

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: _____

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE
ENTITLED "FEES"**

BE IT ORDAINED by the Council of the Township of Monroe, County of Middlesex, State of New Jersey that Chapter 39 of the Code of the Township of Monroe is hereby amended as follows: ~~deleted~~ and **added/revised**

SECTION 1.

- § 39-1. Title.**
- § 39-2. Purpose.**
- § 39-3. Fees enumerated.**
- § 39.4. Board of Education exemption.**

§ 39-1. Title

This Chapter shall be known as the "Codification of Fees and Costs of the Township of Monroe."

§ 39-2. Purpose

This Chapter is adopted in order to advise the citizens of the township, and any and all persons doing business with the township, of the various fees charged for services rendered by the departments of township government and to provide ready access to any and all such information

§ 39-3. Fees enumerated.

A. General Fees.

(1) Fees for copies of public records.

(a) Copying by page.

Letter size (8 ½ x 11) \$0.05

Legal size (8 ½ x 14) \$0.07

(b) Whenever the nature, format, manner or collation, or volume of a government record embodied in the form of printed matter to be inspected, examined, or copied is such that the record cannot be reproduced by ordinary document copying equipment in ordinary business size or involves an extraordinary expenditure of time and effort to accommodate the request, the township may charge, in addition to the actual cost of duplicating the record, a special service charge that shall be reasonable and shall be based upon the actual direct cost of providing the copy or copies.

(c) For motor vehicle accident reports which are requested other than in person, an additional fee of five dollars (\$5,) will be charged for the first three (3) pages and one dollar (\$1.) for each page thereafter, as provided by N.J.S.A. 39:4-131.

(d) For all other police reports which are requested, other than in person, the fees for the reports will be as outlined in Section 39-3A. General Fees (1)(a), plus any and all postage fees.

~~(e) Dictaphone tapes - \$5.00 per copy.~~

~~(f) Audio tapes - \$5.00 per copy.~~

(g) Digital video disc (DVD's) **and/or Compact Disc/CD** - \$.85 per copy

(h) Photographs.

[1] Complete sets - \$5.00 per picture.

[2] 8 x 10 enlargements - \$15.00 per enlargement.

[3] 8 x 12 enlargements - \$20.00 per enlargement.

[4] Compact disc/DVD - ~~\$.57~~ **\$.85** per CD/DVD containing still digital photographs.

~~(i) Diskette - \$5.00.~~

~~(j) Compact Disc/CD - \$.57.~~

J. Monroe Township Utility Department fees and charges.

RATE SCHEDULE

PART 1 – SEWER SERVICE

SECTION A – DEFINITIONS

A “UNIT” shall be defined as follows:

1. Residential:

(a) Each single family dwelling.

(b) Each single family apartment dwelling in a multiple family structure or structures.

2. For users other than residential:, including each tenant in a non-residential building, an Equivalent Dwelling Unit of sewage flow shall be deemed to equal ~~143~~ **141** gallons per day of sewage flow. Example: ~~143~~ **141** gal/day x 365 days = ~~52,195~~ gal/year **51,465** gal/year = one unit.

Customer – shall be the owner of the property. For existing multi-family or non-residential customers with multiple meters the MTUD will continue as a courtesy to send the bills to the Tenant with a copy to the Owner. The Owner is responsible for payment of the bills. If the bill(s) are unpaid a lien will be placed on the property.

BOD shall mean the capacity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20 degrees Centigrade.

Suspended Solids shall mean solids that either float on the surface or are in suspension in water, sewage, or other liquids and those which are removable by laboratory filtration.

Chlorine Demand is the difference between the amount of chlorine applied to a treated supply and the amount of free combined or total available chlorine remaining at the end of the contract period.

GREASE: Grease is defined to include the accumulation of oils, fats, cellulose, starch, proteins, wax, or grease, whether emulsified or not, in the Sewer System of Utility Department. These are substances which may solidify or become viscous at temperatures between thirty-two (32) degrees Fahrenheit and one hundred-fifty (150) Fahrenheit (0 degrees – 65 degrees Celsius).

