

ORDINANCE 2022 -13

AN ORDINANCE OF THE BOROUGH OF CHESTER, MORRIS COUNTY, STATE OF NEW JERSEY, AMENDING PART II (GENERAL LEGISLATION), CHAPTER 127 (MUNCIPAL FEES), SECTION 1 (FEES ESTABLISHED) OF THE CODE OF THE BOROUGH OF CHESTER TO INCREASE THE FEES ASSOCIATED WITH CHAPTER 197 (SOIL CONTROL) AND CHAPTER 204 (STORM MANAGEMENT)

WHEREAS, municipalities are empowered to make, amend, repeal, and enforce its ordinances pursuant to Statute (N.J.S.A. 40:48-1, et seq.); and

WHEREAS, municipalities are required by Statute to follow specific procedures for the passage of ordinances (N.J.S.A. 40:49-2 et seq.); and

WHEREAS, the administrative and professional staff have reviewed Chapter 127 (FEES) of the Code of the Borough of Chester and made recommendations for changes and updates thereto, and

WHEREAS, the Finance Committee of the Chester Borough Council as recommended acceptance of the proposed changes and update to Chapter 127 (FEES) of the Code of the Borough of Chester; and

WHEREAS, the Mayor and Council of the Borough of Chester have determined that it is in the best interests of the residents of the Borough of Chester that Chapter 127 (MUNICIPAL FEES) of the Code of the Borough of Chester be changed and updated; and

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Chester, County of Morris, State of New Jersey that Part II (GENERAL LEGISLATION), Chapter 127 (MUNICIPAL FEES), Section 1(FEES ESTABLISHED) of the Code of the Borough of Chester is hereby amended as follows:

SECTION 1: §127-1 concerning Ch. 197 (Soil Control), Section 197-5 fees is hereby amended as follows:

§ 197-5	Land disturbance permit application fee	\$100.00
	Land disturbance permit review escrow	See Section 204-4
	Land disturbance permit inspection escrow	See Section 204-4

SECTION 2: §127-1 concerning Ch. 197 (Soil Control), Section 197-21 fees is hereby amended as follows:

§ 197-21	Soil moving permit application fee	\$50.00
	Minor soil moving permit review escrow	150.00
	Major soil moving permit, basic review	

escrow	300.00
Major soil moving, additional escrow, per cubic yard of soil to be moved	\$0.05

SECTION 3: §127-1 concerning Ch. 204 (Storm Management) Section 204-4 is hereby amended to add the following:

§ **204-4** Inspection Escrow To be determined

SECTION 4: If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

SECTION 5: All ordinances or rules or regulations of the Borough of Chester, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 6: This ordinance shall take effect upon passage and publication according to law.

Dated: November 1, 2022

Janet Hoven, Mayor

Attest:

Robin Ghebreah
RMC, Municipal Clerk

LEGAL NOTICE OF PENDING ORDINANCE

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Chester, in the County of Morris, New Jersey, held on the 6th day of October 2022. It will be further considered for final passage after public hearing thereon, at a meeting of said Mayor and Council to be held in the Chester Borough Hall, 50 North Road, in said Borough, on November 1, 2022 at 7:00 p.m., and during the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in said Borough Hall building to members of the general public who shall request the same.

Robin Ghebreah
RMC, Municipal Clerk