25 per additional heads over 200
B.	Specialty Systems	Foam & Kitchen Systems
		\$20.00 per pound or gallon of agent (in addition to the Sprinkler Heads fees listed above)
C.	Smoke/Heat Detector/Activation Device:	
	1-5 Smoke/ Heat Detectors / Activation Device	\$75.00
	6-10 Smoke/ Heat Detectors / Activation Device	\$125.00
	1-20 Smoke/ Heat Detectors / Activation Device	\$275.00
	21-100 Smoke/ Heat Detectors / Activation Device	\$400.00
	201-300 Smoke/ Heat Detectors / Activation Device	\$475.00
	310-400 Smoke/ Heat Detectors / Activation Device	\$500.00
	401-500 Smoke/ Heat Detectors / Activation Device	\$550.00
	over 500 Smoke/ Heat Detectors / Activation Device	\$600.00 Plus \$.25 per additional device over 500
D.	Re-inspection Fee	\$75.00 per inspection
E.	Duplicate Submittal Fee:	1/2 the cost of fee listed above
F.	False or Accidental Alarm Fees:	
	First through Third Offenses:	Warning Only
	Fourth Offense:	\$100.00
	Fifth and subsequent offenses doubles the previous fee.	Doubles the previous fee
	<b>Note: For commercial properties or apartment complexes the fee shall be applied per building</b>	
G.	State Fee on all Fire Protection System	\$4.00
<b>XV.</b>	<b>PLUMBING PERMITS:</b>	
A.	Single Family Dwellings/Townhouses	\$65 plus \$20 per fixture.
B.	Commercial / Industrial	\$100.00 plus \$30 per fixture
C.	Additions / Alterations	\$15 plus \$20 per fixture. (minimum fee \$50.00)
D.	Sewer Line Repairs & Irrigation Hose bib (inside or outside)	\$50.00
E.	Yard Irrigation Systems	\$150.00
F.	Baseboard Hot Water or Hydronic Heat	\$50.00
G.	Re-Inspection Fee	\$50.00
H.	State Fee on all Plumbing Permits	\$4.00

XVI. CONTRACTORS REGISTRATION

NOTE: All Contractors and Sub-Contractors are required to be registered with Warrington Township.

Initial Registration	\$140.00
Renewal Registration (For Consecutive Years)	\$70.00

Fees are broken down quarterly:

	<u>NEW FEE</u>	<u>RENEWAL FEE</u>
Jan. - June	\$140.00	\$70.00
July/August/September	\$80.00	\$40.00
October/November/December	\$40.00	\$20.00

XVII. COMMENCING WORK PRIOR TO ISSUANCE OF A PERMIT

Where work requiring the issuance of a permit by the Township is commenced prior to the issuance of said permit, the violator shall pay an administrative fee equal to 100% of the normal permit fee, in addition to the normal permit fee. The rule shall govern all permits required by Warrington Township.

XVII-A. SIGN PERMITS

	<u>FEE</u>	<u>ESCROW</u>
A. New Permanent Sign	\$75.00	
<u>Excludes the following in all zones:</u>		
Public Legal Notices		
Traffic Warning Signs		
Official Warnings Signs		
Trespassing Signs		
Utility Signs		
Agricultural, Horticultural, or		
Farm Produce Signs		
B. Temporary Political Signs		
Signs 2 sq. ft. or smaller	No Charge	No Charge
Signs over 2 sq. ft.	No Charge	No Charge

Note: No signs shall be posted earlier than 60 days prior to election. Applicant shall remove such sign(s) within 10 days of election day.

C. Other Temporary Signs	\$25.00	\$100.00
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Note: Applicant shall remove such signs when the information is no longer applicable. Applicant shall pay cost if removal is made by Township at the direction of the Zoning Officer.

XVIII. OCCUPANCY PERMITS

	<u>FEE</u>
A. New Construction	
1 Residential	\$240.00
2 Commercial/Industrial	\$0.12 per SF minimum \$200.00
3 Re-Inspection	\$200.00
B. Rentals	
1 Residential	\$60.00
2 Commercial/Industrial	
a) Up to 10,000 sq. ft.	\$150.00 Plus \$.025 per sq. ft.
b) Over 10,000 sq. ft.	\$400.00 Plus \$.02 per sq. ft. over 10,000 sq. ft.
3 Re-Inspection	
Residential	\$50.00
Commercial/Industrial	25% of original fee



C.	Resale		
	1	<u>Residential</u>	
		a) Single Family/Townhouse	\$100.00
	2	<u>Commercial/Industrial</u>	
		a) Up to 10,000 sq. ft.	\$150.00
		b) Over 10,000 sq. ft.	Plus \$.06 per sq. ft.
			750 plus \$.05 per sq. ft.
			over 10,000 sq. ft.
	3	<u>Re-Inspection</u>	
		Residential	\$50.00
		Commercial/Industrial	25% of original fee

D.	Zoning Activity Review (ZAR) Card		
		Residential Properties(home occupations)	\$50.00
		Non Residential Properties	\$100.00

E.	Temporary Occupancy Certificate Escrow		\$1,200.00
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If a structure is habitable, even though work required by the Warrington Township Building Code, the developer agreement, or any other ordinance of Warrington Township is not completed, a Temporary Occupancy Certificate may be issued by the Code Official, for no more than 30 days. The Temporary Certificate may be extended from November 15th to May 30th when grading, paving and other seasonal work cannot be performed. The escrow will be forfeited if the Temporary Occupancy Certificate is allowed to expire, unless appealed to the Board of Supervisors, in writing.

F.	Realtors, Landlords and property management agents who fail to schedule inspections prior to the occupancy of the premises will be subject to triple the fee, upon the second occurrence.		
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**XIX. COMPLIANCE GUARANTEE DEPOSIT**

In addition to the Occupancy Certificate fee and other fees, a compliance guarantee deposit is required. The compliance guarantee deposit, less any cost incurred by the Township in securing compliance with any permits issued to the building/developer/owner, including legal, engineering and administrative costs, will be refunded upon the issuance of a Final Certificate of Occupancy. If the premises is occupied or used prior to the issuance of any Occupancy Certificate and/or Certificate of Completion, the compliance guarantee deposit shall be automatically forfeited. In addition to the Occupancy Certificate fee and other fees, a compliance guarantee.

**COMPLIANCE ESCROW (New Construction)**

A.	Single Family, Twin and Two Family Dwelling, Townhouses, Row houses	\$2500 per unit
B.	Commercial and Industrial (includes Multi-Family, Apartments, Motels, Hotels, etc.)	\$0.20 per sq. ft. \$1,000.00 Min. \$10,000.00 Max.

XX. WATER & SEWER DEPARTMENT USER RATES AND CHARGES  
Amended - Resolution 02-R-56 and Resolution 03-R-7  
**IF USING TDR'S - USE FEES FROM CURATIVE AMENDMENT STIPULATION**

**METER REQUIREMENT:**

It shall be mandatory for all water and sewer connections, to be metered by a meter purchased and installed by Warrington Township in an approved meter setting upon connection to the system.

		<u>DISTRICT I</u>		
		<u>0-10,000</u>	<u>11,000-25,000</u>	<u>Over 25,000</u>
		<u>Gallons</u>	<u>Gallons</u>	<u>Gallons</u>
A.	<u>All Users</u>			
	Water			
	Per 1,000 gals.	\$3.27	\$3.50	\$4.74
	Sewer			
	Per 1,000 gals.	\$6.47	\$6.47	\$6.47

		<u>DISTRICT II</u>		
		<u>0-10,000</u>	<u>11,000-25,000</u>	<u>Over 25,000</u>
		<u>Gallons</u>	<u>Gallons</u>	<u>Gallons</u>
A.	<u>All Users</u>			
	Water			
	Per 1,000 gals.	\$4.17	\$4.50	\$4.61
	Sewer			
	Per 1,000 gals.	\$6.47	\$6.47	\$6.47

District I and II  
 Unmetered Sewer Rate                                    \$116.46/Quarter + Base Charge (Based on 18,000 gallons use)

		<u>DISTRICT III</u> <u>(Muirfield Development)</u>		
		<u>0-10,000</u>	<u>11,000-25,000</u>	<u>Over 25,000</u>
		<u>Gallons</u>	<u>Gallons</u>	<u>Gallons</u>
A.				
	Water			
	Per 1,000 gals.	\$4.17	\$4.50	\$4.61
	Sewer			
	Base Charge per Quarter	\$92.56		
	Plus Per 1,000 gals.	\$2.84	\$2.84	\$2.84

District III  
 Unmetered Sewer Rate                                    \$ 133.98/Quarter + \$5 Base Charge

		<u>DISTRICT IV</u> <u>(County Line Road Water &amp; Sewer)</u>	
A.	<u>Residential Users</u>	5/8" x 3/4"	3/4"
		<u>Meter</u>	<u>Meter</u>
	Water		
	Base Fee	\$3.30	\$3.30
	plus per 1,000 gal 5,000 - 10,000 gal plus base	\$3.19	\$3.19
	plus per 1,000 gal over 10,000 gal plus base	\$5.52	\$5.52
	Sewer		
	Base Fee	\$7.60	\$7.60
	Cost per 1,000 gal	\$8.93	\$8.93

\*Quarterly rates are based on 90 days

District IV  
 Unmetered Sewer Rate                                    \$180.25/Quarter + Base Charge

		<u>DISTRICT V</u> <u>(Chalfont - New Britain)</u>	
A.	<u>Residential Users</u>		
	Sewer	<u>0-32,000</u>	<u>Over 32,000</u>
	Base Charge per unit per quarter \$29.40	<u>Gallons</u>	<u>Gallons</u>
	Plus Per 1,000 gals.	\$4.94	\$8.85
	District V		
	Unmetered Sewer Rate                                    \$155.23/Quarter + Base Charge		