GREASE GENERATING ESTABLISHMENTS: Grease generating establishments, shall mean all retail food establishments, catering establishments, commercial food preparation facilities, meat processing facilities, and other establishments that may be capable of accumulating and discharging grease into the Sewer System.

OWNER: Owner shall mean individual, person, firm, company, association, society, corporation, or group upon whose property the building or structure is located or will be constructed. In the event that one entity owns the building while another entity owns the property then the Owner is the latter of the two.

SECTION B – ANNUAL SERVICE CHARGES

Classification

Minimum Annual Service Charge

1. Residential (as defined in Section A (1) above). \$259.00per unit
2. All users other than residential:
 - (a) For the first unit or portion thereof, a minimum annual service charge of \$259.00.
 - (b) For those users whose quarterly sewage flow exceeds ~~13,049~~ **12,866** gallons based on metered water consumption or actual sewage flow the rate shall be as follows:

Quarterly usage (#of Gallons)		Rates
From: 0	To: 13,049 12866 <<<gallons per qtr.	\$64.75 per quarter
13,049 12,866 <<<gallons per qtr.	And over	\$64.75 plus \$5.68 per 1,000 gallons

- (c) All water consumption readings shall be those obtained by the Utility Department from its own billing records where the Utility Department is supplying the water, or from the water company furnishing water to the respective units. If a customer obtains its water supply from a private well or an un-metered public water supply, then the user shall install a meter, location of which is to be approved by the Utility Department. In the event the user fails to install said meter after receiving notice from the Utility Department, then such installation shall be made by the Utility Department. In either case, the costs of the meter and the installation thereof shall be borne by the user. The meter shall be of the type approved by the Utility Department and may be purchased from the Utility Department. Prices of meters will be furnished upon request to the Utility Department.
- (d) In the event that estimated usage should prove to be inaccurate, the Utility Department reserves the right to recalculate prior Annual Service Charges with the difference charged to or credited to the user.
- (e) In the event a customer claims a substantial water use, the waste product of which does not pass into the sewer system, the customer shall have an option of specifically metering the waste usage which does not flow into the sewer system and the water so used shall be deducted from the total water usage in computing annual water consumption. All customers shall have the option of installing a sewer meter at the customer's cost and expense and in the event of such an installation, the readings on said sewer meter shall be substituted for the annual water consumption as set forth in subsection (b) hereof.
- (f) An industrial cost recovery surcharge shall be collected by the Utility Department for those users whose sewage characteristics exceed one or more of the following standards:
 1. Biochemical oxygen demand (BOD) greater than 200 parts per million (PPM).
 2. Suspended solids greater than 250 PPM.
 3. Chlorine demand in excess of 15 PPM.

For such users the industrial cost recovery surcharge shall be based on the Schedule of Rates charged by Middlesex County Utilities Authority plus a twenty-five percent administrative fee.

Where the industrial cost recovery surcharge is charged to another municipality, the charge shall be based on the Schedule of Rates charged by Middlesex County Utilities Authority plus a ten percent administrative fee.

The characteristics of the sewage waste shall be determined from actual samplings or other approved means, and shall be based upon analysis made in accordance with the procedure outlined in the latest edition of "Standard Methods of Analysis of Water and Sewage" published by the American Public Health Association. The Utility Department may require the installation of automatic samplers at the cost of the owner to obtain representative samples during a calendar quarter, or as may be required. The cost of sampling and analysis will be borne by the customer.

- (g) Control of Grease. No person shall discharge or cause to be discharged into the Sewer System, any water or waste containing more than one hundred (100) PPM by weight of fats, oils or grease.

In the event it is determined that blockage of an Utility Department sewer main is a result of the discharge from any grease generating establishment, all costs incurred by the Utility Department will be charged to the Owner of said grease generating establishment. Such costs can include but are not limited to, cost of clearing the blockage; damages to sewer lines; administrative, legal, and engineering costs; cleanup of pollution to surrounding soils or water; and reimbursement of any penalties imposed by regulatory agencies.

