

**BOROUGH OF NEW PROVIDENCE  
ORDINANCE 2023-10**

**“AN ORDINANCE AMENDING CHAPTER 147 OF THE CODE OF THE BOROUGH  
OF NEW PROVIDENCE ENTITLED ”FEES AND LICENSES””**

BE IT ORDAINED by the Mayor and Council of the Borough of New Providence, in the County of Union and State of New Jersey, as follows:

SECTION 1. Chapter 147, Sec. 3 A (2) through (11) of the Code of the Borough of New Providence entitled "Enumeration of fees, Annual licenses and permits, Administrative and Executive", is hereby amended and supplemented to read as follows, effective January 1, 2024:

- (2) Public works.
  - (a) Road opening permit: \$65.
  - (b) Sewer connection permit: Residential each family unit \$6,800; Industrial-Commercial \$6,800 per unit (265 gal. Flow)
  - (c) Inspection fees, post minimum of \$255. To cover the cost of Borough inspections for sanitary and road opening permits. The cost per inspection is \$85.
  - (d) Post minimum of \$1,000. cash bond to cover restoration of disturbance. The amount may be increase as requested by the Borough Engineer.
  - (e) Permanent Sewer Capping Fee: \$250.00.
  - (f) Temporary Sewer Capping Fee: \$85.00 Capping \$85.00 reconnection
  - (g) Sewer Use Fees:
    - [1] Any commercial or industrial user of the sanitary sewer and collection system, discharging more than 5,000 gallons per day into the system, shall pay a fee for use of the system of \$.001 for each gallon in excess of 5,000 gallons per day.
    - [2] Any user of the sanitary sewer and collection system, with multiple housing units, shall pay an annual fee of \$100 per unit in excess of 2 units.
    - [3] Industrial or Commercial users of the New Providence Wastewater Collection system shall be subject to testing, based on the potential contaminants used within the commercial or industrial property. The New Providence Licensed Plant Operator shall review information obtained from the property owners to determine whether said flow is detrimental to wastewater collection system. The fee for testing of each sample performed by borough employees is \$40.00 and is billed monthly to each property owner. If the test requires the engagement of an outside laboratory, fees associated with the tests shall be billed to the property owner.
    - [4] All restaurants and food preparation establishments, including cafeterias within office complexes, shall pay an annual fee of \$500.00.
  - (h) Leaf Vacuuming Collection:
    - [1] Single Family Residential Dwelling: \$55. per season.
- (3) Board of Adjustment.
  - (a) Use variance application: \$796.

- (b) Subdivision, conditional use or site plan application, incidental to use variance: \$531 additional.
  - (c) All other applications for variances pertaining to R-1, R-2 and R-3 Residential Zones: \$319
  - (d) Appeals, nonrelated to variance, and which result from the Construction Official's denial of a building permit: \$107
  - (e) Certified list of property owners: \$10.
  - (f) The fee for professionals review with the Consulting Engineer, Affordable Housing Consultant, Professional Planner, Attorney, (etc.) shall be predicated on the current hourly rate as defined in the annual contract between the Borough of New Providence and the respective professional.
  - (g) All fees herein provided for are to be paid upon submission of application and shall be a condition precedent for the consideration of the same.
- (4) Planning Board.
- (a) Conditional use application: \$531.
  - (b) Minor subdivision application: \$213.
  - (c) Major subdivision application: \$2,122.
  - (d) Site plan application: \$531.
  - (e) Site plan application required only due to construction of an accessory structure or an addition to an existing principal structure within an area requiring Department of Environmental Protection Approval (floodplain or freshwater wetlands): \$531.
  - (f) Conditional use application in addition to subdivision or site plan application: \$531.
  - (g) Certified list of property owners: \$10.
  - (h) Variance incidental to subdivision, site plan or conditional use application: \$319. additional.
  - (i) The fee for professionals review with the Consulting Engineer, Affordable Housing Consultant, Professional Planner, Attorney, (etc.) shall be predicated on the current hourly rate as defined in the annual contract between the Borough of New Providence and the respective professional.
  - (j) The fee for additional required consultant services to the Planning Board shall be billed to the applicant predicated on the current hourly rate as defined in the current contract with the consultant but shall not exceed \$500 for commercial, industrial and major subdivision or site plan applications or \$100 for residential or minor subdivision applications.
  - (k) All fees herein provided for are to be paid upon submission of application, except Subsection A(4)(j) and (k) above, and shall be a condition precedent for the consideration of such applications. Payment under Subsection A(4)(j) and (k) above are paid within five days of billing by the Borough to the applicant and must be paid prior to delivery of the endorsed final plats or certifications of approval.
- (5) Construction Official, Building Department.
- (a) The fee for a construction permit shall be the sum of the subcode fees rounded to the nearest dollar amount, and shall be paid before the permit is issued:
    - [1] The building subcode fee shall be:
      - [a] For new construction: For use groups B, H, I-1, I-3, M, E, R-1, R-2, R-3, R-4, U shall be \$0.060 and for use groups A-1, A-2, A-3, A-4, F-1, F-2, S-1, S-2 shall be \$0.039 per cubic foot of building or structure volume, provided there shall be a minimum fee of \$306.