ALL DISTRICTS

A.	PUBLIC FIRE SERVICE		.25 Mills per EDU/Year within 785 ft. of a fire hydrant
B.	CONSTRUCTION WATER		\$100.00 per EDU
C.	WATER INSPECTION FEE		\$100.00 per EDU
D.	SEWER INSPECTION FEE		\$100.00 per EDU
E.	ACCOUNT MAINTENANCE FEE		\$2.00/Quarter per EDU
F.	BASE CHARGE (All Districts)		
		WATER	\$2.08/Quarter
		SEWER	\$5.15/Quarter
G.	METER REPLACEMENT 5/8-3/4"		\$3.62/Quarter
	METER REPLACEMENT 1 "		\$4.63/Quarter
	METER REPLACEMENT 1.5"		\$32.50/Quarter
	METER REPLACEMENT 2"		\$38.75/Quarter
	METER REPLACEMENT 3"		\$58.25/Quarter
	METER REPLACEMENT 4"		\$63.75/Quarter
H.	WATER METER CHARGE (New Installations)		

SIZE OF METER (INCHES)		
5/8 x 3/4"		\$360.00
1.00 "		\$475.00
1-1/2 "		\$2,860.00
2.00"	Compound	\$3,410.00
3.00"	Compound	\$4,510.00
4.00"	Compound	\$5,610.00

Notes:

- 1 The water meter will be furnished and installed by the Township after payment of the appropriate fee and installation of all interior plumbing appurtenances by the customer.
- 2 Fees for meters larger than four (4) inches will be determined by the Township.
- 3 The Township reserves the right to require metering devices other than those stated in the Fee Schedule.
- 4 Fees for these special application meters and associated costs will be the Township's actual cost plus a 10% administration fee.

I.	<b>WATER METER TESTING CHARGE:</b> (A written request by the owner is required)		
	5/8" x 3/4" meter	\$15.00	Plus incurred costs
	1" meter	\$25.00	Plus incurred costs
	Over 1" meter	\$40.00	
J.	<b>INDUSTRIAL WASTEWATER DISCHARGE PERMIT (ORDINANCE #93-3)</b>	\$250.00	(No pre-treatment)
		\$500.00	(With pre-treatment)
K.	<b>WELL PERMITS:</b> (All well permits are through Bucks County Department of Health)		
L.	<b>ADMINISTRATION CHARGES:</b>		
	Certification Fee (Final)	\$50.00	
	Posting for shut off 1st posting	\$0.00	
	Posting for shut off 2nd posting	\$25.00	
	Final Posting & Shut off	\$125.00	
	Filing of Lien	\$80.00	
	Satisfaction of Lien	\$20.00	
	Water and Sewer Specification Books	\$35.00	
	Return Check Fee	\$35.00	
M.	<b>RESIDENTIAL TAPPING FEES:</b>		
	Water Tapping Fee per EDU	\$2,085.00	
	Capacity Portion	\$1,392.00	
	Distribution Portion	\$693.00	
	Sewer Tapping Fee per EDU	\$4,940.00	
	Capacity Portion	\$3,972.00	
	Collection Portion	\$968.00	
	Notes:		Equivalent Dwelling Unit (EDU): Each single-family, multi-family, and mobile home constitutes one EDU.

**N. COMMERCIAL & INDUSTRIAL TAPPING FEES:**

SIZE OF WATER SERVICE (INCHES)	EDU RATING	TAPPING FEES	
		SEWER	WATER
1	1.8	\$8,890.00	\$3,750.00
1.25	2.8	\$13,830.00	\$5,840.00
1.5	4	\$19,760.00	\$8,340.00
2	7.1	\$35,070.00	\$14,800.00
3	16.1	\$79,530.00	\$33,570.00
4	28.5	\$140,790.00	\$59,420.00

Note: The minimum water service size for commercial customers is 1 inch.  
Fees for water services larger than 4 inches will be determined by the Township.

**O. SPECIAL ORDINANCE FEES**

**1 Bristol Road East Sewer District Ordinance #2002-O-1**

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$5,577.00  
  
Total Fee per EDU: \$9,549.00

Tax Parcel Number: 50-029-016, 50-029-017; 50-029-018; 50-029-019, 50-038-001; and 50-38-002

**2 Pickertown/ Whisper Ridge Sewer District Ordinance #2003-O-09**

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$4,001.00  
  
Total Fee per EDU: \$7,973.00

Tax Parcel Number: 50-004-022, 50-004-022-001; 50-004-022-002; 50-004-172; 50-043-001; 50-043-002; 50-043-003; 50-044-001; 50-044-002; 50-044-003; 50-044-004; 50-044-005; 50-044-006; 50-044-007; 50-004-016; and 50-004-016-003

**3 Pickertown/Scarlet Oak Sewer District Ordinance #2003-O-17**

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$6,403.00  
  
Total Fee per EDU: \$10,375.00

Tax Parcel Number: 50-004-072, 50-004-073, 50-004-072-001; 50-004-073-001; 50-004-101-001; and 50-004-112

**4 Pickertown/Greenwood Terrace Sewer District Ordinance #2003-O-10**

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$3,930.00  
  
Total Fee per EDU: \$7,902.00

Tax Parcel Numbers:

50-010-045, 50-010-046; 50-010-067; 50-010-068; 50-010-068-001; 50-010-069; 50-010-070-001; 50-010-071; 50-010-072; 50-010-073; 50-010-074; 50-010-075; 50-010-076; 50-010-077; 50-010-078; 50-013-001; 50-013-002; 50-013-003; 50-013-004; 50-013-005; 50-013-006; 50-013-007; 50-014-001; 50-014-002; 50-014-003; 50-014-004; 50-014-005; 50-014-006; 50-014-007; 50-014-008; 50-014-009; 50-014-010; 50-014-011; 50-014-012; 50-014-013; 50-014-014; 50-014-016; 50-017-025; 50-017-026; 50-017-027; 50-018-001; 50-018-002; 50-018-003; 50-018-004; 50-018-005; 50-018-006; 50-018-007; 50-018-008; 50-018-009; 50-018-010; 50-018-011; 50-018-012; 50-018-013; 50-018-014; 50-018-015; 50-018-016; 50-018-017; 50-044-008; 50-044-009; 50-044-010; 50-044-011; 50-044-012; 50-044-013; 50-044-014; 50-044-015; 50-044-016; 50-044-017; 50-044-018; 50-044-019; 50-044-020; 50-044-021; 50-044-022; 50-044-023; 50-050-006; 50-050-007; 50-050-008; 50-050-009; 50-050-010; 50-050-011; 50-050-012; 50-050-013; 50-050-014 50-050-015

5 Elbow Lane Sewer District Ordinance #2003-O-16

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$5,153.00  
  
Total Fee per EDU: \$9,125.00

Tax Parcel Number: 50-010-047, 50-010-047-001, 50-010-048, 50-010-049, 50-017-028; 50-017-028-001; 50-017-029; 50-017-030; 50-017-030-001

6 Upper State Road/Whisper Ridge Drive Sewer District Ordinance #2004-O-02

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$4,054.50  
  
Total Fee per EDU: \$8,026.50

Tax Parcel Numbers: 50-002-009 and 50-002-010

7 Bluestone/ County Line Sewer District Ordinance #2005-O-04

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$5,156.67  
  
Total Fee per EDU: \$9,128.67

Tax Parcel Number: 50-010-082-004; 50-010-082-008; 50-010-082-001; 50-010-082-002; 50-010-082-005; 50-010-082-006; 50-010-082-007; 50-010-082-008; 50-010-095

8 Pickertown/Windsong Water District Ordinance #2005-O-05

Water Capacity Fee: \$1,392.00  
Water Distribution Fee: \$3,304.71  
  
Total Fee per EDU: \$4,696.71

Tax Parcel Numbers: 50-018-013; 50-018-014; 50-018-015; and 50-010-070-001; 50-018-016

9 Folly Road/Bristol Road Sewer District #2005-O-07

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$7,501.00  
  
Total Fee per EDU: \$11,473.00

Tax Parcel Numbers: 50-004-150; 50-004-157; 50-004-158; 50-004-159; 50-004-170; 50-004-171; 50-004-171-001; 50-009-001; 50-009-018; 50-009-018-001; 50-009-019; 50-009-20; 50-009-021; 50-009-022; 50-009-023

10 Muirfield/County Line Sewer District #2006-O-01

Sewer Tapping Fee: \$3,977.00  
Total Fee per EDU: \$3,977.00

Tax Parcel Numbers: 50-004-061; 50-004-061-001; 50-004-061-002; 50-004-061-003; 50-004-061-004; 50-004-061-006; 50-004-065

Sewer Tapping Fee: \$3,977.00  
Sewer Collection Fee: \$3,994.50

Total Fee per EDU: \$7,106.50

Tax Parcel Numbers: 50-004-063; 50-004-064; 50-004-066

11 Bristol Road/Turk Road Sewer District Ordinance #2006-O-03

Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$5,903.00  
  
Total Fee per EDU: \$9,875.00

Tax Parcel Numbers: 50-026-002; 50-026-003; 50-026-004; 50-026-005; 50-026-006; 50-026-007; 50-026-008; 50-026-009; 50-026-009-001; 50-026-010; 50-026-011; 50-026-012-001; 50-026-012-002; 50-026-031; 50-026-032; 50-026-033; 50-026-034; 50-026-065; 50-026-067-001; 50-026-068; 50-026-069; 50-026-070; 50-026-071; 50-026-073; 50-026-074; 50-026-075; 50-026-075-001; 50-026-076

