

Ordinance 2010-10

*BOROUGH OF HIGHTSTOWN
COUNTY OF MERCER
STATE OF NEW JERSEY*

AMENDING SECTION 19-2.7(a) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN REGARDING WATER AND SEWER CONNECTION FEES

WHEREAS, municipalities in the State of New Jersey are authorized to collect certain charges in the nature of "connection fees" from all users of water and sewer services within the municipality, with such fees being payable at the time of connection to such services, pursuant to N.J.S.A. 40A:26A-11 and N.J.S.A. 40A:31-11; and

WHEREAS, such authorization permits municipalities to collect amounts which represent a fair payment per unit toward the cost(s) associated with the water and sewer systems as paid by the municipality through the end of the preceding fiscal year; and

WHEREAS, the formula(s) for calculating such connection fees are established and set forth by statute and administrative regulation; and

WHEREAS, such fees shall be re-computed by the municipality at the end of each fiscal year after a public hearing; and

WHEREAS, connection fees in the Borough of Hightstown are currently set forth in and governed by Section 19-2.7 of the Revised General Ordinances of the Borough of Hightstown; and

WHEREAS, the Borough Engineer has re-computed the existing water and sewer connection fees in accordance with and as required by N.J.S.A. 40A:26A-11 and N.J.S.A. 40A:31-11, as set forth in her letter dated April 28, 2010, which letter is attached hereto and made a part hereof;

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED by the Mayor and Council of the Borough of Hightstown, in the County of Mercer and State of New Jersey, as follows:

1. That the water and sewer connection fees set forth in Section 19-2.7(a) of the Revised General Ordinances of the Borough of Hightstown are hereby amended as follows:

1. Water Connection Fee: \$ ~~3,282.00~~ \$4,232.00

2. Sewer Connection Fee: \$ ~~2,031.00~~ \$2,177.00

2. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

3. That, in the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

4. That this Ordinance shall take effect upon final passage and publication in accordance with the law.

Introduced: May 3, 2010

Adopted:

ATTEST:

Debra L. Sopronyi
Municipal Clerk

Robert F. Patten
Mayor