

**TOWNSHIP OF LONG HILL
ORDINANCE #409-18**

AN ORDINANCE PROVIDING THAT SEWER USE CHARGES AND SEWER CONNECTION FEES SHALL BE PAID INTO THE TOWNSHIP'S MUNICIPAL PUBLIC SEWER UTILITY AND AMENDING CHAPTER XXII OF THE TOWNSHIP CODE ENTITLED "SEWERS"

WHEREAS, simultaneously with the adoption of this ordinance, the Long Hill Township Committee is adopting Ordinance #408-18 entitled "An Ordinance Establishing the Township Wastewater Treatment System as a Municipal Public Utility, Effective January 1, 2018"; and

WHEREAS, Section 22-20 of the Township Code entitled "Purpose" in Article III entitled "Sewer Use Charges," and Subsection 22-3.1, entitled "Connection Fees," in Article I entitled "Sewerage Connections," in Chapter XXII of the Township Code entitled "Sewers" need to be amended to reflect the creation of the Township's Municipal Public Sewer Utility;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that Chapter XXII of the Township Code entitled "Sewers" is hereby amended as follows:

Section 1. Section 22-20 entitled "Purpose" in Article III entitled "Sewer Use Charges" is hereby amended to read as follows:

"22-20 PURPOSE.

"The purpose of this article is to ~~disestablish the~~ confirm the creation of a Municipal Public Sewer Utility in the Township and, ~~in lieu thereof~~, to provide for the collection of sewer use charges which shall be paid into the Municipal Public Sewer Utility ~~general revenues~~ of the Township. The charges shall, as nearly as may be practical, defray the actual costs of the operation of the sewer plant and such other costs as the Township Committee may decide to include, but not limited to a reserve for uncollected sewer fees, a reserve for future/planned debt related to the waste water plant or capital improvements associated with the wastewater system not incurred with debt."

Section 2. Subsection 22-3.1 entitled “Connection Fees,” in Article I entitled “Sewerage Connections,” is amended to read as follows:

“22-3.1 Connection Fees.

“In addition to the sewer use charges set forth in Article III of this chapter, a separate charge in the nature of a connection fee or tapping fee for each connection of any property to the sewerage system shall be imposed upon the owner or occupant at the property so connected, and shall be paid into the Municipal Public Sewer Utility.”

Section 3. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, January 24, 2018, will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, February 28, 2018 at the Municipal Building, 915 Valley Road, Gillette, New Jersey, when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Deborah Brooks, RMC, CMR, Clerk

First Reading and Introduction: January 24, 2018

1st Publication: February 1, 2018

Second Reading and Adoption: February 28, 2018

2nd Publication: March 8, 2018