In addition to such other remedies as may be provided by law for violation of these regulations, the Utility Department may add such bacteria formulations to the Sewer System servicing grease generating establishments regulated herein. The Utility Department may charge the cost thereof as an additional sewer use charge to the Owner who is in violation of any provision of this regulation.

In the event of any violation of this regulation or of any improper unauthorized use of any portion of the sewer system by any owner, then the Owner shall in the discretion of the Director be penalized a maximum of Five Hundred (\$500.00) Dollars for each violation or improper unauthorized use. Each Day in which a violation or improper unauthorized use occurs, shall be deemed a separate offense. For purposes of this regulation, two (2) test readings showing more than 100 parts per million by weight of fats, oils or grease within a calendar month shall be deemed to be presumptive evidence of a violation occurring in each day of that calendar month.

SECTION C – PAYMENT OF ANNUAL SERVICE CHARGES

1. All sewer service charges are payable quarterly in advance.
2. All charges shall be payable on or before the due date of the bill. Any charges which are not paid by the due date will be charged a penalty of (1%) per month or fraction of a month, back to the billing date. Any partial payment of a bill will be applied first to interest charges, then to the oldest service charges.
3. If any account which remains unpaid after the due date will be sent a reminder. If any account is still unpaid at thirty (30) calendar days after the date due, a notice will be sent giving fifteen (15) calendar days to make payment or services will be discontinued. If payment is not received within fifteen (15) calendar days service will be shut off and a shut off fee of \$75.00 will be assessed to the account.
4. All penalties are due and payable within thirty (30) days from the date that the Owner is notified in writing of the violations charged and the penalty to be imposed. In the event the penalty is not paid as required under these rules, then the Utility Department in its discretion may take all actions available to it for the non-payment of sewer charges as provided in N.J.S.A. 40A:26A-12. For purposes of these regulations, the Owner shall be responsible for the actions of any tenant using the sewer system.

The penalties imposed in this section shall be cumulative to other remedies afforded to the Utility Department by statute, as provided in N.J.S.A. 40A:26-14.

SECTION D – CONNECTION FEES AND CHARGES

1. The initial fees for the right to connect directly or indirectly to the Utility Department sewer system shall include a connection charge or fee per unit, as well as fees for applications, review, and inspection of work to be accomplished by the applicant in keeping with the Utility Department’s “Rules and Regulations Governing Applications to the Monroe Township Utility Department for Construction of Comprehensive Sewer Systems in the Township of Monroe.” These connection fees, which are one-time initial service charges for the right to connect to the Utility Department’s sewer system, are calculated in accordance with N.J.S.A. 40A26A-11 and are an integral part of this Rate Schedule.
2. The connection fee for each unit shall be ~~\$3,022~~ **\$3,100**. Connection fees for single family homes not part of a real estate development are payable at the option of the applicant in two installments with the initial installment paid prior to the time of the connection and the second payment due within one year. Interest shall accrue and be due to the Utility Department at 1% per month on the unpaid balance. In the case where the system is under construction but not yet available for connection, connection fees can be paid at the option of the applicant in two (2) installments without interest.

In the case of real estate developers, the connection fees for any development of ten (10) or less units shall be payable at the time of final approval.

In any development of more than ten (10) units, connection fees for the first ten (10) units shall be payable at the time of final approval with the balance of connection fees payable in groups of ten (10) units at a time in advance of the building permit.

3. For a user other than residential with estimated sewage flows in excess of ~~143~~ **141** gallons per day the connection fee shall be based on the number of units as defined in Section A (2) above. Fractional number of units shall be calculated to the next highest unit.
4. Where a connection to the sewer system is to be made after construction of mains has been completed and sewer service is available to the user, then in addition to the connection fee, the applicant shall pay for the cost of construction and inspection from the main to the curb, such construction to be performed by an approved contractor and inspection by the MTUD
5. No connection to the Utility Department sewer system shall be made until compliance with the requirements set forth in this Section have been met, and no excavation shall be back-filled until inspection has been completed by the duly designated representative of the Utility Department.

