

**BOROUGH OF WRIGHTSTOWN
COUNTY OF BURLINGTON
ORDINANCE NO. 2012-03**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Wrightstown in the County of Burlington, State of New Jersey finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council of the Borough of Wrightstown hereby determines that a 3.5 % increase in the budget for said year, amounting to \$31,828.25 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Wrightstown Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED by the Borough Council of the Borough of Wrightstown, in the County of Burlington, State of New Jersey that:

Section 1. A majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2012 budget year, the final appropriations of the Borough of Wrightstown shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$31,828.25, and that the CY 2012 municipal budget for the Borough of Wrightstown be approved and adopted in accordance with this ordinance; and,

Section 2. Any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

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

Section 4. If any section, paragraph, subdivision, clause or provision of this ordinance shall be judged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause, or provision and the remainder of this Ordinance shall be deemed valid and effective.

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

Section 6. A certified copy of this ordinance, as introduced, shall be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

Section 7. A certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

NOTICE

The ordinance published herewith was introduced and passed upon first reading at the regular meeting of the Borough Council of the Borough of Wrightstown held on July 11, 2012. It will be further considered for final passage after a public hearing at the regular meeting to be held on August 8, 2012, at the Borough Hall, 21 Saylor's Pond Road, Wrightstown, New Jersey, at 6:30 PM, at which time and place any persons desiring to be heard upon the same will be given an opportunity to be heard.

Freda H. Gorman, Acting Municipal Clerk

Introduction/First Reading July 11, 2012

Motion: Mr. Lownds

Second: Mr. Borsavage

Roll Call Vote:

Ayes: Ms. Levan, Mr. Lownds, Mrs. Knapp, Mr. Timberman, Mr. Borsavage

Nays: None

Absent: None

Abstain: None

Second Reading/Public Hearing August 8, 2012

Motion: Mr. Lownds

Second: Mr. Borsavage

Roll Call Vote:

Ayes: Ms. Levan, Mr. Lownds, Mrs. Knapp, Mr. Timberman, Mr. Borsavage

Nays: None

Absent: Mr. Bird

Abstain: None

Thomas E. Harper, Mayor

CERTIFICATION

The aforementioned Ordinance Number 2012-03 was finally adopted by the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey, after Second Reading and Public Hearing at their Regular Meeting held on August 8, 2012.

Freda H. Gorman, Acting Municipal Clerk

Dated: August 8, 2012