

**TOWNSHIP OF MONTGOMERY
SOMERSET COUNTY, NEW JERSEY**

ORDINANCE #24-1733

AN ORDINANCE AMENDING CHAPTER XII “SEWER AND WATER” OF THE CODE OF THE TOWNSHIP OF MONTGOMERY (1984) TO ESTABLISH THE 2024 SEWER CAPACITY CHARGES AND SERVICE RATES.

BE IT ORDAINED by the Township Committee of the Township of Montgomery, in Somerset County, New Jersey as follows:

Section 1. Sewer Capacity Charges. Subsection 12-7.4.b of the Code of the Township of Montgomery (1984) (the “Code”) is amended to read as follows (deletions are in [brackets]; additions are underlined):

- b. The capacity charge shall be \$14,040.00 [\$12,900.00] per residential unit, or \$46.80 [\$43.00] per gallon of anticipated daily volume of sewage effluent for non-residential uses.
 1. The capacity charge shall be reduced by fifty percent (50%) for new connections to the municipal sewer system that are to be charged to public housing authorities, non-profit organizations building affordable housing projects, and any other affordable housing units, including affordable housing units in inclusionary projects.
 2. This capacity charge is subject to revision by the Township as may be appropriate and provided by law.

Section 2. Sewer Service Charges. Subsection 12-10.2 of the Code is amended to read as follows (deletions are in [brackets]; additions are underlined):

12-10.2 Sewer Service Charge Rate.

- a. There is hereby established an annual sewer service charge per unit to be computed as follows:
 1. \$286.00 [\$276.00] per unit for costs of billing, administration and debt service; *plus*
 2. \$11.41 [\$11.06] per CCF (\$15.25 [\$14.79] per 1,000 gallons), or part thereof, per unit of the lesser of the following, for costs of operation, improvement, contingencies and maintenance of the sewer system:
 - (a) Provided there has been positive metered water use in the calendar year preceding the service year, the unit’s metered water use for the calendar year preceding the service year; *or*

(b) Provided there has been positive metered water use in at least three of the first four months and the last two months of the calendar year preceding the service year, the sum of the unit's first four months and the last two months of metered water use of the calendar year preceding the service year, multiplied by two.

b. This capacity charge is subject to revision by the Township as may be appropriate and provided by law.

Section 3. Repealer. All ordinances and resolutions or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. Severability. If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be valid and enforceable.

Section 5. Effective Date. This ordinance shall take effect upon final passage and publication in accordance with law.

DATE ADOPTED: June 6, 2024

ATTEST:

**TOWNSHIP OF MONTGOMERY
COUNTY OF SOMERSET**

Lisa Fania, RMC
Township Clerk

Neena Singh
Mayor