

**ORDINANCE NO. 2012 -24**

**ORDINANCE OF THE COMMITTEE OF THE TOWNSHIP OF  
BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY  
AMENDING AND SUPPLEMENTING CHAPTER 74 OF THE  
TOWNSHIP CODE ENTITLED "WATER/SEWER UTILITY" IN  
ORDER TO INCREASE THE CONNECTION FEES FOR THE  
SANITARY SEWER AND WATER FACILITIES OWNED AND  
OPERATED BY THE TOWNSHIP**

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the Township of Barnegat Township, Ocean County, and State of New Jersey, as follows:

**SECTION 1.** The Township has received and carefully reviewed a letter dated August 20, 2012 from the Township Auditor which recommends an increase in the sanitary sewer and water connection fees, in accordance with the provisions of N.J.S.A. 40:14B-21 et seq.

**SECTION 2.** The Township acknowledges that connection fees for the sanitary sewer and water facility have not been increased for at least twenty (20) years. In the interim the Township has incurred additional debt and other expenses which require an increase in the sanitary sewer and water connection fees.

**SECTION 3.** Section 74 of the Township Code entitled "Water/Sewer Utility" is hereby amended and supplemented, in particular Section 74-7(B) connection fee as follows:

1. Fees for the connection to the Barnegat Township Sewerage Collection System shall be \$1,000.00 per dwelling unit or equivalent dwelling unit. In the event any sewer user is required to pay more than one (1)

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW  
620 WEST LACEY ROAD  
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FORKED RIVER, N.J. 08731

connection fee for one (1) sewer connection based upon "per dwelling unit" formula, each additional connection fee assessment shall be in the amount of \$1,000.00 or appropriate portion thereof. In the event that lines were existing yet cut and capped, the "reconnect" fee shall be \$200.00 with proper approval of the Township Committee. This connection fee shall apply to improved properties and vacant Lots.

**SECTION 4.** In the case of a vacant Lot owner where the Lot owner did not request and pay for a lateral at the time of main line construction, the Lot owner shall be responsible for the cost of the physical connection to the sewer main as well as and in addition to paying the Township the normal connection fee plus \$300.00 for inspection fees.

**SECTION 5.** Section 74-7(B)(2)(3) and (4) are deleted in their entirety.

**SECTION 6.** Section 74-16 "Connection Fees" of the Township Code is deleted in its entirety. In lieu thereof, the following shall be inserted:

1. Fees for connection to the Barnegat Township Water Distribution System shall be \$1,000.00 per dwelling unit or equivalent dwelling unit, whether or not a developer installs water mains and laterals. In the event the lines were existing yet cut and capped, the "reconnect" fee shall be \$250.00 with proper approval of the Township Committee.

**SECTION 7** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

DASTI, MURPHY  
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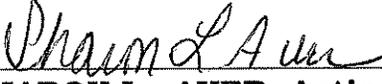
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**SECTION 8.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 9.** This ordinance shall take effect after second reading and publication as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on the first reading by the Township Committee of Barnegat, County of Ocean, State of New Jersey on **August 20, 2012**. The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **September 18 , 2012, at 6:30 p.m.**, or as soon thereafter as the matter may be reached and considered, at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey. At that time the public is invited to ask questions, raise objections or provide public comment with regard to the proposed adoption of this Ordinance.

  
\_\_\_\_\_  
**SHARON L. AUER, Acting Township Clerk**

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

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McGUCKIN, ULAKY,  
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JJD:faw[Barnegat Ordinances 2012 GL#20052]

# Township of Barnegat

COUNTY OF OCEAN

900 WEST BAY AVENUE  
BARNEGAT, NEW JERSEY 08005-1298  
Email: clerk@barnegat.net

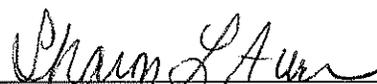


MUNICIPAL OFFICES: (609) 698-0080  
FAX #: (609) 698-7980  
Visit Our Website: [www.barnegat.net](http://www.barnegat.net)

September 19, 2012

## CERTIFICATION

I, Sharon L. Auer, Acting Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify by my hand and seal that the foregoing Ordinance namely, Ordinance #2012-24 entitled An Ordinance amending and supplementing Chapter 74 of the Township Code entitled "Water/Sewer Utility" in order to increase the connection fees for the Sanitary Sewer and Water Facilities owned and operated by the Township was introduced and passed on the 20<sup>th</sup> day of August, 2012 and finally adopted after Public Hearing at their regular meeting held on the 18<sup>th</sup> day of September, 2012 in the Municipal Court Room, 900 West Bay Avenue, Barnegat, NJ and will take effect 20 days after publication in the Township newspaper.