12 Bristol Road/Turk Road Water District Ordinance #2006-O-04

Water Capacity Fee: \$1,392.00  
Water Distribution Fee: \$5,361.00  
  
Total Fee per EDU: \$6,753.00

Tax Parcel Numbers: 50-026-002; 50-026-003; 50-026-004; 50-026-005; 50-026-006; 50-026-007; 50-026-008; 50-026-009; 50-026-009-001; 50-026-010; 50-026-011; 50-026-012-001; 50-026-012-002; 50-026-031; 50-026-032; 50-026-033; 50-026-034; 50-026-065; 50-026-067-001; 50-026-068; 50-026-069; 50-026-070; 50-026-071; 50-026-073; 50-026-074; 50-026-075; 50-026-075-001; 50-026-076

- 13 **Street Road/ Taylor Avenue Water District Ordinance #2007-O-07**
- Water Capacity Fee:  
Water Distribution Fee: \$1,392.00  
\$6,985.00  
**Total Fee per EDU: \$8,377.00**
- Tax Parcel Numbers: 50-023-133; 50-023-135; 50-023-136; 50-023-137; 50-023-138; 50-023-139; 05-023-139-1; 50-023-139-002; 50-023-140; 50-023-186-001 and 50-023-186-002
- 14 **Woodlawn Sewer District Ordinance # 2009-O-02**
- Sewer Capacity Fee: \$3,972.00  
Sewer Collection Fee: \$7,646.00  
**Total Fee per EDU: \$11,618.00**
- Tax Parcel Numbers: 50-004-094, 50-004-095, 50-006-006, 50-007-001, 50-007-002, 50-007-003, 50-007-004, 50-007-005, 50-007-006, 50-007-007, 50-007-008, 50-007-009, 50-007-011, 50-007-012, 50-007-013, 50-007-014, 50-007-021 and 50-007-022
- 15 **County Line Road Water and Sewer Ordinance # 2009-O-07**  
As amended June 22, 2010 Resolution # 2010-R-17
- Sewer Special Purpose Tapping Fee: \$5,493.00 per EDU  
Horsham Water Sewer Auth Tap Fee: \$5,800.00 Sewer
- Water Special Purpose Tapping Fee: \$3,696.00 per EDU  
Horsham Water Sewer Auth Tap Fee: \$2,600.00 Water
- Water Service Tap Fee: \$1513.00 per connection
- Tax Parcel Numbers: 50-010-028-001, 50-010-028-002, 50-010-028-003, 50-010-29, 50-010-029-001 50-010-030, 50-010-031, 50-015-002, 50-015-003, 50-015-004, 50-015-006, 50-015-007, 50-015-008, 50-015-009, 50-015-010, 50-015-011, 50-019-001, 50-019-002, 50-019-003, 50-019-004, 50-019-005 50-019-006, 50-019-008, 50-019-010.
- 16 **Upper State Rd/ Chalfont-New Britain Sewer District - Ordinance # 2011-0-01**  
Effective 2/8/11 Rev. Ordinance 2014-O-08
- Tax Parcel Number: 50-009-001  
Sewer SPTF: \$2,970.00  
Sewer Tapping Fee Sewer: \$5,042.00  
**Total Fee per EDU: \$8,012.00**
- Tax Parcel Number: 50-009-001-001  
Sewer SPTF: \$6,250.00  
Sewer Tapping Fee Sewer \$5,042.00  
**Total Fee per EDU: \$11,292.00**
- Tax Parcel Numbers: 50-009-005 & 50-003-001  
Sewer SPTF: \$0.00  
Sewer Tapping Fee Sewer \$5,042.00  
**Total Fee per EDU: \$5,042.00**
- 17 **County Line Road Sanitary Sewer District - Ordinance # 2014-O-04 Eff. 3.11.14**
- Sewer Special Purpose Tapping Fee: \$1,821.43 per EDU  
Montgomery Twp Mun Sewer Auth Tap Fee: \$3,977.00 Sewer
- Tax Parcel Numbers: 50-004-067, 50-006-003, 50-006-002, 50-006-001, 50-004-029-001 50-004-029, 50-004-028
- 18 **Bristol/Cooper Sewer District - Ordinance # 2014-O-13**
- Tax Parcel Number: 50-026-026 Effective 6/10/14  
Sewer SPTF: \$13,932.50
- Tax Parcel Number: 50-026-027  
Sewer SPTF: \$13,932.50
- 19 **Upper State Road/Chalfont New Britain Twp Jt Sewage Authority Sewer District - Ordinance # 2015-O-03 Eff. 1.27.15**
- Tax Parcel Numbers: 50-001-002-001; 50-001-002-003; 50-001-002-004 & 50-001-002-005  
Sewer SPTF: \$23,388.00
- 20 **Anna/Honora Sewer District - Ordinance 2015-O-07 Eff. 5.12.15**
- Tax Parcel Numbers: 50-010-015; 50-010-015-001; 50-010-015-002; 50-010-016; 50-010-058; 50-010-059; 50-010-060; 50-010-063 50-017-031; 50-017-032; 50-017-033; 50-017-034; 50-017-035; 50-017-036; 50-017-037; 50-017-039; 50-017-040; 50-017-041-001; 50-017-042; 50-017-042-001; 50-017-044; 50-017-045; 50-017-046; 50-017-047; 50-017-048; 50-017-049; 50-017-050; 50-017-051; 50-017-052; 50-017-053; 50-017-054 and 50-017-055.
- Sewer SPTF: \$10,339.00
- 21 **Anna/Honor Water District - Ordinance 2015-O-08 Eff. 5.12.15**
- Tax Parcel Numbers: 50-010-015; 50-010-015-001; 50-010-015-002; 50-010-016; 50-010-047; 50-010-055-001; 50-010-058; 50-010-059; 50-010-060; 50-010-063; 50-017-031; 50-017-032; 50-017-033; 50-017-034; 50-017-035; 50-017-036; 50-017-037; 50-017-039; 50-017-040; 50-017-041-001; 50-017-042; 50-017-042-001; 50-017-044; 50-017-045; 50-017-046; 50-017-047; 50-017-048; 50-017-049; 50-017-050; 50-017-051; 50-017-052; 50-017-053; 50-017-054 and 50-017-055
- Water SPTF: \$5,202.00
- 22 **Pickertown/Argyle/Greenwood Sanitary Sewer District- Ordinance 2015-O-09**
- Tax Parcel Numbers: 50-050-003; 50-050-004; 50-050-005  
Sewer SPTF: \$7,902.00
- 23 **Oak Avenue Water District- Ordinance 2015-O-10**

Tax Parcel Numbers: 50-023-080; 50-023-080-001; 50-023-080-001; 50-023-089; 50-023-089-001; 50-023-090; 50-023-092; 50-023-093; 50-023-094; 50-023-095; 50-023-157; 50-023-158; 50-023-159; 50-023-160; 50-023-161; 50-023-166; 50-023-167; 50-023-168; 50-023-169; 50-023-171

Water SPTF: \$5641.00 per EDU

**24 Penn Valley Pump Water District - Ordinance 2016-O-08**

Tax Parcel Numbers: 50-010-106 and 50-010-106-001  
Water SPTF: \$7,360.00

**P. CURATIVE AMENDMENT TAPPING FEES**

1	Sewer:	\$4,400 per dwelling unit.
2	Water:	\$3,000 per dwelling unit.

**Q. NWWA Capacity Fee** \$6.87 per gallon

**FIRE SAFETY FEES**

XXI. A. Fire Safety Inspections (First Inspection)

<2,000 sq. ft.	\$50.00
2,001 to 4,000 sq. ft.	\$70.00
4,001 to 6,000 sq. ft.	\$90.00
6,001 to 8,000 sq. ft.	\$110.00
8,001 to 10,000 sq. ft.	\$125.00
10,001 to 20,000 sq. ft.	\$150.00
20,001 to 40,000 sq. ft.	\$170.00
40,001 to 60,000 sq. ft.	\$190.00
60,001 to 80,000 sq. ft.	\$200.00
>80,001 sq. ft.	\$225.00

plus \$1.00 for each additional 1, 000 sq. ft. Or portion thereof.

\*\*Vacant structures will be charged 50% of the above fee schedule.

