

TOWNSHIP OF BURLINGTON

ORDINANCE

2023-OR-016

**ORDINANCE OF THE TOWNSHIP OF BURLINGTON
REVISING CONNECTION FEES FOR PROPERTIES
CONNECTING TO THE TOWNSHIP'S SEWERAGE
SYSTEM SPECIFICALLY CODE § 467 -13B.
(SEWER)**

WHEREAS, pursuant to the "Municipal and County Sewerage Act," N.J.S.A. 40A:26A-1 et seq., the Department of Public Works through the Division of Sewer provides sewer service to users of the municipal sewerage system; and

WHEREAS, N.J.S.A. 40A:26A-11 permits a municipality to charge a connection fee for each connection of any property to the municipal sewerage system, which connection fee is to be recomputed at the end of each budget year, after a public hearing is held; and

WHEREAS, the Township Auditor has recomputed the basis for sewer connection fees.

BE IT ORDAINED and ENACTED by the Township Council of the Township of Burlington, County of Burlington, and State of New Jersey, that Code § 467-13B. is amended as follows:

B. Connection Fees.

(1) Residential connections. For residential dwellings, whether apartment, condominium, townhouse, duplex or single family, the Superintendent of Public Works shall issue a permit upon payment of \$4,437.00 per unit, based upon an equivalent dwelling unit (EDU) of 219 gallons per day of projected sewage flow.

(2) Nonresidential connections. For nonresidential connections, the Superintendent of Public Works shall issue a permit upon payment of a connection fee of \$4437.00 per EDU computed based upon the gallons per day projected flow criteria for each use set forth in N.J.A.C. 7:14A-23.3. Flows for facilities that have combined uses shall be determined by the summation of the projected flow for each use. The minimum nonresidential connection fee of \$4437.00 shall be imposed regardless of whether the projected flow is less than 219 gallons per day.

For establishments and/or facilities, and in particular facilities that are not included within the uses set forth in N.J.A.C. 7:14A-23.3, the person seeking a permit shall propose the projected flow based upon operation of similar facilities or recognized professional standard. Any reference to "seat" or "person" in N.J.A.C. 7:14A-23.3 shall be deemed to mean the maximum permitted occupancy established pursuant to the Uniform Construction Code and/or the Uniform Fire Code. The Township reserves the right to accept, modify, or reject the proposed flow values based upon factors set forth by the Superintendent of Public Works or the Superintendent's designee.

(3) Public agency agreement. The Township Council may elect to establish a connection fee by agreement with another municipality, sewerage authority or municipal utilities authority.

This Ordinance was introduced at a meeting of the Township Council in the Township of Burlington held on June 13, 2023, and will be considered for final passage after a public hearing held at a Regular Meeting of the Township Council to be held on June 27, 2023, at the Township Municipal Building, Burlington Township, New Jersey at 7:00 p.m.

This will certify that the foregoing Ordinance was passed by a majority of the Burlington Township Council on June 27, 2023.

Mary E. Field
Municipal Clerk

Robert W. Jung
President of Council