

ORDINANCE 2011-05

AN ORDINANCE AMENDING CHAPTER 135 KNOWN AS “SEWERS” OF THE CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK

**WHEREAS**, the Township Committee of the Township of Lower Alloways Creek desires to amend Chapter 135 known as “Sewers”, subsection 6 C., 6 D., 6 E.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Lower Alloways Creek that:

**Section 1.** Chapter 135 section 6 of the Code of the Township of Lower Alloways Creek is hereby amended as follows:

**§ 135-6. Service charges. [Amended 3-17-1992 by Ord. No. 92-4; 3-15-1994 by Ord. No. 94-1; 2-3-1998 by Ord. No. 98-1; 4-18-2007 by Ord. 2007-04, 3-16-2010 by Ord 2010-02, 3-15-2011 by Ord 2011-02]**

A. The rate fixed and the amount to be paid for the use of the sewer shall be in accordance with the following schedule and classification for the year 2011. Thereafter, said rate and amount to be paid shall be increased as amended by Ordinance 2011-05. Thereafter, said rate shall remain the same until changed by ordinance adopted by the Township Committee of the Township of Lower Alloways Creek. The charge shall be an annual charge for a calendar year or any part thereof, due on or before December 31 for that calendar year for which it applies. The initial service charge or any increase in charge due to a change in the type of property or use shall be computed on a pro rata basis from the first day of the month following the month the connection or change is made.

The rate fixed and the amount to be paid for the use of the sewer shall be in accordance with the schedule and classification in the Code of the Township of Lower Alloways Creek, as amended

TYPE OF PROPERTY	2011	2012	2013	2014	2015
<b>C. Senior citizen</b> Deduction: Any Homeowner who has reached the age of sixty-five (65) is entitled to a senior citizen service charge as follows; at the residence that they inhabit, per year, after providing proof of age to the Utility Collector. This does not apply to a tenant who may be sixty-five (65) years of age					
	<b>61% off</b>				
	<b>Residences,</b>	<b>47.5% off</b>	<b>37.858% off</b>	<b>30.625% off</b>	<b>25% off</b>
	<b>Private,</b>	<b>Residences,</b>	<b>Residences,</b>	<b>Residences,</b>	<b>Residences,</b>
	<b>Single</b>	<b>Private, Single</b>	<b>Private,</b>	<b>Private,</b>	<b>Private,</b>
	<b>Family</b>	<b>Family</b>	<b>Single Family</b>	<b>Single Family</b>	<b>Single Family</b>
	<b>\$195.00</b>	<b>\$315.00</b>	<b>\$435.00</b>	<b>\$555.00</b>	<b>\$675.00</b>
<b>D. Disabled Homeowners</b> Deduction: Any homeowner who is permanently disabled is entitled to a service charge rate as follows; at the residence that they inhabit, per year, after providing proof of permanent disability to the Utility Collector. This does not apply to a tenant who may be permanently disabled.					
	<b>61% off</b>				
	<b>Residences,</b>	<b>47.5% off</b>	<b>37.858% off</b>	<b>30.625% off</b>	<b>25% off</b>
	<b>Private,</b>	<b>Residences,</b>	<b>Residences,</b>	<b>Residences,</b>	<b>Residences,</b>
	<b>Single</b>	<b>Private, Single</b>	<b>Private,</b>	<b>Private,</b>	<b>Private,</b>
	<b>Family</b>	<b>Family</b>	<b>Single Family</b>	<b>Single Family</b>	<b>Single Family</b>
	<b>\$195.00</b>	<b>\$315.00</b>	<b>\$435.00</b>	<b>\$555.00</b>	<b>\$675.00</b>

TYPE OF PROPERTY	2011	2012	2013	2014	2015
<b>E. Senior Citizen / Disabled Homeowners</b>					
Deduction: Any homeowner who is both a Senior Citizen and permanently disabled is entitled to a service charge rate as follows; at the residence that they inhabit, per year, after providing proof of permanent disability to the Utility Collector. This does not apply to a tenant who may be a Senior Citizen and permanently disabled.	<b>70% off Residences, Private, Single Family \$150.00</b>	<b>62.5% off Residences, Private, Single Family \$225.00</b>	<b>57.14% off Residences, Private, Single Family \$300.00</b>	<b>53.125% off Residences, Private, Single Family \$375.00</b>	<b>50% off Residences, Private, Single Family \$450.00</b>

**Section 2. Repealer, Severability And Effective Date.**

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. 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.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

This Ordinance which was introduced for First Reading on June 21, 2011 shall be published by Title in the Today’s Sunbeam and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

**Public Hearing on this Ordinance shall be on July 19, 2011 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock’s Bridge, New Jersey.**

Introduction: June 21, 2011

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III			Y			
MR. PALOMBO		S	Y			
MR. VENABLE	M		Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

Final: July 19, 2011

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III						
MR. PALOMBO						
MR. VENABLE						
MR. WOOD						
MAYOR POMPPER						

ATTEST:

LOWER ALLOWAYS CREEK TOWNSHIP

\_\_\_\_\_  
Ronald L Campbell Sr. Twp Clerk

By: \_\_\_\_\_  
Ellen B. Pompper, Mayor