



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey  
07102

## Ordinance

6PSF-a 03/20/2024

File ID: 24-0153

Type: Ordinance

Status: Adopted

**AN ORDINANCE AMENDING TITLE VII, STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY, CHAPTER 2, PERMITS AND FEES, SECTION 3, CONSTRUCTION PERMIT, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, TO ADD PROVISION EXEMPTING CITY-OCCUPIED PROPERTIES.**

**WHEREAS**, N.J.S.A. 52:27D-126c states, "No county, municipality, or any agency or instrumentality thereof shall be required to pay any municipal fee or charge in order to secure a construction permit for the erection or alteration of any public building or part thereof from the municipality wherein the building may be located. No erection or alteration of any public building or part thereof by a county, municipality, school board, or any agency or instrumentality thereof shall be subject to any fee, including any surcharge or training fee, imposed by any department or agency of State government pursuant to any law, or rule or regulation"; and

**WHEREAS**, all fees for permits required by the City and any other Governmental Body for the Construction and development of property to be occupied exclusively by City entities/agencies shall be exempt from payment; and

**WHEREAS**, the City intends to occupy properties exclusively designated for City agencies.

**NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:**

**Note:** Additions are shown as **underlined and bold**. Deletions are shown as ~~strikethroughs~~.

**SECTION 1.** Title VII, State Uniform Construction Code Enforcing Agency, Chapter 2, Permit and Fees, Section 3, Construction Permit, of the Revised General Ordinances of the City of Newark, New Jersey, 2000, is hereby amended as follows:

**e. Fee Waiver for City- Occupied Properties.**

**Notwithstanding the provisions of Section 7:2-3.1, the Director of Engineering is hereby authorized to waive building permit fees for properties that are/or will be occupied exclusively by City Agencies.**

**SECTION 2.** Any Ordinance or parts of any Ordinance inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 3.** The provisions of this Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

**SECTION 4.** The Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

**SECTION 5. Codification.** This Ordinance shall be a part of the Code of the City of Newark as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Code. The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Newark in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

**STATEMENT**

This Ordinance amends Title VII, State Uniform Construction Code Enforcing Agency, Chapter 2, Permit and Fees, Section 3, Construction Permit, of the Revised General Ordinances of the City of Newark, New Jersey, 2000, to exempt City-Occupied properties.

**Approval History**

Version	Seq #	Action Date	Approver	Action	Due Date
1	2	2/1/2024	Jeannet Pavez	Delegated	
1	3	2/1/2024	Kimberly Wainwright	Approved as Modified	2/5/2024
1	6	2/2/2024	Eric S. Pennington	Approved	2/5/2024
1	7	2/2/2024	Leslie Peters	Approved	2/9/2024
1	8	2/2/2024	Michelle Nelson	Approved	2/6/2024
1	9	2/2/2024	Kenyatta Stewart	Approved	2/6/2024

**History of Legislative File**

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Municipal Council	02/21/2024	Advance to First Reading				Pass
	<b>Action Text:</b> A motion was made by the Council of the Whole to Advance to First Reading. The motion was adopted by the following votes:						
	Yes: 9 - Patrick Council, C. Lawrence Crump, Carlos Gonzalez, Dupre <sup>1</sup> Kelly, Luis Quintana, Anibal Ramos Jr., Louise Scott-Rountree, Michael Silva and LaMonica Melver						

1 Municipal Council 03/06/2024 Adopt on First Reading Pass

Action Text: A motion was made by Council of the Whole to Adopt on First Reading. The motion was adopted by the following votes:

Yes: 8 - C. Lawrence Crump, Patrick Council, Carlos Gonzalez, Luis Quintana, Anibal Ramos Jr., Louise Scott-Rountree, Michael Silva and LaMonica McIver 8-1  
Absent: 1 - Dupre' Kelly

1 Municipal Council 03/20/2024 Close on Public Hearing and Adopt Pass

Action Text: Dolores Martinez Wooden, Director Department of Engineering commented. Public Hearing opened. Comments were made by Donna Jackson and Ché Colter.

A motion was made by the Council of the Whole, to Close on Public Hearing and Adopt. The motion was adopted by the following votes:

Yes: 8 - Patrick Council, C. Lawrence Crump, Carlos Gonzalez, Luis Quintana, Anibal Ramos Jr., Louise Scott-Rountree, Michael Silva and LaMonica McIver 8-1  
Absent: 1 - Dupre' Kelly

Approved or Rejected By



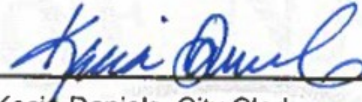
Ras J. Baraka, Mayor

Date

3/26/24

CERTIFIED TO BY ME THIS

Certified By



Kecia Daniels, City Clerk

Date

MAR 28 2024