B. Fire Code Operational Permit Fees:

Fire Code Section	Permit Fee	Fee
105.6.1 Aerosol Products	\$50.00	\$25.00
105.6.2 Amusement Buildings	\$50.00	\$25.00
105.6.3 Aviation Facilities	\$50.00	\$25.00
105.6.4 Carnivals & Fairs	\$50.00	\$25.00
105.6.5 Cellulose Nitrate Film	\$50.00	\$25.00
105.6.6 Combustible Dust Producing Operation	\$50.00	\$25.00
105.6.7 Combustible Fibers	\$50.00	\$25.00
105.6.8 Compressed Gases	\$50.00	\$25.00
105.6.9 Covered Mall Buildings	\$50.00	\$.05 per SF
105.6.10 Cryogenic Fluids	\$50.00	\$25.00
105.6.11 Cutting & Welding	\$50.00	\$25.00
105.6.12 Dry Cleaning Plants	\$50.00	\$25.00
105.6.13 Exhibits & Trade Shows	\$50.00	\$.05 per SF
105.6.14 Explosives	\$1,000.00	\$50.00
105.6.15 Fire Hydrants & Valves	\$50.00	\$2 per device
105.6.16 Flammable & Combustible Liquids	\$50.00	\$.05 per/gallon
105.6.17 Floor Finishing	\$50.00	\$25.00
105.6.18 Fruit & Crop Ripening	\$50.00	\$25.00
105.6.19 Fumigation & Thermal Insecticidal Fogging	\$50.00	\$25.00
105.6.20 Hazardous Materials	\$100.00	\$.05 per SF
105.6.21 HPM Facilities	\$100.00	\$.05 per SF
105.6.22 High-Piled Storage	\$50.00	\$.05 per SF
105.6.23 Hot Work Operations	\$50.00	\$25.00
105.6.24 Industrial Ovens	\$50.00	\$25.00
105.6.25 Lumber Yards and Wood Working Plants	\$100.00	\$.05 per SF
105.6.26 Liquid or Gas Fueled vehicles or Equipment in Assembly Buildings	\$50.00	\$25.00
105.6.27 LP Gas	\$50.00	\$25.00
105.6.28 Magnesium	\$50.00	\$25.00
105.6.29 Miscellaneous Combustible Storage	\$50.00	\$25.00
105.6.30 Open Burning	\$200.00 (Each Burn)	
105.6.31 Open Flames and Torches	\$50.00	\$25.00
105.6.32 Open Flames and Candle	\$50.00	\$25.00
105.6.33 Organic Coatings	\$50.00	\$25.00
105.6.34 Places of Assembly (churches exempt)	\$50.00	\$25.00
105.6.35 Private Fire Hydrants	\$50.00	\$200.00
105.6.36 Pyrotechnic Special Effects Material	\$1,500.00	\$500.00
105.6.37 Pyroxylin Plastics	\$50.00	\$25.00
105.6.38 Refrigeration Equipment	\$50.00	\$25.00
105.6.39 Repair Garages and Service Stations	\$50.00	\$25.00
105.6.40 Rooftop Heliports	\$500.00	\$100.00
105.6.41 Spraying or Dipping	\$300.00	\$25.00
105.6.42 Storage of Scrap Tires & Tire By-products	\$500.00	\$.05 per SF
105.6.43 Temporary Membrane Structures, Tents and Canopies	\$100.00	\$25.00
105.6.44 Tire Rebuilding Plants	\$500.00	\$.05 per SF
105.6.45 Waste Handling (see ordinance #578)	\$1,000.00	\$.05 per SF
105.6.46 Wood Products	\$1,000.00	\$.05 per SF
105.7.1 Automatic Fire Extinguishing System	\$250 minimum	

Restaurant Wet Chemical Systems

Number of Nozzles	With Inspections
1 to 15	\$600.00
16 to 30	\$800.00
31 to 50	\$1,000.00
Over 50	\$1000.00 plus \$10.00 per each nozzle over 50

Gas Suppression Systems or Dry Chemical Systems

Pounds of Suppression Agent	With Inspections
1 to 50	\$600.00
51 to 100	\$700.00
101 to 200	\$750.00
201 to 300	\$800.00
301 to 400	\$950.00



Fire Code Section	Permit Fee	Yearly Inspection Fee
105.7.2 Battery Systems	\$50.00	
105.7.3 Compressed gasses	\$50.00	
105.7.4 Cryogenic fluids	\$50.00	
105.7.5 Fire Alarm & Detection System an Related Equipment Non Residential Fee	\$150 minimum \$30 per \$1000 if over \$6,000	
Residential Fee	\$100.00	
105.7.6 Fire pumps and related equipment	\$300.00	
108.7.7 Flammable & combustible liquids	\$300.00	
105.7.8 Hazardous Materials	\$300.00	
105.7.9 Industrial Ovens	\$300.00	
105.7.10 LP Gas	\$300.00	
105.7.11 Private Fire Hydrants	\$50.00 plus \$20 per device	
105.7.12 Spraying or Dipping	\$300.00	
105.7.13 Standpipe Systems	\$300.00	
105.7.14 Temporary Membrane Structures, tents and Canopies	\$300.00	

XXII. Road Opening Permit Fees

A.	Administrative	Fee	Escrow
1	Residential Fee (see residential sidewalks/driveway apron fee below)	\$25.00 lump sum	\$0.00
2	Non-residential	\$50.00 lump sum	\$0.00
B.	Work/Inspection Fees		
1	Pavement trenches, pits or holes disturbing pavements	\$500.00 lump sum	\$65.00 per sy of excavation area (see note) plus \$30.00 per sy of pavement restoration (see note)
2	Roadside trenches, pits or holes not disturbing pavements	\$100.00 lump sum	\$1.00 per sy of restoration
3	Borings or other techniques involving minimal disturbance of unpaved area	\$100.00 lump sum	\$2.00 per lf
4	Residential Sidewalks/driveway aprons	\$50.00 flat fee*	\$5.00 per sf
		* includes \$25 residential fee	
5	Non-residential Sidewalks/driveway aprons	\$0.50 per sf	\$15.00 per sf
		(\$150 min.)	
6	Concrete/granite block curbs	\$0.50 per lf	\$20.00 per lf

**Note:** For roadways constructed or resurfaced more than 3 years from the date of Road Opening Permit application, the area of restoration for pavement trenches, pits or holes shall extend a minimum of one foot (1') beyond the width of the disturbance along the entire length of the disturbance on both sides of the road opening. For roadways constructed or resurfaced 3 years or less from the date of application for a Road Opening Permit, the total area of pavement restoration for pavement trenches, pits, or holes shall extend the full width from curb to curb and from intersection to intersection (Ord. No. 2013-Q-18, effective Dec. 22, 2013). The purpose of the escrow is to guarantee the construction or restoration to the satisfaction of Warrington Township as evidenced through inspections by Warrington Township or the Warrington Township Engineer. Township costs associated with completing repairs, if needed, will be deducted from the escrow balance. Unused escrow balances will be returned to the applicant after the restoration/construction is inspected and determined to conform to Warrington Township standards, but not sooner than 120 days following completion of the construction/restoration.

XXIII. SWM CLUB FEES

**MARY BARNES TENNIS AND SWIM CLUB  
2016 FEE SCHEDULE**

**Seasonal Memberships**

Type of Membership	Price-Resident	Price - Non Resident
Family	\$425	\$450
Individual Child or Adult	\$250	\$275
Seniors (Born on or before 5/24/1954)	\$100	\$125
Seasonal Table Rental	\$85	\$85

\* A five percent discount will be given on the above membership fees if paid by April 15, 2016

**Daily Fee for Guests (pay at the gate)**

	Members	Non-Members	Member -After 5 pm	Non-Members After 5pm
Ages 11 and older	\$9	\$10	\$5	\$6.00
Ages 2 to 10	\$8	\$9	\$5	\$6.00
Under Age 2	No Charge	No Charge	No Charge	No Charge
Replacement Swim Club ID card	\$5			

**Discount for Military Veterans**

**10% off of Family, Individual Membership or a Daily Pass**

**Discount for Active Duty Military Personnel**

**15% off Family, Individual Membership or a Daily Pass**

**Discount for Full-Time Township Employees**

**10% off Family, Individual Membership or a Daily Pass**

**Ten Pack - Daily Admissions - Ten admissions (good for 2016 season only)**

	Members	Non-Members
Ages 11 and older	\$80	\$90
Ages 2 to 10	\$70	\$80

**Parties at the Swim Club**

Party Size	Member Party	Non-Member Party
	Fee	Fee
Party Fee Deposit (1-50 People)	\$50	\$50.00
Party Fee Deposit (51+ People)	\$75	\$75
Per Person Fee	\$6	\$8

**Swim Lessons (45 minutes)**

Sessions	Times	Resident Member	Non Resident Mem.	Non-Member Fee
		Fee	Fee	
Session 1 to 4	11:00 am to 11:45 am	\$65	\$75.00	\$85.00
Session 5 and 6	6:00 pm to 6:45 pm	\$65	\$75.00	\$85.00

**Swim Team Fees\***

Fees and Dues	Amount
Township Participation Fee for Each Swim Team Member not a member of the swim club	\$30
Township Participation Fee for Each Swim Team Member with a swim club membership	\$15

\* Swim Team fees to be paid to Warrington Swim Team who will remit fees to the Township.  
 Additional \$5.00 per program for non-residents

**Refunds or changes to Registration is an additional \$20 fee.**

**XXIV. FACILITY USE FEES:**

**Facility Reservation Fee Schedule**

**A. SINGLE USE FIELDS AND SURROUNDING AREA**

**1. ATHLETIC FIELDS**

TYPE	(R) Fee	(NR) Fee	Conditions
Unlit Fields	\$50.00	\$65.00	3-Hour Intervals
Lit Fields	\$70.00	\$85.00	3 Hour Intervals only

**2. PAVILIONS**

TYPE	(R) Fee	(NR) Fee	Conditions
	\$30.00	\$50.00	2 hour intervals

**3. LOWER NIKE BANDSTAND**

TYPE	(R) Fee	(NR) Fee	Conditions
	\$50.00	\$100.00	3 hour intervals + \$25 each additional

**B. SEASONAL AND LEAGUE USE**

TYPE	(R) Roster Fee	(NR) Roster Fee
Youth Sports Organizations	\$5 per person/per season	\$5 per person/ per season

**C. TOWNSHIP BUILDING BOARD ROOM:**

**Four (4) hours or less \$ 50.00**

**Full Day - More than four (4) hours \$ 100.00.**

**D. SPECIAL EVENTS:**

Special event requests such as concerts, benefits, races, courts and other unique events will be reviewed by Township officials to determine whether a particular township facility is the proper venue, and if so, the applicable fees that such an event would entail. Such events must conform to all park regulations and other applicable ordinances related to public safety, zoning and fire regulations to name a few. If the Township determines that for the health, safety and welfare of the residents or participants warrants the use of Police, Auxiliary Police and/ or other township staff, the Township will charge a fee based on the salaries of the Township personnel involved.

Proof of residency may be required. Township-based groups must be at least 75% residents (list must be provided, if requested).

E. PARKING LOT RENTAL

approved @ 6.14.16 BOS Meeting

Three hour interval - Warrington Township Resident - \$50.00  
 Three hour interval - Non Resident - \$65.00  
 Permit will be required for requests that are more than 50 cars per event.

XXV. Miscellaneous Recreation Programs Offered by Vendors through the Township's Recreation Department

Cost of recreation program charged to participate to be split - 80% to vendor, 20% to Township.

