

ORDINANCE NO. 2023-23

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 115 ENTITLED “FEES” TO A NEW SECTION TITLED “TAX SALE FEES”

WHEREAS, the Township Council of the Township of Lopatcong, County of Warren State of New Jersey has the authority pursuant to N.J.S.A. 54:5-1 (“Act”) to place liens upon properties that fail to pay property taxes: and

WHEREAS, according to the Act, the Township has the authority to hold Tax Sales to collect the outstanding unpaid taxes; and

WHEREAS, pursuant to N.J.S.A. 54:5-38, the Township has the authority to assess a fee for the cost of holding such tax sales and these fees may be made a part of the property lien; and

WHEREAS, the Township Council believes such an amendment to establish fees is in the best interest of the Township and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lopatcong, County of Warren, State of New Jersey, that Chapter 115 entitled “Fees” be amended to include a new section as follows:

SECTION I

§ 115-16. Tax Sale Fees

When holding Tax Sales, the Township shall charge \$25 for each mailing of notice to the subject property owner of each sale. This fee shall be payable and collected beginning the 50th calendar day prior to the date of sale, and in the case of an accelerated tax sale, the fee shall be payable and collected beginning on the 11th day of the eleventh month of the current fiscal year. If unpaid prior to the tax sale, the fee shall form a part of the tax lien and be paid by the purchaser at the tax sale.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, inconsistent with the Code of the Township of Lopatcong, or is held to be unconstitutional

or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Township of Lopatcong held on November 1, 2023 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Council to be held on December 6, 2023, at 7:30 PM, or as soon thereafter as the Township Council may hear this Ordinance, at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Margaret B. Dilts, MMC

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SECOND NOTICE OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, December 6, 2023 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

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Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday 9:00 am to 4:30 pm.

Margaret B. Dilts, MMC