SECTION E – FILING, REVIEW AND INSPECTION FEES

1. Where mains are to be constructed by anyone other than the Utility Department, the applicant shall make application and pay fees for the time of Utility Department personnel on an hourly basis to draw down against the deposit as listed below:
 - a) Application for Review of Preliminary Plans:
Minor Subdivision Fee ~~\$ 500.00~~ **\$600.00**

Major Subdivision or Major Site Plan-Deposit ... ~~\$ 900.00 minimum~~ **\$1,000 minimum**
or ~~\$25.00~~ **\$50** per unit whichever is greater.
 - b) Application for Tentative Approval:
Review Fee – Deposit
1-1/2 % of estimated construction cost or ~~\$450 minimum~~ **\$600.00 minimum**
 - c) Application for Final Approval:
Review Fee – Deposit
1-1/2 % of estimated construction cost
 - d) Inspection Fee – Deposit
5% of estimated construction cost

- e) Application for extensions of approval must be accompanied by a review fee deposit of ~~\$500.00~~ **\$600.00**. Application for revisions after submittal and initial review must be accompanied by a review fee deposit of ~~\$900.00~~ **\$1,000.00**.
- f) Request for USEPA grant waiver or mapping revision must be made by the Owner of the property. A ~~\$500.00~~ **\$600.00** processing fee made payable to MTUD must accompany the request.

If the deposit is depleted before completion of review or inspection, the applicant shall deposit an additional amount to complete the review or inspection as estimated by the Utility Department Engineer within five (5) days of notification or all review and inspection will cease at the end of five (5) days after notification.

Any review fees for Preliminary Minor Applications is a flat fee and no portion will be returned to the applicant upon approval by the Utility Department.

Minor applications include any residential application which does not require extension of water and or sewer facilities (including service connection in the street) and which will not connect more than three houses to the water/sewer system. All commercial/industrial applications are major applications; however, the Utility Department may charge the lower minor review fee to tenants in newly approved commercial buildings for individual tenant fit out.

Any deposit monies other than review fees for Preliminary Minor Application not used will be returned to the applicant upon request after the project is completed. The Utility Department will retain sufficient funds to conduct an inspection at the end of the maintenance period.

The amount charged by the Utility Department for review and/or inspection shall be calculated by the Utility Department on an annual basis after the adoption of the Utility Department's budget for the coming fiscal year, and shall be based on the hourly salary cost to the Utility Department plus the cost of fringe benefits payable to said individual and the cost of the overhead of the Utility Department allocable to that employee.

- 2. All persons wishing to connect to the sewer system are required to make application for connection under the terms of the preceding paragraph and pay the required fees as outlined in that paragraph.
- 2A. Each time there is a change in the owner or tenant of a non-residential unit, the owner shall file an application for approval.

SECTION F – RATES CHARGED TO CUSTOMERS SERVICED BY OTHER ENTITIES

Rates charged to customers who are serviced by other entities through contract between the Monroe Township Utility Department and that entity shall be at that rate which is set forth in the contract with the entity, plus a twenty-five percent administrative cost unless prohibited by the contract with the other entity.

SECTION G- RESERVATION, RIGHT TO MODIFY

The Township of Monroe reserve the rights to modify or change any of the foregoing rules or make such addition, by rules and regulation, as maybe found essential in the protection of the public interests and the management of the Department and to impose such additional restrictions as may be deemed necessary.

If any of the above regulations is declared or held to be unconstitutional or legally inoperative, no other portion of this regulation shall be affected, but the unconstitutional or inoperative provision shall be rescinded and remaining provisions of this regulation shall remain in effect.