Refunds or changes to Registration is an additional \$20 fee.

XXVI. CONSULTANTS – All Consultants mileage rates shall be billed in accordance with the IRS Standard Rate.

A. Township Engineer - CKS Engineers Inc.  
 \$118 - per hour, Principal Engineer  
 per hour, Assistant Engineer/Construction  
 \$108 - Manager  
 \$86 - per hour, Technical Assistant  
 \$25 - per hour, Administrative Assistant

B. Township Solicitor - Clemons Richter & Reiss  
 \$150.00 per hour - Lawyer  
 \$90.00 per hour - Paralegal

XXVII. MISCELLANEOUS CHARGES

Zoning Ordinance	(available on-line at no charge)	\$50.00 with map
Subdivision and Land Development Ordinance	(available on-line at no charge)	\$50.00
Water and Sewer Spec Books		\$35.00
Stormwater Management Regulations	(available on-line at no charge)	\$35.00
Zoning Map	(available on-line at no charge)	\$24.00
Zoning Map (CAD) on Disk		\$100.00
Township Street Map	(available on-line at no charge)	\$6.00
Growth Management Plan		\$50.00
Transient Merchant/peddler permit		\$25.00
Block Parties (permit required/ no fee required)		\$0.00
<hr/>		
Home Occupation Permit (applicant must file and pay all applicable fees and escrows and be granted a special exception by the Warrington Township Zoning Hearing Board prior to issuance of a Home Occupation permit).		\$50.00 annually
<hr/>		
<u>Professional Services Agreement</u> (Miscellaneous applications which, in the opinion of the Zoning Officer and/or Building Code Official, require the services of the township engineer or township solicitor, and no escrow is otherwise required)		\$500.00 escrow (single family residential) \$1,000.00 escrow (all others)
<hr/>		
<u>Professional Services - Special Police Services</u>		
Police Patrol Officer or Sargent	\$85 per hour	
Auxiliary Police Officer	\$30 per hour	

Open Records Fees

All requests shall be in writing and directed to the Township Manager at the Township Municipal Building, 852 Easton Road during normal business hours Monday through Friday, 8:30 a.m. to 4:30 p.m., with the exception of holidays.

Photocopies of Public Records Request Documents	\$0.25 per page/per side
Photocopies of Plans/sheets larger than 11x17	\$6.00 per page/per side
Mailed photocopies will be charged for postage.	
Records on CD	\$5.00 per disc.
Audio of meeting minutes by CD (Per Resolution 2010-R-25 dated 7.13.10)	\$10.00 per CD
If "True and Correct Certification" is provided, cost will be an additional	\$2.00

If fees are estimated to exceed \$100.00 - prepayment will be necessary

Photographs (Violations, Fires, Etc.)

Color Pictures

Large Prints - 8 x 10	\$15.00 each
Small Prints - 4 x 6	\$10.00 each

Photographs on CD \$15 Flat fee per CD

Return Check \$35.00

Copy of Fire Incident Report \$50.00

Police Accident Reports - Reportable \$15.00

Police Accident Reports - Non-Reportable \$5.00

Accident Reconstruction Report \$150.00

<u>PUBLIC GATHERING PERMITS</u>	<u>Cash Deposit or Bond Amount</u>
Under 250 people	No Charge
250-1000 people	\$5,000.00
1,000 - 3,500 people	\$10,000.00
3,500 - 5,000 people	\$15,000.00
5,000 - 10,000 people	\$20,000.00
Over 10,000 people	\$30,000.00

XXVIII. LIQUOR LICENSE TRANSFER FEE  
\$1,000.00

XXIX. Curative Amendment TDR Fees

- Tapping Fees- The capacity portion of the tapping fee for sanitary sewer service and for water service for the development of any of the Properties or for any project utilizing TDRs created under this Stipulation shall be as follows:
  1. Sewer - \$4,400.00/dwelling unit.
  2. Water - \$3,000.00/dwelling unit.

Township agrees that the \$4,400.00 sewer tapping fee per dwelling unit shall not be increased for a period of ten (10) years from the date of this Stipulation and Agreement regardless of whether capacity is provided at the Warminster Plant or the Tradesville Plant. Similarly, the \$3,000.00 water tapping fee shall not be increased for a period of ten (10) years from the date of this Stipulation and Agreement. Unwiler Group and Investments Group shall not be required to pay any additional tapping fees or connection fees for water or sewer as the developers will be responsible for the installation of internal collection/distribution systems and for any necessary extensions of existing facilities. Tapping fees shall be paid on a phase-by-phase basis for the number of units contained within each such phase at the time of posting of financial security for such phase.

- Recapture- Township acknowledges and agrees that Investments Group and/or Unwiler Group, their heirs, successors and assigns, shall be entitled to reimbursement in accordance with the provisions of Act 203 of 1991 and Section 507. -A of the MPC for the costs of any facilities which are developed at their expense when such facilities are utilized to serve another property or properties. Township agrees to collect such sums as are due for reimbursement from subsequent users of such facilities and in consideration of its collection efforts Township shall be permitted to retain ten (10%) of all sums collected as an administration fee.
- Impact Fees- Investments Group and Unwiler Group shall not be required to pay any "Impact" fees to the Township except as specifically set forth in this Stipulation and Agreement, regardless of whether such fees are presently required under the Zoning Ordinance, SALDO or the Township's Fee Schedule, and regardless of any subsequent amendments to the Zoning Ordinance, SALDO or the Township's Fee Schedule.
- Fee in lieu of open space- Investments Group and Unwiler Group, pursuant to a separate agreement with the owners of the Camp Tract agree to contribute \$350,000.00 toward the cost of acquisition of the Camp Tract. In addition, in connection with the development of any of the Properties and/or the use of any of the TDRs, a fee in the amount of \$3,000.00 per dwelling unit shall be paid to the Township as a contribution in lieu of open space, which fee shall be used for the acquisition and preservation of open space. The fee shall be payable at the time of issuance of each building permit for the Properties or any project utilizing TDRs created under this Stipulation and Agreement.
- Park and Recreation Contribution- In lieu of providing active open space lands and/or active recreational facilities, the developer of each of the Properties shall pay to the Township a contribution in the amount of \$975.00 per dwelling unit and per TDR. Such contribution shall be paid at the time of issuance of each building permit for the Properties or any project utilizing TDR's created under this Stipulation and Agreement.
- Contribution for Traffic Improvements
  1. Investments Group and Unwiler Group shall pay to the Township the total sum of Sixty Thousand Dollars (\$60,000.00) which shall be utilized by Township to construct traffic improvements. Payment of this sum shall be made to the Township within sixty (60) days of full execution of this Stipulation. In the event of a final judicial determination that this Stipulation or any ordinance enacted in furtherance of the provisions of this Stipulation are declared invalid and/or unenforceable, Township shall repay the full amount within sixty (60) days of such final determination.
  2. Unwiler Group and Investments Group shall pay to the Township a contribution of \$250.00 per lot payable at the time of building permit issuance for each lot developed on the Properties. This contribution shall be used by the Township for traffic improvements.
- Construction Codes - The codes which shall be applied to the construction of buildings on any of the Properties shall be the codes in effect in Warrington Township on the date submission of preliminary plans for the development in which the building is located.

XXX. RIGHT OF WAY (Including Paper Street) VACATING FEE  
\$500.00

XXXI. TOWING SERVICES RATES

approved @ 3/22/16 BOS Meeting

<u>SERVICE PROVIDED</u>	<u>COST NOT TO EXCEED</u>
Towing - During Normal Business Hours	\$150.00
Towing - After/Before Normal Business Hours	\$175.00
Storage	\$50 Per Day After the First 24 Hours
Oil Dry	\$20 Per 40 Pound Bag
Administrative Fee	\$50.00
Winching	\$125/Hour (One Hour Minimum)
Clean-Up	\$80/Hour Per Man (1/2 hour minimum)

RESOLVED this 28th day of June 2016.



**Warrington Township  
Board of Supervisors**

**Attest:**

\_\_\_\_\_  
Barry P Luber, Interim Township Manager

\_\_\_\_\_  
Shirley Yannich, Chair

\_\_\_\_\_  
Carol T. Baker, Vice Chair

\_\_\_\_\_  
Matthew W. Hallowell, Sr., Member

\_\_\_\_\_  
Millie A. Seiga, Member

\_\_\_\_\_  
Fred R. Gaines, Member

\_\_\_\_\_  
Date

# **ATTACHMENT “B”**

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\_\_\_\_\_, 2016

Daniel S. Cohen  
Cohen Law Group  
413 South Main Street, 3<sup>rd</sup> Floor  
Pittsburgh, PA 15215

***RE: Engagement Letter for Cable Franchise Renewal with Verizon***

Dear Mr. Cohen:

This is to inform you that \_\_\_\_\_ has decided to engage the services of the Cohen Law Group (“CLG”) to assist in cable franchise renewal negotiations with Verizon Pennsylvania, Inc. (“Verizon”). This engagement is made pursuant to the Proposal to the Bucks County Consortium (“Consortium”) dated April 12, 2016 (“Proposal”). The Proposal includes the scope of services for the project as well as the cost of services on an hourly basis. The hourly rate is \$225 per hour.

While we are engaging CLG individually and, upon conclusion of the project, our municipality will obtain its own individual franchise agreement, we understand that this project will be in conjunction with other participating municipalities of the Consortium. The hourly rate does not include expenses, such as travel, video production assessment, copying, and postage, which will be divided among all participating municipalities. Once the franchise renewal project commences, CLG will send a single bill on a monthly basis and the Consortium will decide how to allocate each bill among the participating municipalities.

