

**CITY OF SALEM
ORDINANCE 24-14**

**AN ORDINANCE AMENDING CHAPTER 189, ARTICLE II OF THE CODE OF THE
CITY OF SALEM, NEW JERSEY RELATING TO STREET OPENING PERMIT
FEES**

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Mayor and City Council are authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the power and duties conferred and imposed upon the City by law; and

WHEREAS, it is the intent of the City to amend Chapter 189 of the Salem Code to revise the street opening permit process and fee schedule.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SALEM:

Section 1. The above-mentioned recitals are incorporated herein as though fully set forth at length.

Section 2. §189-22 **Permit Fees** of the City code is hereby amended.

Current §189-22 **Permit Fees** is deleted in its entirety and replaced with the following:

“§189-22 Permit Fees.

A. Fees and security performance deposit.

(1) At the time of making application for the permit required hereunder, and prior to obtaining the permit specified herein, fees and a security performance deposit shall be received by the City Clerk of their designee, as follows:

- (a) Permit filing and inspection fee (nonrefundable): \$150 up to 10 square feet and \$75 for each additional 300 square feet.
- (b) Permit renewal fee (nonrefundable): 10% of original permit fee.
- (c) Review fee (nonrefundable): \$75.
- (d) Cash security performance deposit: \$100 per square foot of paved area and \$40 per square foot of earth.

(2) The City Council may accept from such applicant in lieu of such cash security performance deposit, a bond in an amount and with surety satisfactory to the City Council. Such security performance deposit amount shall be held by the City and disbursed in accordance with the remaining portions of this article.

B. Fees. All fees received by the City Clerk or their designee shall be deposited with the CFO within seven days of receipt, and notice shall be given by the City Clerk that the sums as specified in §189-22 have been received and are in proper amounts.

C. Records. The CFO shall record all such transactions to protect the City's financial interest in accordance with the conditions specified herein."

Section 3. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. In the event any clause, section or paragraph of the Ordinance is deemed invalid or unenforceable for any reason, it is the intent of the City Council that the balance of the Ordinance remains in full force and effect to the extent it allows the City to meet the goals of the Ordinance.

Section 5. This Ordinance shall take effect after final adoption and publication according to law.

ATTEST:



Ben Angeli, RMC

CITY OF SALEM



Sharen Cline, Council President

COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
E. Gage	X		X			
T. Gregory			X			
V. Groce			X			
S. Kellum		X	X			
C. Loatman			X			
J. Long			X			
C. Smith			X			
S. Cline			X			

I, Ben Angeli, City Clerk of the City of Salem, in the County of Salem, do hereby certify the foregoing to be a true and correct copy of an Ordinance introduced by the Common Council of the City of Salem on March 18, 2024. Public Hearing shall take place on April 15, 2024.

3-18-24


Date



Ben Angeli, RMC

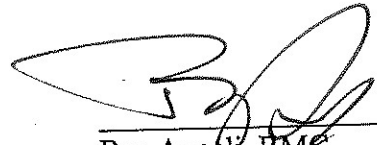
COUNCIL	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
E. Gage			Y			
T. Gregory	X		X			
V. Groce			X			
S. Kellum		X	X			
C. Loatman			X			
J. Long			X			
C. Smith			X			
S. Cline			X			

4-15-24
Date


Dr. Jody Veler, Mayor

I, Ben Angeli, Municipal Clerk of the City of Salem, in the County of Salem, do hereby certify the foregoing to be a true and correct copy of an Ordinance adopted by the Common Council of the City of Salem after a second reading and public hearing on April 15, 2024.

4-15-24
Date


Ben Angeli, RMC