[b] For renovations, alterations and repairs, and fences over six feet in height or required barriers:

- [i] Twenty-four dollars per \$1,000 of estimated cost of work up to \$20,000.
- [ii] Twenty-two dollars per \$1,000 of estimated cost of work after \$20,000 but under \$50,000.
- [iii] Twenty dollars per \$1,000 of estimated cost of work after \$50,000.
- [iv] There shall be a minimum fee of \$51.
- [v] Commercial roof permits
  - [a] 1-500 sq. ft. \$100.
  - [b] 501-1000 sq. ft. \$250.
  - [c] over 1001 sq. ft. \$500.
- [vi] Lead and radon abatement shall be \$149.
- [vii] Asbestos Abatement shall be \$89.

[c] For combinations of renovations and additions, the sum of the fees computed separately as renovations and additions.

[d] For plan review, 20% of the amount to be charged for the construction permit shall be paid before the plans are reviewed, which amount shall be credited towards the construction permit fee.

[e] For a permit for demolition of each building or structure:

- [i] Residential dwelling: \$186.
- [ii] Accessory structure (pool or garage): \$80.
- [iii] Commercial or industrial: \$398.

[f] For a permit to erect a sign:

- [i] Permanent: \$4.00 per sq. ft. the minimum fee shall be \$65.

[g] To provide for the training, certification and technical support required by the Uniform Construction Code Act and the Regulations, the enforcing agency shall collect, in addition to the fees specified above, a surcharge fee of \$ .00371 per cubic foot of volume of new construction and surcharge fee of \$1.0019 per \$1,000 for alterations. Said surcharge fee shall be remitted to the Bureau of Housing Inspection, Department of Community Affairs. The surcharge fee shall be rounded to the nearest dollar on alterations, additions and new work.

[h] The fee for an application for a variation in accordance with N.J.A.C. 5:23-2.10 shall be \$594. for Class I structure, \$120. for Class II and Class III structures.

[i] All suspensions of permit pursuant to N.J.A.C. 5:23-2.16(b) will not be refundable in whole or in part. To reinstate a lapsed permit shall be 100% of the original fee.

[j] The fee for an above ground swimming pool shall be \$106. and for an in-ground swimming pool it shall be \$186.

[k] Fees for retaining walls shall be as follows:

[a] The fee for retaining wall with a surface greater than 550 sq. ft. that is associated with a class 3 residential structure shall be \$159.

[b] The fee for retaining wall with a surface less than 550 sq. ft. that is associated with a class 3 residential structure shall be \$80.

[c] The fee for a newly constructed retaining wall of any size other than a class residential structure shall be based on the cost of construction as set forth in section (5) (a) [1] [b].

(b) The fee for a certificate of occupancy shall be as follows:

[1] For each new residential dwelling use: 10% of the permit fee, with a minimum of \$102.