In addition, we have decided to not to (please circle one) engage CLG to perform a cable compliance review prior to the negotiations with Verizon. The scope and cost of services for the compliance review are included in the Proposal. The compliance review will be performed on a flat fee basis and the amount of the fee depends on the number of municipalities in the Consortium that participate in the compliance review project.

We understand that CLG will bill one-third of the compliance review project directly to our municipality by invoice upon engagement, one-third at the middle of each project, and one-third upon completion of the project upon submission by CLG of a compliance review report. We further understand that any out-of-pocket expenses on our behalf will also be invoiced and divided among all municipalities participating in the cable compliance review.

We look forward to working with your firm and obtaining all of the financial and other cable-related benefits to which we are entitled.

Sincerely yours,

\_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_





**PROPOSAL TO PERFORM  
VERIZON CABLE FRANCHISE RENEWAL SERVICES**

**submitted to the**

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**BUCKS COUNTY CONSORTIUM**

**by the**

**COHEN LAW GROUP**

**413 South Main Street  
Pittsburgh, PA 15215**

**[www.cohenlawgroup.org](http://www.cohenlawgroup.org)**

**(412) 447-0130**

**April 12, 2016**

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## **I. INTRODUCTION**

The Cohen Law Group (“CLG”) welcomes this opportunity to submit a proposal for legal services to assist the municipalities of the Bucks County Consortium (“Consortium”) in a cable compliance review and franchise renewal negotiations with Verizon of Pennsylvania, Inc. (“Verizon”). The franchise agreements between the Consortium municipalities and Verizon are set to expire soon. As such, now is the time to begin the franchise renewal process. Franchise renewal is the best opportunity for municipalities to obtain significant benefits and to assert their legal rights with their cable company.

We anticipate that the renewal negotiations with Verizon will be more challenging than the original Verizon negotiations. When the current agreements were negotiated in 2006-07, Verizon was just entering the cable television market and needed to obtain municipal franchises prior to offering cable service. Now that Verizon is entrenched in the cable market with a solid subscriber base, we expect the company to take a more confrontational approach to renewal negotiations. Performing a cable compliance review and identifying non-compliance issues will help provide the Consortium with more leverage in these renewal negotiations.

There have also been dramatic changes in video technology since the inception of the current franchise agreements, including enhanced digital technology, increased high definition format, expansion of video-on-demand, and internet-based video programming (sometimes referred to as video streaming or “over-the-top” technology). In addition, there have also been major changes in both Verizon’s cable operations and the level of priority the company now gives to municipalities. Finally, there have been changes in federal law and regulations applicable to cable franchising.

Given that the Consortium municipalities are now eligible for renewal, we recommend that they do the following: 1) perform a cable compliance review to determine whether the cable operator

has complied with its obligations under the current agreements; and 2) negotiate a new agreement that addresses the changes since the last franchise and secures maximum benefits for Consortium municipalities.

Municipal officials have three critical roles when it comes to renewing (or, in the rare circumstance, not renewing) a cable franchise. First, they are effectively the landlords of their cable company. The cable company utilizes the municipality's public rights-of-way to operate its cable system. Municipal officials manage those rights-of-way as a public trust and are entitled to a fair return for the cable company's use of those public properties. This includes both financial and non-financial benefits for the municipality.

Second, municipal officials have an obligation to protect and advance the interests of their residents. This means not only getting the best services from the cable operator today, but also doing everything possible to prepare for the future. The field of telecommunications is changing so rapidly that it is difficult to predict with certainty the technologies that will be offered in the future. A cable franchise agreement must provide for the benefits available from existing technologies as well as those that may become available from future technologies.

Third and finally, municipal officials are consumers of telecommunications services in all three forms – television, internet, and telephone. From internet access at the Municipal Building to television service at the Fire Station, municipalities use a wide range of telecommunications services. They are entitled, therefore, to the most efficient, state-of-the-art services at the best possible prices.

CLG is uniquely qualified to represent the Consortium in cable franchise renewal negotiations. For over 18 years, our firm has specialized in cable franchise matters on behalf of municipalities, and our attorneys have negotiated many more franchise agreements than any other law firm in Pennsylvania or surrounding states. We have represented over four hundred (400)

municipalities in six states in negotiations with their cable companies. Our firm has also negotiated approximately two hundred agreements with Verizon. We know Verizon's corporate policies and we know their negotiating tactics.

The principal of the firm is Dan Cohen. Aside from his credentials as a telecommunications attorney, Mr. Cohen is especially qualified to represent municipalities because he was a municipal official himself. As a member of the Pittsburgh City Council from 1990 to 2002, Mr. Cohen has first hand knowledge of the challenges and opportunities confronting municipal governments. With twelve years' experience in municipal government, he understands the practical needs and the financial constraints facing municipal officials. In addition, the Cohen Law Group includes attorney Phil Fraga, attorney Stacy Browdie, attorney Natausha Horton, law clerk Mike Roberts, and administrative assistant Akila Iyer.

CLG has developed a three-step approach to cable franchise renewal projects. The first step is identifying the client's specific needs. Since these needs often become better defined as the negotiation progresses, our attorneys maintain flexibility throughout the process to achieve a cable franchise agreement that accomplishes the client's specific goals. Second, our attorneys negotiate firmly and deliberately in order to reach agreement in a timely fashion. Our franchise agreements achieve maximum benefits for our clients. Finally, our attorneys work efficiently in a manner that is cost effective for our clients. We are keenly aware of the fiscal constraints facing municipalities, and focus, therefore, on keeping attorneys' fees and costs as low as possible.

## **II. POTENTIAL FRANCHISE BENEFITS**

There are significant benefits available to municipalities in a cable franchise renewal agreement. The key to receiving these benefits is to know the law and regulations relating to each

benefit and to negotiate firmly to obtain them from the cable operator. The following is a list of some of the more important potential benefits:

- 1. Franchise Fee Revenue.** Under federal law, municipalities may assess a franchise fee of up to five percent (5%) of the cable company's "gross revenues" for cable services derived from their municipality. The central subject of negotiation with the cable operator is the specific revenue sources to be included in the definition of "gross revenues". CLG has developed a comprehensive list of cable operator revenue sources to which municipalities may apply the franchise fee. Currently numbering 26 revenue sources, the list is expanded regularly depending on the increasing number of fees being charged by the cable operator. While the definition of "gross revenues" in the Consortium's current agreements may have been comprehensive in 2006, Verizon now charges additional fees that should be added to the definition of "gross revenues" in the new agreement.
- 2. Franchise Fee Accountability.** In addition to franchise fee revenue, it is also essential for municipalities to require franchise fee protection and accountability. In a franchise agreement, these include detailed franchise fee verification reports, the right to conduct comprehensive franchise fee audits with penalties for underpayments, as well as new protections against franchise fee reduction due to bundled service packages (also referred to as the "triple play" of television, internet, and phone services).

3. **Cash Franchise Grant.** In addition to franchise fee revenue, we will negotiate for cash franchise grants from Verizon. The availability, amount, and distribution schedule of such grants depend upon the give-and-take of the cable franchise negotiations. Our firm was able to secure a cash grant from Verizon for our clients in the last round of negotiations in other jurisdictions and it will be our goal to obtain a significant grant for the Bucks County Consortium municipalities. Preparing a limited PEG needs assessment for the Consortium municipalities that have active PEG channels will assist this effort.
4. **Free Services.** It is common in a franchise agreement for cable companies to agree to provide complimentary cable television and/or internet services to community facilities. The types and amount of free services are different for different cable operators. The major subject of negotiation is the number of community facilities (including municipally owned and operated buildings, public and private schools, and public libraries) that obtain the service, and the type and level of service obtained.
5. **Cable System Upgrade.** Depending on technical features of the current cable systems serving the Consortium, it may wish to negotiate a time frame for an upgrade or rebuild of the cable system. It is essential to know the specifications of the cable system and whether or not it is technologically current. Even if the system is technologically

current, it is important to include the technical specifications of the system in the franchise renewal agreement.

6. **Customer Service Standards.** In a franchise agreement, municipalities may impose customer service standards on the cable company to which the company must adhere. It is important to include comprehensive and enforceable standards, including but not limited to, telephone answering time limits for customer service representatives, refunds for service interruptions, rules for resolving customer billing disputes, time limits for cable technicians to arrive at your home, and a prohibition against the premature application of late fees.

7. **Public, Educational and Governmental (PEG) Channels.** Municipalities have a legal right under federal law to dedicated channel space for public, educational and governmental (“PEG”) programming. The PEG Channels may be used to inform citizens by broadcasting public safety alerts, announcements regarding local government activities, public meetings and/or community, educational and athletic programs. For municipalities that currently operate PEG Channels or wish to activate them in the future, we will include protections in the franchise agreement pertaining to the municipality’s control over the channel(s), distribution of PEG signals to all customers, installation of return lines, technical quality of the channel(s), responsibility for equipment maintenance and other related requirements.



8. **Reporting Requirements.** It can be helpful to the Consortium to obtain periodic information from the cable operator related to financial and customer service issues. A franchise agreement may require the cable operator to provide written reports to the municipality on such matters as franchise fee verification, customer complaints, construction activity in the public rights-of-way, and the cable company's financial condition.
9. **Legal Protections of the Rights-of-Way.** Because cable companies place wires and equipment in the public rights-of-way, it is critical that a cable franchise agreement include legal protections for any damages or injuries that may occur. These protections include safety standards for construction and installation, requirements for repair and restoration of property damage, emergency removal of equipment, indemnification of the municipalities and full insurance coverage.
10. **Enforcement.** Once the cable operator agrees in a franchise agreement to provide certain benefits, the Consortium municipalities must be able to enforce these obligations. It is essential to include strict and practical enforcement tools to ensure the company's faithful performance of its obligations under the agreement. These tools may include, but are not limited to, monetary fines, a substantial performance bond and the right to revoke the franchise in extreme circumstances.
11. **Length of Term.** Because telecommunications technology changes so rapidly, municipalities typically seek a shorter length of term in the

franchise renewal agreement. On the other hand, cable companies typically seek longer terms to protect their capital investment in the cable system. The difference between these two positions is resolved through negotiation.