PART II – WATER SERVICE
SECTION A – DEFINITIONS:

- A. "UNIT" shall be defined as follows:
1. Residential
 - a) Each single family dwelling
 - b) Each single family apartment dwelling in a multiple family structure or structures.
 2. Other than Residential: includes each tenant in a non-residential building, One Equivalent Dwelling Unit of potable water shall equal ~~489~~ **185** gallons per day of estimated water consumption or fraction thereof. In a building with more than one tenant or occupant, each separate tenant or occupant shall be calculated separately. Example: ~~489~~ **185** gal/day x 365 days = ~~68,985~~ **67,525** gal/year = one unit.
 3. IRRIGATION: One equivalent unit of water used for irrigation shall equal ~~476~~ **496** gallons per day of water consumed or fraction thereof. Connection fees set forth in Section I shall be applicable.

SECTION B – FIXED SERVICE CHARGES FOR WATER

1. All metered general water service users shall pay a fixed service charge based on the size of each connection installed, in addition to the charges for the quantity of water used, if any.

	Size of Connection	Fixed Service Charge per Quarter
(A)	Residential: 5/8" or 3/4"	\$13.28
	1"	\$26.55
	Multiple Dwelling	\$13.28 per unit
(B)	Residential without electronic radio transmitter: 5/8" or 3/4"	\$38.28
	1"	\$45.55
	Multiple Dwelling	\$38.28 per unit
(C)	Commercial 5/8: or 3/4"	\$13.28
	1"	\$26.55
	1 –1/2"	\$39.80
	2"	\$55.78
	3"	\$94.84
	4"	\$132.76
	6" and Over	\$185.86

SECTION C – RATES FOR WATER CONSUMED

1. In addition to the fixed service charge set forth above, a charge will be made for all water used as registered by the meter.

	Gallons per Quarter	Rate per 1,000 Gallons
For the first	10,000	\$1.45
For the next	25,000	\$2.47
For all over	35,000	\$2.76

SECTION D

1. IRRIGATION CHARGES-POTABLE WATER

Customers with a separate meter for irrigation connected to a potable water distribution main shall pay a fixed service charge based on the size of each connection installed, in addition to the charges for the quantity of water used, if any.

Size of Connection	Fixed Service Charge per Quarter
3/4"	\$13.28
1"	\$26.55
1 - 1/2"	\$39.80
2"	\$55.78
3"	\$94.84
4"	\$132.76
6" and Over	\$185.86

RATES FOR WATER USED

In addition to the fixed service charge set forth above, a charge will be made for all water used as registered by the meter.

	Gallons per Quarter	Rate per 1,000 Gallons
For the first	10,000	\$1.45
For the next	25,000	\$2.47
For all over	35,000	\$2.76

2. IRRIGATION CHARGES-NON POTABLE WATER MAIN

- a. Residential customers with a separate meter for irrigation, connected to a non-potable water main charges will be based only on the amount of water actually used. No fixed service charge and no connection fee. A rate of \$2.00 per 1,000 gallons will apply.
- b. Commercial customers with a separate meter for irrigation connected to a non-potable distribution main, charges will be based only on the amount of water actually used. No minimum service charge and no connection fee. A rate of \$2.73 per 1,000 gallons will apply.

In the event that any water meter shall become damaged or otherwise inoperable during any billing period, the bill for that billing period shall be based on an estimated use of water.

SECTION E – PRIVATE FIRE PROTECTION SERVICE

- 1. Annual stand-by water charges for sprinkler systems.

Size of Connection Inches	Annual Charge
Non-residential 2" or smaller*	\$168.56
3"	\$252.84
4"	\$337.12
6"	\$673.84
8"	\$1,348.48
10"	\$2,022.72
12"	\$2,675.00

Additional charge for each sprinkler head is \$1.00

*non-residential only; there will be no stand-by charge for residential fire connections 2" and smaller

- 2. The annual charge for each hydrant and/or Siamese connection shall be \$275.00
- 3. No charge shall be made for water used in the extinguishing of fires. Water for any other purpose shall not be drawn from a private fire service connection.
- 4. Fire protection shall be provided by separate connection to the Utility Department mains.

SECTION F – PUBLIC FIRE PROTECTION SERVICE

1. The annual charge for each hydrant shall be \$275.00
2. No charge shall be made for water used in the extinguishing of fires.