[2] For a new industrial or commercial use: 10% of the permit fee, with a minimum of \$292.

[3] For an addition to existing residential use: 10% of the permit fee, with a minimum of \$102.

[4] For an addition to existing industrial or commercial use: \$292.

[5] For existing nonconforming use: \$292.

[6] For change of use: \$292.

[7] For continued occupancy: \$292.

[8] For certificate of clearance for lead abatement: shall be \$30.

(6) Plumbing permits (change in responsibilities)

(a) The plumbing subcode fee shall be:

[1] For each plumbing fixture, device and plumbing stack: \$17.

[2] For each new water heater, water conditioner, refrigeration unit or alteration thereof installed within:

[a] Any non-residential structure: \$68

[3] For each commercial, industrial or multi-family sewer or water permit: \$186.

[4] For each single-family house sewer connection or water connection: \$133.

[5] For grease traps and oil separators: \$69.

[6] Application fee for installing oil or gas heating systems and/or equipment within:

[a] Any non-residential structure: \$133.

[7] Roof drains: \$27. All use groups except for R-5.

[8] Swimming Pool Drains: \$66. \$10.00 each additional drain

[9] Chimney liners: \$53. Each

[10] Sump Pump: \$51. Each

[11] Water Filtration System: \$51. Each

(b) For plumbing inspection and installation of cross-connections between main water supply system and other water supply system, the minimum fee shall be \$80.

(c) The minimum plumbing subcode fee shall be: \$51.

- (d) Installation of backflow devices:
  - [1] Residential: \$27.
  - [2] Commercial: \$69.
  - [3] Backflow Certification: \$50.
- (e) Non-residential gas piping: \$69. for first outlet, \$16. for each additional outlet.

(7) Fire permits.

- (a) Fire subcode fees for fire protection and other hazardous equipment shall be as follows:

- [1] Sprinkler heads:
  - [a] One to 20: \$87.
  - [b] Twenty-one to 100: \$160.
  - [c] One hundred one to 200: \$307.
  - [d] Two hundred one to 400: \$795.
  - [e] Four hundred one to 1,000: \$1099.
  - [f] Over 1,000: \$1404.
- [2] Residential smoke/heat detectors and carbon monoxide detectors:
  - [a] Residential:
    - [i] One to five: \$53.
    - [ii] Additional detectors: \$11. Each
  - [b] Commercial:
    - [i] One to five: \$69.
    - [ii] Additional detectors: \$11. Each
- [3] Pre-engineered fire alarm systems:
  - [a] \$133. per system.
- [4] Standpipes: \$306. each.
- [5] Oil or gas appliances: \$51. each new appliance.
- [6] Commercial kitchen exhaust system: \$133. each.
- [7] Factory built fireplaces and solid fuel stoves: \$53. each.
- [8] Factory built chimneys: \$69. each.
- [9] Backflow device: \$69.
- [10] Installation of fuel storage tanks:
  - [a] Commercial: - \$212.
- [11] Accessory, underground storage tank closures:
  - [a] Residential: \$80.
  - [b] Commercial or Industrial: -\$265

[12] Solar permit:\$51

[13] The minimum fire subcode fee shall be-\$51.

(8) Elevators, mechanical systems and equipment.

(a) Elevators. Elevator subcode fees shall be in accordance with the services rendered to the Borough pursuant to the existing contract entered into with an independent inspection service. A current list of said fees, as charged, is on file and may be made available by the Construction Official.

The fee for a certificate of compliance for elevators upon satisfactory completion

[1] shall be-\$28.

(9) Mechanical (change in responsibilities) New

[1] New Water Heater: \$ 52.

[2] Fuel Oil Connection: \$ 68.

[3] Gas Piping Connections: \$ 68. First outlet \$15. Each additional outlet

[4] New Boiler: \$ 68.

[5] New Furnace: \$ 68.

[6] New Air Conditioning: \$ 52.

[7] Oil Tank (under 2000 gal): \$ 78.