### **III. SCOPE OF SERVICES**

The following is the scope of services that the Cohen Law Group will perform if hired to assist the Consortium in a cable compliance review and cable franchise renewal with Verizon.

#### **A. Preliminary Setting of Priorities**

We will arrange an initial client meeting with municipal officials from all participating municipalities. During the meeting, we will describe the cable franchise process, including both the formal and informal processes prescribed by Section 626 of the federal Cable Act, 47 U.S.C. §546. We will also advise the officials regarding their legal rights, including the substantive areas in which the municipalities have legal authority over the cable operator and those areas in which their authority is limited. In addition, we will outline the potential financial and non-financial benefits available to the municipalities as well as solicit the needs of the officials with respect to the cable operator.

We will provide the Consortium municipalities with public notice and written talking points for a public hearing on cable franchise renewal. Section 626 includes a “notice and comment” requirement, and we typically recommend that this requirement be satisfied by a public hearing inviting citizen input. Depending on the number of municipalities in the Consortium that participate, we may recommend at this stage the designation of a Steering Committee comprised of 3-5 Managers to help coordinate the activities involved in the franchise renewal process. For those municipalities with active PEG channels, we will most likely prepare a PEG Needs Assessment, in

conjunction with a local video production firm, that will provide a PEG channel narrative and separate audio/video equipment lists for each affected municipality that includes production and post-production needs. This PEG Needs Assessment will be valuable in negotiating a franchise grant from Verizon.

During this preliminary phase, we recommend that the municipalities perform a cable compliance review to determine whether Verizon has complied with its obligations under the current agreements. The current Verizon agreements contain numerous financial, legal, and technical obligations and vest the Consortium municipalities with the power to enforce these obligations. Franchise renewal is the single best time to perform such a review, because, if violations are discovered, the Consortium has leverage to address and resolve them in the context of cable franchise renewal and a better chance of obtaining more benefits in the renewal agreement. The scope of services for a cable compliance review is discussed in more detail below and the fee for this service is addressed separately in Section V “Cost of Services” below.

#### **B. Cable Compliance Review**

The federal Cable Act requires that municipalities, as part of cable franchise renewal, review the cable operator’s past performance and identify their future cable-related needs. A cable compliance review is a key component of assessing the cable operator’s past performance. It is the best method to hold the operator accountable for requirements set forth in the agreement and to ensure that any violations that are discovered are corrected throughout the remaining franchise term. If non-compliance issues are found, a compliance review can also increase the municipalities’ negotiating leverage in franchise renewal.

CLG has extensive experience in performing cable compliance reviews on behalf of municipalities throughout Pennsylvania. We often find cable operator violations on a variety of

issues ranging from build-out requirements to franchise fee underpayments. The major obligations that would be investigated through a cable compliance review for the Consortium include the following:

- Cable System Build-Out and Service to Unserved Areas: Our understanding is that the Verizon agreements with Consortium municipalities include a requirement that the entire municipality be built out for FiOS cable service, subject to certain density requirements, within specified time frames (typically an initial service time frame and an extended service time frame). The agreements further include liquidated damages (monetary fines) if such construction has not occurred in a timely fashion. We will investigate whether Verizon has complied with this requirement.
- Accurate Payment of Franchise Fees: Our understanding is that the Consortium agreements include the requirement that Verizon apply the franchise fee percentage to 21 separate revenue sources. We will investigate whether Verizon has accurately paid franchise fees to each municipality, including whether it applied all revenue sources to the computation of franchise fees, whether it correctly allocated revenues from “triple play” revenue sources (those sources encompassing cable, internet, and phone), and related franchise fee issues. Over the past 3 years, our law firm has performed over 100 franchise fee reviews and has found cable operator underpayments in 73% of them.
- Accurate Payment of Cash Franchise Grants: Our understanding is that Verizon committed to pay grants to the participating municipalities in two installments—one in the 5<sup>th</sup> year and one in the 10<sup>th</sup> year of the franchise term. We will investigate whether Verizon paid the correct grant amounts to the municipalities on or before the due dates.
- Adherence to Customer Service Standards: The current Verizon agreements include numerous customer service standards covering eight pages of the agreements. We will investigate whether Verizon has complied with these customer service standards, including identifying customer service complaints from the municipalities and determining whether Verizon adequately resolved the complaints.
- Provision of Free Services to Community Facilities: The current agreements include a requirement that Verizon provide complimentary cable services to municipal buildings, schools, and public libraries. They also include a list of eligible facilities in Exhibit A of the agreements. By obtaining information from Verizon and the municipalities, we will determine whether such free services are being provided to all eligible facilities.
- Satisfaction of Reporting Requirements: Our understanding is that the agreements include several Verizon reporting requirements, including, in addition to franchise

fee reports, reports regarding service outages, service calls, installations/reconnections, and service area maps. We will obtain this reporting information, review the findings, and determine whether the findings require additional provisions in the franchise renewal agreement.

- Compliance with Insurance, Indemnification, and Performance Bond Requirements: Our understanding is that the agreements include multiple insurance coverage, indemnification, and performance bond requirements. We will obtain information from Verizon confirming whether it has satisfied the insurance and performance bond requirements and whether it properly indemnified any applicable municipalities.
- Adherence to Educational and Governmental (EG) Channel Requirements: Our understanding is that the agreements include multiple EG Channel requirements, including dedication of educational and governmental channels, interconnection of the Verizon system with the incumbent cable system, etc. For those municipalities and/or school districts that have activated channels, we will investigate whether Verizon has complied with these requirements.

We will request and review four (4) years' worth of compliance documentation on applicable issues for each participating municipality, since that is the amount of time by which Verizon is required to maintain its records. The compliance review process begins with the preparation and submission of a Request for Information and Documents (RFID) to Verizon and to the municipalities. Once we receive the requested information and documents, we will review the materials and follow up with questions and additional requests to Verizon. After we receive and analyze all the necessary information, we will prepare a written report for each of the participating municipalities that addresses the process of investigation, the areas of inquiry, any areas of non-compliance, and the individual results of the compliance review for each municipality.

### **C. Drafting of Proposed Agreement**

After the setting of priorities stage and the cable compliance review is completed, our attorneys will draft a proposed master franchise agreement with Verizon that provides the Consortium municipalities with all of the benefits and legal protections to which they are entitled under current law and current technology. The agreement will include the results of the setting of

priorities and cable compliance review stages discussed above, as well as our judgment as to the legal provisions that would advance the Consortium's interests and meet the municipalities' future cable-related needs. We will then submit the draft agreement to each municipality for informal review and comment. Any suggested changes will be incorporated into the agreement and the proposed agreement will be presented to representatives of Verizon.

**D. Negotiation with Cable Operator**

The most important stage in the process is negotiating a franchise renewal agreement with representatives of Verizon. CLG has negotiated approximately two hundred of agreements with Verizon on behalf of Pennsylvania municipalities. We know Verizon's company's policies and its negotiating tactics. The working document for these negotiations will be the draft franchise agreement informally approved by the clients. We will preserve the Consortium's legal rights under the formal process, but negotiate with Verizon under the informal process outlined in the federal Cable Act.

We anticipate that the renewal negotiations with Verizon will be more challenging than the original Verizon negotiations. When the current agreements were negotiated in 2006-07, Verizon was entering the cable television market and needed to obtain franchises from the municipalities in order to begin offering cable service. Now that Verizon is entrenched in the cable market, we expect the company to take a more confrontational approach to renewal negotiations. That being said, even with these changes, we are confident that we will be able to negotiate strong renewal agreements with Verizon.

The negotiation typically consists of one or two face-to-face negotiation sessions with representatives of the cable operator, multiple conference call negotiations, status conferences with the clients, multiple revisions of the proposed franchise agreement, redrafting specific franchise

agreement provisions, and editing the final draft of the master agreement. We will then proceed to customize the master agreement to each individual municipality, including substantive provisions requested by each of the municipalities.

**E. Consideration by the Municipal Governing Bodies**

After tentative agreement with Verizon has been reached, CLG will report to each municipality on the substantive provisions of the deal. Specifically, we will present the participating municipalities with their final customized franchise agreement (and any side agreements) negotiated by the parties and recommended by CLG. We will also draft a 5-7 page executive summary of the major provisions of the final agreement. Finally, we will draft a customized short-form ordinance authorizing approval of the agreement for consideration by each Township Board and Borough Council.

Given the amount of work involved in the cable compliance review, the challenges inherent in obtaining information and documents from Verizon, the anticipated time frame for negotiating a master renewal agreement with Verizon, and the fact that the current agreements expire in 2018-19, **we expect that this entire project will take approximately two years in duration.**

**IV. PROFESSIONAL BACKGROUND**

For over 18 years, the Cohen Law Group has specialized in representing municipalities in cable, telecommunications, and wireless matters. Collectively, our attorneys have worked on cable and telecommunications issues on behalf of municipalities for fifty (50) years. CLG has represented over four hundred (400) municipal clients in six states in negotiations with cable companies and telecommunications providers. We have also negotiated hundreds of agreements with Verizon.

