

BOROUGH OF NEW PROVIDENCE

Ordinance No. 2021-01

"AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 333 OF THE CODE OF THE BOROUGH OF NEW PROVIDENCE ENTITLED 'SANITARY STANDARDS CODE'"

BE IT ORDAINED, by the Board of Health of the Borough of New Providence, County of Union and State of New Jersey, as follows:

Section 5333-8 of Article II of the Sanitary Standards Code of the Borough of New Providence entitled "Enumeration of businesses requiring permit and annual fees" is amended as follows:

K. Permanent, retail food establishment. Fees in accordance with the following schedule shall be paid before any license required in this article shall be issued, except that payment of a fee may be waived by the Board of Health at its discretion for any municipal facility, church, school or building that does not receive any remuneration for the dispensing of food or drink, upon receipt of a written request for a fee waiver from the person(s) conducting, maintaining or operating such an establishment. If any food service establishment does not exactly fit the following descriptions, the Board of Health will make the final determination as to which fee is applicable:

- (1) Class 1: Pre-packaged foods only; no food preparation; no seating: \$82.00
- (2) Class 2: Food establishments (food stores 9,999 square feet or less): \$138.00
- (3) Class 3: Food establishments (food stores over 10,000 square feet): \$413.00
- (4) Class 4: Restaurants (49 seats or less): \$147.00
- (S) Class 5: Restaurants (over 50 seats): \$413.00

Non-profit organizations, serving or selling food for any events, must obtain an annual Board of Health license. The fee may be waived upon written request to the Board of Health for a waiver of the licensing fee, based on non-profit status.

SECTION 2. If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective immediately after publication in the manner provided by law.

The Ordinance shall become effective immediately after publication in the manner provided by law.

INTRODUCTION: JANUARY 13, 2021  
PUBLIC HEARING: MARCH 3, 2021  
ADOPTION: MARCH 3, 2021

ATTEST:

Board of Health  
Borough of New Providence  
County of Union, State of New Jersey



Diane Wolfe  
Secretary, Board of Health

By: 

P.A. Silvagni  
President, Board of Health