

TOWNSHIP OF BURLINGTON

ORDINANCE

2023-OR-017

**ORDINANCE OF THE TOWNSHIP OF BURLINGTON
REVISING CONNECTION FEES FOR PROPERTIES
CONNECTING TO THE TOWNSHIP'S WATER
SUPPLY SYSTEM SPECIFICALLY 584
ATTACHMENT 1 SCHEDULE 1 "WATER
CONNECTION FEE"**

WHEREAS, pursuant to the "County and Municipal Water Supply Act," N.J.S.A. 40A:31-1 et seq., the Department of Public Works through the Division of Water provides water service to users of the municipal water supply system; and

WHEREAS, N.J.S.A. 40A:31-11 permits a municipality to charge a connection fee for each connection of any property to the municipal water supply 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 water 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 "584 Attachment 1 Schedule 1 Water Connection Fee" to Code § 584-5C. is amended as follows:

Any person desiring to connect a lot, which conforms to existing zoning, into the Township's water supply system shall submit an application to the Superintendent of Public Works, or the Superintendent's designee, for a water connection permit. Upon receiving approval from the Superintendent, or having filed a successful appeal of a denial, and payment of the nonrefundable fee to be calculated in accordance with the standards set forth hereinafter, the permit will be issued whether or not a water distribution line exists in front of the property owned by the applicant into which the applicant's property may be able to connect. The water connection fee shall be in addition to any other charges that may be applicable to the contemplated use.

The issuance of a permit does not obligate the Township to provide a connection to the municipal water supply system as a permit is issued at the risk of the applicant.

The residential connection fee for an apartment, condominium, townhouse, duplex or single family dwelling is \$2612.00 per unit, based upon an equivalent dwelling unit (EDU) of 219 gallons per day.

The nonresidential connection fee of \$2612.00 per EDU shall be 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 \$2612.00 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 applicant shall propose the projected flow based upon the operation of similar facilities or a 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.

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