CLG's full array of legal services to municipal clients include the following:

- Drafting cable franchise agreements

- Review of current and proposed franchise agreements/ordinances
- Cable franchise renewal negotiations with cable companies
- Franchise fee audits
- Drafting of right-of-way ordinances and development of right-of-way fees
- Right-of-way management and enforcement
- Drafting pole attachment agreements
- Pole attachment negotiations with cable and telephone companies
- Transfer or sale of franchise ownership or control
- Cable compliance reviews
- Evaluation of public, education and governmental (“PEG”) channels
- Identification and marketing of municipality’s vertical assets to wireless firms
- Development of wireless facilities ordinances
- Negotiation with cellular tower and antenna companies
- Wireless facility litigation

As an active member of the National Association of Telecommunications Officers and Advisors (NATOA) and other professional organizations, CLG stays current with frequent changes in cable and telecommunications law. Dan Cohen has written articles on cable franchising and telecommunication matters that have been published in *Public Management Magazine*, *Government Procurement Magazine*, *Pennsylvania Township News* and *Pennsylvania Borough News*. He is also a frequent speaker at regional and national municipal conferences.

In addition to providing professional counsel to municipalities on cable and telecommunications matters, Mr. Cohen served as an elected municipal official for twelve (12) years. He served on the Pittsburgh City Council from 1990 to 2002. As a result, he has first hand knowledge of the challenges and opportunities confronting municipal governments. Mr. Cohen served as Chair of City Council’s Cable Television Committee for ten years and also served on the Mayor’s Telecommunications Committee. Mr. Cohen led Pittsburgh’s efforts to regulate cable rates in the early 1990’s. Those efforts resulted in a refund ordered by the Federal Communications Commission for all City of Pittsburgh cable customers. Mr. Cohen graduated from Yale University and Stanford Law School.



Attorney Phil Fraga brings significant private sector experience to his role in serving as outside counsel to municipalities. Mr. Fraga served as assistant general counsel to a major cable company and was counsel to two telecommunications companies prior to joining the firm in January of 2006. His industry experience and his understanding of the operations of cable and telecommunications providers have proven invaluable for our clients. Mr. Fraga has negotiated hundreds of cable franchise agreements with cable providers. Mr. Fraga has undergraduate degrees from Bethany College (finance) and Carlow College (accounting), an MBA from the University of Steubenville, and a law degree from the Duquesne University School of Law.

Attorney Natausha Horton served as a Law Clerk to the Pennsylvania Supreme Court prior to starting with the Cohen Law Group. Ms. Horton also served as the Law Clerk for the Chapter 13 Bankruptcy Trustee for the Western District of Pennsylvania. There she worked with debtors and creditors to establish bankruptcy repayment plans and monitored the accounting and computation of such payments to the Trustee. At CLG, Ms. Horton has concentrated primarily on franchise fee audits, cable franchise negotiations, and wireless facilities negotiations. She graduated *summa cum laude* from the University of Pittsburgh and received her law degree at the University of Pittsburgh School of Law.

Attorney Stacy Browdie has been an integral part of the firm since its inception. She has many years of experience working with municipalities in cable and telecommunications matters. While adept in many areas of the firm's practice, Ms. Browdie concentrates primarily in cable franchise agreements, franchise fee audits, right-of-way management and PEG channels. Ms. Browdie also oversees the business management of the firm. She graduated from the University of Pennsylvania and from the University of Pittsburgh School of Law.

## V. COST OF SERVICES

The following represents CLG's costs to perform cable franchise renewal and cable compliance review services. We have bifurcated our fees between these two services, because franchise renewal involves a single negotiation of a master franchise agreement with Verizon on behalf of all municipalities. The number of municipalities participating in the project will not significantly impact the number of hours required to complete the task. The cable compliance review project, on the other hand, is performed on a per-municipality basis. Verizon's franchise information and its level of compliance differs with each municipality. As such, we propose to perform the cable compliance review on a per-municipality flat fee basis.

### **HOURLY FEE FOR FRANCHISE RENEWAL NEGOTIATIONS**

The blended hourly rate for our CLG attorneys for our municipal practice is \$225 per hour. It is difficult to estimate the number of hours needed to prepare and negotiate a cable franchise renewal agreement with Verizon on behalf of all participating municipalities. The major variable, of course, will be the level of responsiveness and reasonableness of the Verizon negotiators. As noted above, we anticipate that the renewal negotiations with Verizon will be more challenging than the original Verizon negotiations. That being said, our best estimate at this time of the number of hours necessary to complete the task is as follows:

**Hourly Estimate: 290 hours at \$225 per hour = \$65,250**

For this portion of the project, we typically bill on a monthly basis. Our understanding is that we would issue one invoice per month and that the Consortium will decide how to allocate the invoiced amount among the participating municipalities. Please note that the hourly estimate above

does not include expenses, such as any travel, video production services, postage and copying expenses, which will be divided among all applicable municipalities. It is anticipated that the project will require three trips to Bucks County—one for the initial client meeting and two for negotiation sessions with Verizon.

### **FLAT FEE FOR CABLE COMPLIANCE REVIEW**

As noted above, we propose to conduct the cable compliance review on a per-municipality basis, because the work will be performed on a per-municipality basis. We offer a flat fee, because our significant experience in performing cable compliance reviews lends predictability to our efforts on behalf of the Consortium. In addition, a flat fee provides “price certainty” to the municipalities.

That being said, there are some efficiencies in having more municipalities participate in the compliance review. For example, we can send Verizon one Request for Information and Documents (RFID) on behalf of all municipalities to commence the cable compliance review process. As such, we offer our services to the Consortium at a discounted rate depending on the number of municipalities that participate. The following shows our standard flat fee followed by the discounted fees being offered the Consortium.

Standard Single Municipality Fee for Compliance Review:                      \$3,250

Consortium Discounted Fees (based on number of participating municipalities):

2-10	Municipalities - 10% Discount	\$2,925
11-20	Municipalities – 15% Discount	\$2,762
21-30	Municipalities – 20% Discount	\$2,600
≥ 30	Municipalities - 25% Discount	\$2,437

The flat fees above do not include the unlikely possibility of extraordinary services outside the scope of services contained in this proposal or any significant unforeseeable developments. In the event of such extraordinary or unforeseeable developments, CLG will contact the affected municipalities to discuss such developments prior to rendering services related to them. If such services are authorized, CLG would charge a fee of \$225 per hour, including travel time. Finally, the flat fee above does not include expenses, such as any travel, postage and copying expenses, which are kept to a minimum and divided among all participating municipalities.

Please note that our normal billing policy with respect to flat fees is to bill one-third of the fee at the commencement of the project, one-third at the middle of each project, and one-third at the conclusion of each project. Thank you for the opportunity to submit this proposal.

# **ATTACHMENT “C”**

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**COST SHARING AGREEMENT BETWEEN  
WARRINGTON AND WARMINSTER TOWNSHIPS  
VALLEY ROAD CULVERT REPLACEMENT PROJECT**

**BACKGROUND**

A. On or about October 21, 1997, the Boards of Supervisors of Warrington Township ("Warrington") and Warminster Township ("Warminster") entered into an agreement providing for the joint maintenance and repair of Valley Road between Bristol Road and Street Road and establishing a procedure for same (the "Valley Road Agreement"). Under the Valley Road Agreement, Warrington and Warminster each agree to bear fifty per cent (50%) of the cost of agreed to maintenance and repairs.

B. As required by the Valley Road Agreement, Warrington has submitted to Warminster plans, cost estimates and other materials related to the replacement of the culvert under Valley Road near the intersection of Kingsley Drive, other stormwater improvements and resurfacing the area of Valley Road where the work will occur (the "Project").

C. Warrington has estimated the cost of the Project to be approximately \$450,000.

D. Warrington and Warminster intend by the Agreement to state the terms of their joint participation in the Project.

**NOW THEREFORE**, Warrington and Warminster agree as follows:

1. Warrington shall prepare the plans for the Project, let the Project out to bid, award the contract in its name and supervise the performance of the contract for the performance of the work required by the Project.

2. Warrington shall keep Warminster, through their respective Township Managers, apprised as to the progress of the Project.

3. Warminster's share of the cost of the Project shall be one half of the contract award for the Project, plus one half of the engineering, inspection and permitting costs.

4. Warminster shall pay its share of the cost of the Project as stated in paragraph 3 as follows: one-third of the Project costs on the date the Project are determined to be substantially complete **as determined by the Warrington Township Engineer (the "Substantial Completion Date")**. **The balance shall be paid in equal installments on the first and second anniversary of the Substantial Completion Date. The payments will be interest free, unless payments are not submitted by the due dates. All amounts due and not paid will be subject to an annual interest rate of 3.5%.**

5. The parties acknowledge and attest that this Agreement was approved by a majority of the Board of Supervisors of each respective Township.

6. Any amendment or revision of this Agreement shall be in writing and signed by the Parties.

**IN WITNESS WHEREOF**, the parties hereto have set their hands and seal this \_\_\_\_ of June, 2016.

**BOARD OF SUPERVISORS OF WARRINGTON TOWNSHIP**

ATTEST:

\_\_\_\_\_  
Barry P. Luber,  
Interim Township Manager

\_\_\_\_\_  
Shirley A. Yannich, Chair

\_\_\_\_\_  
Carol T. Baker, Vice Chair

\_\_\_\_\_  
Matthew W. Hallowell, Sr., Member

\_\_\_\_\_  
Millie A. Seliga, Member

\_\_\_\_\_  
Fred R. Gaines, Member

**BOARD OF SUPERVISORS OF WARMINSTER TOWNSHIP**

ATTEST:

\_\_\_\_\_  
Gregg Schuster  
Township Manager

\_\_\_\_\_  
Mark E. McKee, Chair

\_\_\_\_\_  
Jason T. Croley, Vice Chair

\_\_\_\_\_  
Daniel J. McPhillips, Secretary

\_\_\_\_\_  
Brian R. Munroe, Treasurer

\_\_\_\_\_  
Katherine L. Frescatore, Ass't Treasurer

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Participation\Cost Sharing Ageeement rev. TWC 6.21.16.docx



# ATTACHMENT “D”

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# ATTACHMENT “E”

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**Warrington Youth Baseball Plan June 28, 2016**



