

ORDINANCE NO. 2021-22

**ORDINANCE 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”**

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey that Chapter 74 of the Township Code entitled “Water/Sewer Utility” and specifically various subsections therein are hereby amended and supplemented as follows:

SECTION 1. Section 74-7 entitled “Sewerage use charges, connection fees, and development inspection fees” and specifically Subsection B thereof entitled “Connection Fee” and Subsection (1) and (2) thereof is hereby amended to read as follows:

B. Connection Fee.

(1) Fees for the connection to the Barnegat Township Sewerage Collection System shall be one thousand four hundred seventy-four dollars (\$1,474.00) per dwelling unit or equivalent dwelling unit. In the event any sewer user is required to pay more than one (1) connection fee for one (1) sewer connection based upon “per dwelling unit” formula, each additional connection fee assessment shall be in the amount of one thousand four hundred seventy-four dollars (\$1,474.00) or appropriate portion thereof. Where the dwelling unit is an Affordable Housing Unit, the fee for connection shall be 50% of the aforementioned connection fee. In the event that lines were existing yet cut and capped, the “reconnect” fee shall be four hundred dollars (\$400.00) with proper approval of the Township Committee. This connection fee shall apply to improved properties and vacant lots.

(2) Unchanged.

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SECTION 2. Section 74-14 of the Township Code entitled “User Charges” is

hereby amended and supplemented as follows:

- A. All residential, commercial, industrial, institutional and governmental users shall be charged a minimum fee (except as provided in §74-14C) based upon the size of the meter and a uniform excess usage charge based upon gallons used. The minimum charge for each water user shall be based upon the size of the meter as set forth in Schedule B of the water/sewer utility rates at the end of this Chapter.
- B. Excess water user charges. All users shall be charged a uniform excess gallon charge in addition to the minimum billing for all water usage which exceeds fifteen thousand (15,000) gallons per quarter. The excess charges shall be as set forth in Schedule B which may be found at the end of this Chapter.
- C. Unchanged.
- D. Unchanged.
- E. Turn-on and Turn off charges; All customers shall be required to pay a fee to turn-on and turn-off a water service as set forth in Schedule A, which may be found at the end of this Chapter.
- F. Unchanged.
- G. Fire hydrant charges. There is hereby established a fee of \$161.00 plus any additional parts per annum for each fire hydrant serviced by the Barnegat Water/Sewer Utility. The Township-owned fire hydrants shall be exempt from within fire hydrant charges.
- H. Unchanged.
- I. Unchanged.

SECTION 3. Section 74-16 of the Township Code entitled “Connection fees” is

hereby amended and supplemented and shall read as follows:

- A. Fees for connection to the Barnegat Township water distribution system shall be one thousand four hundred ninety-two dollars (\$1,492.00) per unit for connection. Where the unit is an affordable housing unit, the fee for connection shall be 50% of the aforementioned connection fee. The connection fee schedule as set forth in Schedule A, which may be found at the end of this Chapter.

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In the case of a vacant lot, if the 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 water main as well as the connection fee, and water tap inspection as set forth in Schedule A, which may be found at the end of this Chapter.

SECTION 4. Chapter 74-21.1 of the Township Code entitled “Wasting Water”

is hereby amended and supplemented to read as follows:

- A. Unchanged.
- B. Correction of leaks. Any person authorized by the Water/Sewer Utility Manager to inquire at any dwelling or other place where any unnecessary waste of water proceeds into the cause of the same, and if the waste arises from the want of repair and the pipes or fixtures, and that the owner or occupant of the premises shall neglect or refuse, upon twenty-four (24) hours’ notice being given, to have the necessary repairs made forthwith, the authorized person is hereby authorized and empowered to shut off the water leading to such place or premises. A Any person who shall turn on the water before the necessary repairs are made shall be subject to a penalty as established in §74-23 herein.

SECTION 5. Chapter 74-21.2 of the Township Code entitled “Outdoor Water

Use” is hereby amended and supplemented to read as follows:

The right to use the Township supplied water through a hose or sprinkler for the watering of lawns, gardens or shrubbery is expressly held subject to the right of the Township to revoke that right at any time, when in the opinion of the Township and the Water/Sewer Utility Manager that the supply of water is too low to admit to the right to exercise such rights. The use of any hose or sprinkler shall be restricted to use on the premises of the taker and shall be used during the following days and hours only:

- A. Unchanged.

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SECTION 6. Chapter 74-23 of the Township Code entitled “Violations and Penalties”

is hereby amended and supplemented to read as follows:

Any person who violated any (1) or more of the provisions of this Chapter shall be subject to fines and penalties as follows:

1. First violation \$150.00;
2. Second violation \$250.00; and
3. Third or subsequent violation \$500.00.

Any person who violates one or more provisions of this Chapter shall be subject to confinement in the Ocean County jail for a period of no more than ninety (90) days. In the case of continuing violation or violations, each day shall constitute a separate offense.