SECTION G – MISCELLANEOUS

1. Turn on and turn off fees

A charge of \$75.00 shall be made for each turn-off or turn-on during regular working hours. Any turn-on or turn-off required outside regular working hours shall be charged at \$102.50 each unless both turn-on and turn-off are scheduled two days in advance no more than one hour apart. A minimum notice of seven (7) days for each turn-off and/or turn-on must be given to the Utility Department. Under no circumstances shall any person not authorized by the Utility Department open or close the curb stops or valves in any Utility Department water line.

2. Temporary Meters

The Utility Department reserves the right to install temporary meters during construction of any residential or commercial structure. The fee for installation of temporary meters shall be ~~\$266.00~~ **\$275.00**

3. Wet tap fees

Where the user requires connection to the water system after construction of mains has been completed and water service is available to the user, then in addition to the connection fee, the applicant shall pay for the cost of construction from the main to the curb, such construction to be performed by the Utility Department and/or an approved contractor. These costs shall be as follows:

When the tap is on the same side of the road as the service:

3/4"	\$1,494.35 \$1,500
1"	\$1,646.50 \$1,650
1-1/2"	\$2,637.32 \$2,650
2"	\$3,089.05 \$3,100

When the tap is on the opposite side of the road from the service:

3/4"	\$1,743.35 \$1,750
1"	\$1,941.00 \$1,950
1-1/2"	\$2,952.82 \$2,950
2"	\$3,623.55 \$3,650

The above fees are based on a 4 hours timeframe. If project goes over 4 hours then hourly rate of ~~\$223.00~~ **\$225.00** is applied. These fees includes meter pit and installation costs.

It is the applicant's responsibility to secure necessary road opening permit, to excavate, backfill and restore the excavated area according to MTUD Rules and Regulations.

4. Hydrant Meter Rental

The use of water for building purposes, irrigation, or other construction, shall be metered at a hydrant to be determined by the Utility Department. At the time of application, the user shall pay submit a deposit for the meter as follows:

3/4" Meter	\$363.28 \$500.00
3"	\$871.86 \$1,500.00

In addition, there shall be a rental charge for the hydrant meter of \$43.60 per month or part thereof, payable monthly in advance. Each meter holder, by the 5th day of each month shall return the meter to the Utility Department for them to read. If the meter holder fails to provide a meter by the date specified then the meter will be confiscated and the deposit will be forfeited. The charge for water usage will be made on the basis of Section C hereof. The application for such water services shall be made by the owner of the property on which said water is to be used. The Utility Department shall have its statutory lien on such property for the collection of said charges.

5. Tampering, Illegal Connections & Theft of Services

In any case, where a water meter of the Monroe Township Utility Department has been adjusted, damaged, or tampered with, the customer on whose premises said meter is located shall be charged a cost recovery charge of ~~\$266.00~~ **\$275.00**, which shall be billed as part of his regular billing on the next regular billing date after said adjusting, tampering or damage shall have been discovered. Any person found tampering or unauthorized use of water by way of using of fitting known as “Jumper”, “Spacer” or “Spreader” shall be billed a recovery charge plus water usage charge to be determined by the Utility Department

6. Meter, Removal, Testing & Certification charges

If at the request of the customer, a meter is removed and bench tested and it is found to be accurate then the customer shall pay the cost of such testing as stated below. A deposit equal to test fee is required before any testing can be done. If the meter meets the utilities’ standards, the deposit is used to cover the cost of testing. No charge if meter tests outside these standards, the deposit is returned to the customer.

Size of Meter	Test Fee
5/8 to 1 inch	\$150.00
1 ½	\$250.00
2” and up	\$350.00

7. When the Utility Department performs a bacteriological test on new water lines, there shall be a fee of \$100.00 per test, payable in advance.

8. Winterization Fees

The work should be done by a licensed plumber bonded with the MTUD. It is the responsibility of the customer/homeowner to protect the meter from freezing during cold and freezing weather. Fees for repairs due to damage resulting from freezing meters are the responsibility of the customer/homeowner. There will be a non refundable fee as follows:

Size (inches)	Fee
Up to 1	\$10.00

Note: Call MTUD or visit our website for a current list of MTUD qualified (bonded) plumbers.