[8] LPG Tank: \$ 78.

[9] Gas Logs or Gas Log Lighter: \$ 68.

[10] Generator: \$ 50.

[11] Heating & Air Equipment replacement: \$26. each

(10) Electrical.

a. Electrical fixtures and devices:

i. From one to 50 receptacles, fixtures and switches: -\$66.

ii. Increments of 25 additional items: -\$12.

For the purpose of computing this fee, the term "receptacles, fixtures and switches" shall include:

Lighting outlets, smoke detectors, heat detectors, intercom devices, thermostats, telephone outlets, fluorescent fixtures, pool bonding, burglar alarm devices, CRT outlets, and light standards

b. Motors:

i. Greater than one hp or less than or equal to 10 hp: \$17.

ii. Greater than 10 hp or less than or equal to 50 hp: \$53.

iii. Greater than 50 hp or less than or equal to 100 hp: \$106.

iv. Greater than 100 hp: \$530

c. Electrical devices, includes transformers and generators:

i. Greater than 1 kw or less than or equal to 10 kw: \$17.

ii. Greater than 10 kw or less than or equal to 45 kw: \$53.

- iii. Greater than 45 hp or less than or equal to 112.5 hp: \$106.
- iv. Greater than 112.5 hp: \$530.

For the purpose of computing this fee, typical electric device sizes are listed below.

**(Source: 2015 NEC) NOTE!! ACTUAL NAMEPLATE KW RATING MUST BE NOTED ON APPLICATION TO ASSURE NO DELAY IN PERMIT ISSUANCE.\*\***

**AVERAGE FIELD RATINGS Average Field Ratings:**

- Electric dryer: 5.0 kw
- Electric range: 10.8 kw
- Surface units: 5.1 kw
- Geo-thermal: kw range of 3.8 to 19.2
- Electric baseboard heat, greater than four-foot length: 1.3 kw
- Hard-wired microwave ovens: 1.44 kw
- Hot water heater: 4.5 kw
- Central air (per ton): 1.4 kw
- Dishwasher: 1.2 kw
- Heat Pump: 2.6 to 7.4 kw
- Radiant Heat 1.3kw

(d) Service equipment: (term includes service panel, service entrance and subpanels). Each equipment piece priced as follows:

- [1] Greater than 0 amp less than or equal to 200 amp: \$80.
- [2] Greater than 200 amp less than or equal to 1,000 amp: \$106.
- [3] Greater than 1,000 amp: \$530.

(e) Special electrical fees:

- [1] Electrical permit for bonding, pools, hot tubs, spas: 106.
- [2] Electrical replacement fees in a one or two family residential dwelling: Replacement of water heater, gas or oil heating and air conditioning systems shall be \$26. \$27.
- [3] The minimum electrical subcode fee shall be: \$51.

(11) Zoning and resale permits.

(a) Residential: resale, change of tenant

- [1] Smoke detector compliance certificate: \$100.
- [2] Reinspection: \$25.
- [3] Lead Surcharge: \$ 20.

(b) Fire reports:

- [1] Residential: \$15 each.
- [2] Commercial: \$50 each.

(c) Fence permits under six feet: \$57.

(d) Shed permits (under 200 square feet): \$57.

(e) Real estate signs: \$27.

(f) Special zoning sale permits: \$80.

- (g) Patio/Driveways: \$57
- (h) Retaining walls under 4' in height: \$57.
- (i) Outdoor seating: \$57.
- (j) Zoning letter of compliance for commercial properties: \$292.
- (k) Temporary sign: \$27.
- (l) Temporary structure, tent or canopy: \$57.Each
- (m) POD: \$26.

INTRODUCTION: November 13, 2023  
PUBLIC HEARING: December 19, 2023  
ADOPTION: December 19, 2023

BOROUGH OF NEW PROVIDENCE  
COUNTY OF UNION  
STATE OF NEW JERSEY

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Allen Morgan, Mayor

Attest:

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Wendi B. Barry, Borough Clerk