

**ORDINANCE 08-24**  
**TOWNSHIP COUNCIL - MINE HILL TOWNSHIP**  
**MORRIS COUNTY, NEW JERSEY**  
**AN ORDINANCE AMENDING CHAPTER 235 OF THE REVISED GENERAL ORDINANCES**  
**OF MINE HILL TOWNSHIP TO REVISE CERTAIN WATER SERVICE AND USE CHARGES**

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**BE IT ORDAINED**, by the Township Council of Mine Hill Township, in the County of Morris, and State of New Jersey, as follows:

**Section 1.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection B (“Water Service Connection Fees”), which shall read, in its entirety, as follows:

**B. Water service connection fees. (§ 533-12)**

1. Definitions. As used in this section, the following terms shall have the meanings indicated:

**DWELLING UNIT** Any unit for residential purposes, whether in single- or multiple-unit structures, including but not limited to single-family homes, multifamily units, apartment units, seasonal occupancy units, cooperative apartment units, condominium units or townhouse units.

**EQUIVALENT DWELLING UNIT (EDU)** Each individual commercial/industrial unit, whether in a single- or multiple-unit structure, having a demand on the water system equal to that of a dwelling unit.

2. Calculation of water service connection fee.

The fee for residential connections shall be as follows:

(a) single-family dwelling, or per duplex unit	\$2,960.00
(b) efficiency or 1 BR apartment	\$2,530.00
(c) 2 BR apartment	\$2,850.00
(d) 3 BR or larger apartment	\$2,960.00

The fee for all other connections shall be \$2,960.00 per EDU.

Each unit in multiple-unit structures (multifamily units), apartment units, seasonal occupancy units, cooperative apartment units; condominium units, townhouse units, commercial units or industrial units shall be required to pay a separate connection fee.

3. Determination of EDU. For other than dwelling units, the number of EDUs shall be calculated by dividing the anticipated flow based upon the factors listed below by the design flow rate of 300 gallons per day and rounded to the next highest whole minimum fee:
  - (a) The design flow rate for a single dwelling unit is 300 gallons per day.
  - (b) Each commercial or industrial structure shall be required to pay a connection fee based on its EDU’s. The flow from the building is as suggested by the New Jersey Department of Environmental Protection or such other established and reliable sources including, but not limited to N.J.A.C. 7:14A-23.3.
4. Owners of new residential or nonresidential buildings shall pay 50% of the connection fee prior to the issuance of a building permit and the remaining 50% before the issuance of a certificate of occupancy.

**Section 2.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection C (“Services on the owner’s side; charges”), which shall read, in its entirety, as follows:

C. Services on owner's side; charges. (§ **533-14**)

1. Leaks in service lines. The owner shall be liable for water escaping from leaks in the service lines at a charge of \$250 per day from the date said leak is discovered. If the leak persists for more than seven (7) consecutive days, the charge will be increased to \$1,000 per day. If the leak is repaired in three days or less after notification a one-time charge of \$300.00 will be due and added to their bill. The Township reserves the right to turn off water if the leak is not repaired after five (5) days.
2. Frozen service pipes. The Charge for the Water Department to perform the required auditory leak inspection after a frozen pipe repair if the frozen pipe was before the water meter shall be \$100.00 during normal working hours or \$350.00 on evenings, nights, weekends and holidays.

**Section 3.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection D (“Meters and Metering”), which shall read, in its entirety, as follows:

D. Meters and metering. (§ **533-15**)

1. Any homeowner denying access to a meter will be charged \$250.00 for the first day of denial and \$400.00 per day for each subsequent day.
2. When an appointment is not kept by the homeowner and a repeat visit is necessitated, there will be a charge of \$50 per additional visit during regular business hours. If there is a meter reading discrepancy caused by this office, there will be no charge. However, if the meter is correct, there will be a charge of \$50 for revisiting to read the meter.

**Section 4.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection E (“Meter Tests”), which shall read, in its entirety, as follows:

E. Meter tests. Meter test fees (§ **533-16**) shall be at the actual rate charged for testing.

**Section 5.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection F (“Water Service and Use Charges”), which shall read, in its entirety, as follows:

F. Water service and use charges. (§ **533-18**)

1. Water service charge. Every property (residential, commercial or industrial) which is connected to the Township's public water system shall be subject to a quarterly water service charge, based upon the size of the service line (from the main to the curb stop valve shutoff), as follows:

2.

Meter Size (inches)	Charge Per Quarter
5/8 - 1	\$49.50
1 ½ - 2	\$274
3	\$315
4	\$1,110.00
6	\$2,284.00
8	\$4,070.00

3. Water use (consumption) charges. The quarterly use (consumption) charge shall be calculated at the following rate: \$5.30 per 1,000 gallons of water consumed.

**Section 6.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection H. (“Miscellaneous Fees”), which shall read, in its entirety, as follows:

H. Miscellaneous fees. The following fees shall be charged for the services set forth: (§ 533-20)

1. Service line inspection from curb stop to house. The fee for inspection of trenches and pipe on private property shall be \$100 per visit.
2. Voluntary discontinuance or resumption of service.
  - (a) The turn-off-and-on charge for weekdays between 7:00 a.m. and 3:00 p.m. shall be \$100 (two visits included)
  - (b) The turn-on-and-off charge after 3:00 p.m. weekdays and Saturdays until 3:00 p.m. shall be \$350 (two visits) per employee needed for the work.

**Section 7.** Chapter 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, Section 235-28, “Water”, shall be amended by the following amendment to subsection J (“Variance of Service and/or Facilities”), which shall read, in its entirety, as follows:

J. Variance of service and/or facilities. (§ 533-22)

A property owner, occupant, plumber, or anyone shall not touch or turn on or off the municipal curb stop corporation at any time. Only the Mine Hill Public Works Department shall operate curb or water main valves. Water fees will apply and the violator shall be subject to a fine of up to \$1,250.00

**Section 8.** This Ordinance may be renumbered for codification purposes.

**Section 9.** All Ordinances of the Township of Mine Hill which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**Section 10.** If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**Section 11.** This Ordinance shall take effect in accordance with law upon publication

I hereby certify the foregoing to be a true copy of an Ordinance passed by the Mine Hill Township Council at a duly convened meeting held on\_\_\_\_\_.

Adopted: Mine Hill Township Council

\_\_\_\_\_  
Presiding Council Member

\_\_\_\_\_  
Date

Approved:

\_\_\_\_\_  
Sam Morris, Mayor

\_\_\_\_\_  
Date

Attest:

\_\_\_\_\_  
Marcia H. Istvan, Deputy Township Clerk

\_\_\_\_\_  
Date