

**BOROUGH OF PENNS GROVE  
MAYOR AND COUNCIL**

**ORDINANCE NO. 2023-4**

**CALENDAR YEAR 2023**

**MODEL 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. 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 2.50% unless authorized by ordinance to increase it to 3.50% 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 3.50% 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 Penns Grove in the County of Salem finds it advisable and necessary to increase its CY 2023 budget by up to 3.50% 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 hereby determines that a 1.00% increase in the budget for said year, amounting to \$50,636.18 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the 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 Penns Grove, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Penns Grove shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$177,226.62, and that the CY 2023 municipal budget for the Borough of Penns Grove be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any 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; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that 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.

ATTEST:

Sharon R. Williams  
Sharon R. Williams, Municipal Clerk

LaDaena D. Thomas  
LaDaena D. Thomas, Mayor

**Intro:**

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter	X		X			
Marinaro			X			
Rambo			X			
Scott		X	X			
Worley			X			

Notice: The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on March 28, 2023 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey on April 18, 2023 at which time any interested person will be given an opportunity to be heard.

Sharon R. Williams  
Sharon R. Williams, Municipal Clerk

**FINAL:**

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
<u>Scott, A. Pres.</u>		X	X			
Carter			X			
Marinaro						X
Rambo			X			
Scott						X
Worley	X					

Notice: The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 16, 2023 and was adopted, after a public hearing was held by the Mayor and Council at Borough Hall, 1 State Street, Penns Grove, New Jersey on June 7, 2023

Sharon R. Williams  
Sharon R. Williams, Municipal Clerk