

TOWNSHIP OF CHESTERFIELD

ORDINANCE NO. 2018-13

**AN ORDINANCE TO AMEND CHAPTER 216 (“SEWAGE DISPOSAL SYSTEMS”),
ARTICLE II (“SEWER USE AND USER CHARGE SYSTEM”) OF THE CODE OF
THE TOWNSHIP OF CHESTERFIELD REGARDING USER SERVICE CHARGES**

WHEREAS, the Township Committee of the Township of Chesterfield (“Township Committee”) has not adjusted service charges assessed to users of the public sanitary sewer system in the last 10 years; and

WHEREAS, the Township Committee, based on recommendations from professional staff including the Township Engineer, Auditor, and Attorney, has determined that it is necessary to review and adjust said service charges in order to accurately and equitably assess and recover all expenses of operating the sewer system, including the costs of billing and administration, treatment of effluent, maintenance of the system, and any debt service charges; and

WHEREAS, pursuant to N.J.S.A. 40A:26A-10, rates may be set and adjusted based on any factors which the governing body shall deem proper and equitable within the region served, so long as the such rates are uniform and equitable for the same types and classes of use and service of the facilities; and

WHEREAS, the Township Committee finds it appropriate and equitable to compute the revised sewerage service charges based on a flat rate in combination with the consumption of water on or in connection with ratepayers’ real property; and

WHEREAS, it is anticipated that the revised rates will go into effect as of the third quarter of 2018 (effective July 1, 2018), and will be reflected in billing invoices due on or before September 30, 2018.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Chesterfield, County of Burlington and State of New Jersey, that Chapter 216 (“Sewage Disposal Systems”), Article II (“Sewer Use and User Charge System”), Section 14 (“User charge system”) of the Code of Chesterfield Township is hereby amended to state as follows [new material indicated by underline, deletions indicated by ~~striketrough~~]:

SECTION ONE. Amended Sections.

§216-14. User charge system.

[subsections A. through D. to be remain unchanged]

E. Metered services. Sewer service charges for all ratepayers (residential and nonresidential users) serviced by a water utility are based on water usage as measured by the ratepayer’s water meter. The annual charge to ratepayers with metered water service shall be calculated using the ratepayer’s water meter readings as such information is provided to the Township by the water utility. Ratepayers with metered water service will be charged a minimum quarterly flat rate which will apply to all levels of water usage up to 10,000 gallons per quarter. For every additional 1,000 gallons, or any part thereof, used within a quarter, excess consumption fees will be assessed.

F. Minimum quarterly flat rate. The minimum quarterly flat rate for all ratepayers with metered water service is \$70.00.

G. Excess water consumption charge. Ratepayers with metered water service who use more than 10,000 gallons of water in a given quarter will be charged an excess consumption fee of \$5.25 for each additional 1,000 gallons, or any part thereof, used.

H. Unmetered services. The quarterly flat rate for ratepayers that utilize private wells and are not serviced by a water utility is \$96.25.

I. Senior citizens qualifying for the senior citizen tax deduction from the State of New Jersey shall receive a 15% reduction in their rate. Places of worship, not including any parsonage connection, shall be exempt.

J. The Township shall provide quarterly bills to all users of the system. Bills shall be payable within 30 days of mailing. Interest shall be charged on unpaid balances and shall become liens, collectable with the property owner's taxes, with interest accruing at the rate of 1.5% per month or at a rate of interest at least equal to the monthly index for the immediately preceding month for twenty-year tax exempt bond yields as compiled by the bond buyer, whichever is greater.

[remainder of Code is unchanged]

SECTION TWO. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

SECTION THREE. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

SECTION FOUR. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law and shall be effective as of July 1, 2018 for purposes of implementation in the third quarter of this year.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: June 28, 2018

Adopted: July 26, 2018

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
S Davis				X			S Davis	X					
A Katz				X			A Katz	X					X
D Koetas-Dale	X					X	D Koetas-Dale	X				X	
J Liedtka	X				X		J Liedtka				X		
R Romeu	X						R Romeu	X					

X – Indicates Vote NV – Not Voting AB – Absent ORD – Motion SEC - Seconded