9. Returned Check Fee \$20.00

10. Access to the premises.

Upon presentation of badge or credentials, the authorized MTUD employee shall be granted access to the meter at reasonable hours of the day to inspect the meter and perform other duties as may deem necessary. Any person, who may obstruct or oppose the Utility Department in making such inspection or other work relative to the water service, shall bear the cost of having a meter pit installed. If the cost of the installation remains unpaid, the Utility Department shall have its statutory lien on the property for the collection of said charges.

SECTION H – PAYMENT

1. All water fixed service charges are payable quarterly in advance and water usage charges shall be billed in the next quarter.
2. All charges shall be payable on or before the due date of the bill. Any charges which are not paid by the due date will be charged a penalty of one percent (1%) per month or fraction of a month, back to the billing date. Any partial payment of a bill will be applied first to interest charges, then to the oldest service charges.

3. If any account which remains unpaid after the due date will be sent a reminder; if any account is still unpaid at thirty (30) calendar days after the due date, a notice will be sent giving fifteen (15) calendar days to make payment or services will be discontinued. If payment is not received within fifteen (15) calendar days water service will be discontinued and a shut off fee of \$75.00 will be assessed to the account.
4. All penalties are due and payable within thirty (30) days from the date that the Owner is notified in writing of the violations charged and the penalty to be imposed. In the event the penalty is not paid as required under these rules, then the Utility Department in its discretion may take all actions available to it for the non-payment of sewer charges as provided in N.J.S.A 40A:31-12. For purposes of these regulations, the Owner shall be responsible for the actions of any tenant using the sewer system.

The penalties imposed in this section shall be cumulative to other remedies afforded to the Utility Department by statute, as provided in N.J.S.A. 40A:13-14.

SECTION I – CONNECTION FEES AND CHARGES

1. The initial fees for the right to connect directly or indirectly to the Utility Department's water system shall include a connection charge or fee as well as fees for application review and inspection of work to be accomplished by the applicant in keeping with the requirements of the Utility Department's Rules and Regulations. These connection fees, which are one-time initial service charges for the right to connect to the Utility Department's water system, are calculated in accordance with NJSA 40: 31-11 and are an integral part of this Rate Schedule.
2. The potable water connection fee for each unit shall be ~~\$3,322.00~~ **\$3,324.00** and the irrigation connection fee shall be \$0.00. Connection fees for single family homes not part of a real estate development are payable at the option of the applicant in two (2) installments with the initial installation paid prior to the time of the connection and the second payment due within one year. Interest shall accrue and be due to the Utility Department at 1% per month on the unpaid balance. In case the system is under construction but not yet available for connection, connection fees can be paid at the option of the applicant in two (2) installments without interest. In the case of real estate developers, the connection fees for the development shall be payable at the time of final approval.

In any development of more than ten (10) units, connection fees for the first ten (10) units shall be payable at the time of final approval with the balance of connection fees payable in groups of ten (10) units at a time in advance of the building permit.

3. For a user other than residential with estimated potable water consumption in excess of ~~489~~ **185** gallons per day and/or ~~476~~ **496** gallons per day for irrigation, then the connection fee shall be based on the number of units as defined in Section A (2) above. Fractional number of units shall be calculated to the next highest unit.
4. The Utility Department reserves the right to examine plans for all connections and to specify the connection size required. The gallonage used to determine the size of the connection shall be based on estimated annual water consumption as calculated by the applicant's engineer and approved by the Utility Department Engineer.
5. Where a connection to the water system is to be made after construction of mains has been completed and water service is available to the user, then in addition to the connection fee, the applicant shall pay for the cost of construction and inspection from the main to the curb, such construction to be performed by an approved contractor and inspection by the MTUD.
6. No connection into the Utility Department's water system shall be made until compliance with the requirements set forth in this Section have been met, and no excavation shall be back-filled until inspection has been completed by the duly designated representative of the Utility Department.

