

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-4-2018-012

**ORDINANCE OF THE MONROE TOWNSHIP
COUNCIL AMENDING CHAPTER 25 OF THE CODE
OF THE TOWNSHIP OF MONROE ENTITLED
“CONSTRUCTION CODES, UNIFORM” TO
EXEMPT IMPROVEMENTS MADE ON
PUBLIC PROPERTY FROM FEES**

WHEREAS, the New Jersey Uniform Construction Code, N.J.S.A. 52:27D-126b, permits a municipal governing body to provide, by ordinance, for the waiver of construction permit and enforcing agency fees for construction of improvements contracted for or conducted by or on behalf of the municipality within its boundaries; and

WHEREAS, the Township Council of the Township of Monroe has determined that it is in the public interest to waive construction permit fees and enforcing agency fees for construction of improvements on or to public property;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that Chapter 25 of the Monroe Township Code, entitled “Construction Codes, Uniform,” be amended and supplemented as follows:

SECTION 1. Chapter 25 of the Code of the Township of Monroe shall be amended as follows:

(New section) Chapter 25-4.

(A). Definitions.

“Construction permit fee” means a municipal fee or charge to secure a construction permit for the erection or alteration of any building or part thereof.

“Enforcing agency fee” means a fee for plan review, construction permit, certificate of occupancy, demolition permit, moving of building permit, elevator permit and sign permit.

“Public property” means land and improvements exempt from taxation pursuant to N.J.S.A. 54:4-3.3.

(B). Waiver of fees.

Construction permit fees and enforcing agency fees shall not be required for the construction of improvements designed, undertaken and approved by Monroe Township by charitable, philanthropic, fraternal, athletic, recreational and religious nonprofit organizations holding tax exempt status under 26 U.S.C. § 501 (c) or (d) on or to public property in Monroe.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

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

SECTION 4. This Ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED as aforesaid.


STEPHEN DALINA, Council President

RECORDED VOTE – INTRODUCTION – April 9, 2018						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin	X		X			
Councilwoman Cohen			X			
Councilman Dipierro		X	X			
Council V. President Schneider			X			
Council President Dalina			X			

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 April 9, 2018. Said Ordinance will again be read and considered for final passage at the next scheduled meeting of the Monroe Township Council to be held on May 7, 2018 at 7:00 p.m. at the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Township, New Jersey 08831. 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 consideration for final passage by the Council.


PATRICIA REID, Township Clerk

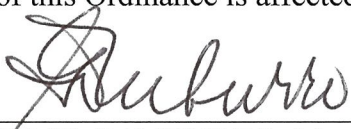
RECORDED VOTE – SECOND READING & FINAL ADOPTION – May 7, 2018						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin			X			
Councilwoman Cohen		X	X			
Councilman Dipierro	X		X			
Council V. President Schneider			X			
Council President Dalina			X			

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MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is affected by the affixing of my signature hereto.


GERALD W. TAMBURRO, Mayor

Date signed: 5/8/18