SECTION 7. Schedules A and B of this Chapter are hereby amended and established as follows:

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SCHEDULE A	
WATER/SEWER UTILITY SCHEDULE OF FEES	
TYPE OF FEE	AMENDED FEE
METER CHARGES	
5/8" METER	\$265.00
1" METER	\$425.00
1- 1/2" METER	\$865.00
2" METER	2" - 8" METER DEVELOPER PURCHASES AND INSTALLS METER IN ACCORDANCE WITH BARNEGAT TOWNSHIP UTILITES SPECIFICATIONS
3" METER	
4" METER	
6" METER	
8" METER	
2" - 8" METER INSTALLATION INSPECTION FEE	\$150.00
2" - 8" METER RE-INSPECTION FEE	\$150.00
METER BASE RATE CHARGES	
CURRENT	
5/8" METER	\$45.00
1" METER	\$85.00
1- 1/2" METER	\$128.00
2" METER	\$170.00
3" METER	\$232.00
4" METER	\$289.00
6" METER	\$361.00
8" METER	\$454.00
10" METER	\$567.00
12" METER	\$706.00
FREEZE PLATE	
CRACKED FREEZE PLATE	REPLACEMENT COST OF METER
HYDRANT METER USE	
CONNECTION FEE	\$50.00
METER DEPOSIT	\$350.00
FLOW TEST	
FIRE SUPPRESSION SYSTEM	\$250.00
TURN ON/ TURN OFF FEES	
TURN ON - REGULAR BUSINESS HOURS	\$48.00
TURN OFF - REGULAR BUSINESS HOURS	\$48.00
TURN ON/ TURN OFF FEES AFTER HOURS	\$175.00
METER TESTING FEE	
REMOVAL + TRANSPORTATION TO AND FROM TESTING FACILITY	\$75.00
CUT & CAP INSPECTION	
INSPECTION OF UTILITY DISCONNECT	\$125.00
SERVICE CONNECTION FEES	
WATER CONNECTION FEE	\$1,492.00
SEWER CONNECTION FEE	\$1,474.00
WATER TAP INSPECTION	\$450.00
SEWER LATERAL INSPECTION	\$450.00
RECONNECTION FEE - WATER	\$400.00
RECONNECTION FEE - SEWER	\$400.00
FINAL READ PROCESSING FEE	\$25.00

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SCHEDULE B					
WATER / SEWER UTILITY RATES					
METER SIZE RESIDENTIAL	0- 15,000 MIN. CHARGE	15,001 - 25,000 PER/1000 GAL.	25,001 - 50,000 PER/1000 GAL.	50,001 - 100,000 PER/1000 GAL.	100,001 AND UP PER/1000 GAL.
5/8" OR 3/4"	\$45.00	\$1.19	\$2.37	\$3.56	\$4.74
1"	\$85.00	\$1.19	\$2.37	\$3.56	\$4.74
1- 1/2"	\$128.00	\$1.19	\$2.37	\$3.56	\$4.74
2"	\$170.00	\$1.19	\$2.37	\$3.56	\$4.74
3"	\$170.00	\$1.19	\$2.37	\$3.56	\$4.74
4"	\$170.00	\$1.19	\$2.37	\$3.56	\$4.74
METER SIZE COMMERCIAL	0- 15,000 MIN. CHARGE	15,001 - 25,000 PER/1000 GAL.	25,001 - 50,000 PER/1000 GAL.	50,001 - 100,000 PER/1000 GAL.	100,001 AND UP PER/1000 GAL.
5/8" OR 3/4"	\$45.00	\$1.19	\$2.37	\$4.43	\$5.92
1"	\$85.00	\$1.19	\$2.37	\$4.43	\$5.92
1- 1/2"	\$128.00	\$1.49	\$2.99	\$4.43	\$5.92
2"	\$170.00	\$1.49	\$2.99	\$4.43	\$5.92
3"	\$232.00	\$1.49	\$2.99	\$4.43	\$5.92
4"	\$289.00	\$1.49	\$2.99	\$4.43	\$5.92
6"	\$361.00	\$1.49	\$2.99	\$4.43	\$5.92
8"	\$454.00	\$1.49	\$2.99	\$4.43	\$5.92
10"	\$567.00	\$1.49	\$2.99	\$4.43	\$5.92
12"	\$706.00	\$1.49	\$2.99	\$4.43	\$5.92

SECTION 8. All ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 9. 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 10. This ordinance shall take effect after second reading and publication as required by law.

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NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Barnegat on the 4th day of November, **2021**, at 6:30 PM and will be considered for second and final passage at a meeting of the Township Committee to be held on the 7th day of December, **2021**, at 10:00 AM at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Donna M. Manno, RMC
Township Clerk

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