SECTION J – FILING, REVIEW, AND INSPECTION FEES

Where mains are to be constructed by anyone other than the Utility Department the application shall make application and pay fees for the time of Utility Department personnel on an hourly basis down against the deposit as listed below:

- a) Application for Review of Preliminary Plans:
 - Minor Subdivision Fee ~~\$500.00~~ **\$600.00**
 - Major Subdivision or Major Site Plan-Deposit ~~\$900.00~~ **\$1,000.00** minimum
or \$ ~~\$25.00~~ **\$50.00** per unit whichever is greater.
- b) Application for Tentative Approval:
 - Review Fee – Deposit
 - 1-1/2 % of estimated construction cost or ~~\$450~~ **\$600.00** minimum.
- c) Application for Final Approval:
 - Review Fee – Deposit
 - 1-1/2 % of estimated construction cost
 - Inspection Fee – Deposit
 - 5% of estimated construction cost

Applications for extensions of approval must be accompanied by a review fee deposit of ~~\$500.00~~ **\$600.00**. Application for revisions after submittal and initial review must be accompanied by a review fee deposit of ~~\$900.00~~ **\$1,000.00**.

If the deposit is depleted before completion of review or inspection, the applicant shall deposit an additional amount to complete the review or inspection as estimated by the Utility Department Engineer within five (5) days of notification or all review and inspection will cease at the end of the allotted five (5) days.

Any review fees for Preliminary Minor Applications is a flat fee and no portion will be returned to the applicant upon approval by the Utility Department.

Minor applications include any residential application which does not require extension of water and or sewer facilities (including service connection in the street) and which will not connect more than three houses to the water/sewer system. All commercial/industrial applications are major applications; however, the Utility Department may charge the lower minor review fee to tenants in newly approved commercial buildings for individual tenant fit out.

Any deposit monies other than review fees for Preliminary Minor Application not used will be returned to the applicant upon request after the project is completed. The Utility Department will retain sufficient funds to conduct an inspection at the end of the maintenance period.

The amount charged by the Utility Department for review and/or inspection shall be calculated by the Utility Department's Auditor on an annual basis after the adoption of the Utility Department's budget for the upcoming fiscal year, and shall be based on the hourly salary cost to the Utility Department plus the cost of fringe benefits payable to said individual and the cost of the overhead of the Utility Department allocable to that employee.

SECTION K – RATES CHARGED TO CUSTOMERS SERVICED BY OTHER ENTITIES

Rates charged to customers who are serviced by other entities through contract between the Monroe Township Utility Department and that entity shall be at that rate which is set forth in the contract with the entity, plus a twenty-five percent administrative cost.

SECTION L - RESERVATION, RIGHT TO MODIFY

The Township of Monroe reserve the rights to modify or change any of the foregoing rules or make such addition, by rules and regulation, as maybe found essential in the protection of the public interests and the management of the Department and to impose such additional restrictions as may be deemed necessary.

If any of the above regulations is declared or held to be unconstitutional or legally inoperative, no other portion of this regulation shall be affected, but the unconstitutional or inoperative provision shall be rescinded and remaining provisions of this regulation shall remain in effect.

SECTION 2. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance shall be and the same are hereby repealed.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 4. This Ordinance shall take effect twenty (20) days after passage, adoption and publication according to law.

SO ORDAINED, as aforesaid.

GERALD W. TAMBURRO, Council President

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on May 4, 2015. Said Ordinance will again be read and considered for final passage at a meeting of the Monroe Township Council to be held on June 3, 2015 at 7:00 p.m. in the Monroe Township Municipal Complex, 1 Municipal Plaza, Monroe Township, New Jersey. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to its consideration for final passage by the Council.

SHARON DOERFLER, Township Clerk

MAYORAL APPROVAL

Pursuant to the Optional Municipal Charter Law of 1950 and Section 3-19 of the Monroe Township Code, my approval of this Ordinance is effected by the affixing of my signature hereto.

RICHARD PUCCI, Mayor

Date Signed: _____