  
\_\_\_\_\_  
Sharon L. Auer, Acting Municipal Clerk

*William E. Antonides and Company*  
CERTIFIED PUBLIC ACCOUNTANTS

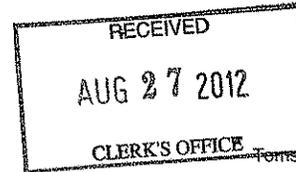
WILLIAM E. ANTONIDES, C.P.A., R.M.A., P.S.A.  
WILLIAM E. ANTONIDES, JR., C.P.A., R.M.A., P.S.A.

EDWARD J. SIMONE, C.P.A., R.M.A., P.S.A.  
BRIAN K. LOGAN, C.P.A., R.M.A., P.S.A.  
DOROTHY S. GALLAGHER, C.P.A., R.M.A., P.S.A.  
DONALD F. HILL, C.P.A., P.S.A.  
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Ocean County Office:  
506 Hooper Avenue, Suite B  
Toms River, New Jersey 08753-7704  
732-914-0004

August 20, 2012

Mr. David Breeden  
900 West Bay Avenue  
Barnegat, NJ 08005

We were requested by the Township of Barnegat (the "Township") to compile Water-Sewer Utility debt and other non-financed capital acquisition expenditures for the purpose of establishing revised water and sewer connection fees as required by statute.

Expenditures were compiled using previous period Township audit reports and underlying Township financial records including ordinances and official debt statements.

Capital equipment acquisitions not financed by debt were compiled from 2006 to 2009.

Debt related expenditures were allocated based on the authorizing ordinances. In cases where items were combined or multiple use for both water and sewer, expenditures were allocated equally.

The compiled amounts are as follows:

**Water**

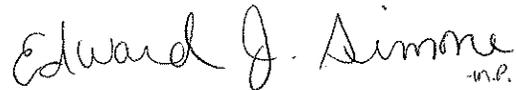
Permanently Financed Debt Expenditures	\$ 5,319,763.00
Temporarily Financed Debt Expenditures	1,733,647.00
Non Financed Capital Purchases	<u>280,000.00</u>
Total	<u>\$ 7,333,411.00</u>
Number of Users	7,321
Maximum Water Connection Fee (Total divided by number users)	<b>\$ 1,002.00</b>

**Sewer**

Permanently Financed Debt Expenditures	\$ 6,266,527.00
Temporarily Financed Debt Expenditures	1,809,265.00
Non Financed Capital Purchases	<u>280,000.00</u>
Total	<u>\$ 8,355,792.00</u>
Number of Users	7,216
Maximum Sewer Connection Fee (Total divided by number users)	<b>\$ 1,158.00</b>

If there are any questions or if we can be of further assistance please don't hesitate to contact us.

Sincerely,

Handwritten signature of Edward J. Simone in cursive script. The signature includes a small "in.p." at the end.

Edward J. Simone CPA, RMA  
For the firm

# Township of Barnegat

COUNTY OF OCEAN



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## TOWNSHIP OF BARNEGAT

The Beacon

THURSDAY, AUG. 23, 2012

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-19 An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey establishing amending and supplementing Chapter 17 of the Barnegat Township Code entitled "Vehicles & Traffic" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-20 An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending and supplementing the General Code Book Chapter 36 Entitled "Brush, Weeds, Obnoxious Growth" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-21 An Ordinance authorizing acquisition of a portion of Lot 22.01, Block 165 as shown in the Official Tax Maps of the Township of Barnegat from Burprop, LLC was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-22 An Ordinance approving and adopting the Zoning Map which incorporates the revisions for the lots in Ocean Acres, Phase 3 from Residential Conservation (RC) Zone to Residential High (RH) Zone was introduced and passed at the regular meeting of the Township of Barnegat on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat township Committee on the 15th day of October, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-23 An Ordinance cancelling certain unfunded appropriation balances heretofore provided for various General Capital Projects totaling \$85,000.00 and reappropriating such unfunded appropriation balances for various General Capital Improvements and to reappropriate the sum of \$85,000.00 to pay the cost thereof was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN** that Ordinance 2012-24 An Ordinance establishing revised Water and Sewer connection fees as required by State Statute was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ (\$50.44) 609639

*Original filed  
w/2012-19*