

ORDINANCE 2023-O2

AN ORDINANCE OF THE BOROUGH OF CHESTER, MORRIS COUNTY, STATE OF NEW JERSEY, AMENDING (GENERAL LEGISLATION), CHAPTER 127 (FEES) OF THE CODE OF THE BOROUGH OF CHESTER TO INCREASE THE FEES ASSOCIATED WITH SOLID WASTE (Chapter 72), ANIMAL LICENSING (Chapter 91), AND ROAD OPENING PERMITS (Chapter 205)

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, Part II (GENERAL LEGISLATION), Solid Waste Chapter 71, Article 1; Animal Licensing, Chapter 91, Article 1, 91-1; Road Opening Permits, Chapter 205, Article 1, 205-2D permits are to be set forth in Chapter 127 (FEES) of the Code of the Borough of Chester; and

WHEREAS, Chapter 127 lists fees established and charged by the Borough of Chester; and

WHEREAS, the Mayor and Borough Council wish to amend fees to be charged for issuance of certain permits and licenses; and

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Chester, County of Morris, State of New Jersey that the Borough Code is hereby amended as follows:

SECTION 1: §127-1 (Municipal Fees) of the Code of the Borough of Chester is hereby amended to reflect the following new fee schedule for Chapter 72, article 1 Solid Waste, Chapter 91, article 1, 91-1 Animal Licensing, and Chapter 205, article 1, 205-2D Road Opening Permits as follows:

| | |
|---|-----------------------------|
| Increase to Solid Waste Fee | Increased to \$360 per year |
| Animal Licensing | FEE |
| Neutered Animal | \$18 |
| Non-Neutered Animal | \$21 |
| Road Opening Permits | FEE |
| Road Opening Application | \$100 |
| Borough Engineer Review and Inspection escrow for opening up to 50 Linear Feet | \$500 |
| Borough Engineer Review and Inspection escrow for opening up to 50-100 Linear Feet | \$750 |
| Borough Engineer Review and Inspection escrow for opening up to 100-250 Linear Feet | \$1000 |
| Borough Engineer review escrow plus inspection escrow to be calculated by Borough Engineer for openings more than 250 linear feet | \$1000 |
| Borough Engineer review and inspection escrow for utility service connections for approved public utilities | \$350 |
| Borough Engineer review and inspection fee for Borough residents only | \$250 |

SECTION 2. 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 3: 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 4: This ordinance shall take effect upon passage and publication according to law.

Dated: March 21, 2023

Janet Hoven, Mayor

Attest:

Robin Ghebreel, 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 21st day of February 2023. 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 March 21st, 2023 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 Ghebreel
RMC, Municipal Clerk