

ORDINANCE NO. 24-18

**ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
AMENDING CHAPTER A263, FEES,
OF THE CODE OF THE BOROUGH OF ROCKAWAY**

WHEREAS, the Mayor and Council of the Borough of Rockaway have determined that a need exists for certain fees charged under Chapter A263, Fees, Section A263-1, Fees established, of the Code of Ordinances of the Borough of Rockaway to be added or amended; and

WHEREAS, the Mayor and Council are authorized to charge and collect said water service charges pursuant to N.J.S.A. 40:14B-21.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the following amendments be made to Chapter A263, Fees, Section A263-1, Fees established, as follows:

Section I – Dogs, Cats and Other Animals

Subsection D, Dogs, Cats and Other Animals, (1) Fee for license, registration tag or registration sleeve, is hereby amended to read as follows:

- (a) Neutered animals: \$20 for each dog or cat license.
- (b) Unneutered animals: \$23 for each dog or cat license.

Section II – Filming

Subsection Y, Filming, is hereby amended to read as follows:

- (1) Permit application fee:
 - a. Basic filming for other than nonprofit applications: \$1,000. If the application is received fewer than ten business days prior to first day of filming, the fee is increased to \$1,500. If the application is received fewer than seven days prior to the first day of filming, the fee is increased to \$2,500.
 - b. Basic filming for nonprofit applicants filming for educational, noncommercial use: \$25.
- (2) Permit amendment fee:
 - a. Basic filming for other than nonprofit applicants: \$500.
 - b. Basic filming for nonprofit applicants filming for education, noncommercial purposes: \$10.
- (3) Daily filming fee payable in addition to the basic filming permit fee:
 - a. \$1,000 per day for the first Borough owned property, \$500 per day for each additional Borough owner property, except as set forth in Subsection Y(4) hereof.
 - b. \$100 per day for nonprofit applicants filming for education, noncommercial purposed.
- (4) Waiver of fees for students. The fees set forth in Subsection Y(1) through (3) shall be waived when filming is done by a student in a grade school, middle school, high school, college, university or other bona fide educational institution upon receipt by the Borough Clerk of a written certification from a teacher or administrator at the school attended by the student stating that the filming is for educational purposes only and is not intended for commercial use.

Section III – Land Use Design and Performance Standards

Subsection AA, Land Use Design and Performance Standards, is hereby established to read as follows:

§ AA. Chapter 170, Land Use Design and Performance Standards.

- (1) Tree Removal Permit: \$25.

Section IV – Police Outside Duty

Subsection X, Fees for the services of police officers for security services after school hours, is hereby rescinded in its entirety and replaced as follows:

§ X. Police Outside Duty.

- (1) Fee for the services of police officers for private traffic control or other private police officer services. Any person, company or corporation who shall require the services of a police officer for private traffic control or other private police officer services shall be required to pay an hourly charge for such services equal to the hourly amount earned by the highest-ranking officer in the Borough plus an administrative fee of 15% of the hourly charge, with a minimum charge for such services equal to four hours (plus the 15% administrative add-on charge). If the detail exceeds four (4) hours, said person, company or corporation shall be required to pay an hourly charge for such services equal to the hourly amount earned by the highest-ranking officer in the Borough plus an administrative fee of 15% of the hourly charge, with a minimum charge for such services equal to eight hours (plus the 15% administrative add-on charge). Any hours in excess of eight (8) hours shall be charged at an hourly rate equal to the hourly amount earned by the highest-ranking officer in the Borough plus an administrative fee of 15% of the hourly charge. Payment will be required if three hours' minimum notification of cancellation is not given. Unless otherwise prohibited by law, an escrow deposit will be required in an amount to be determined by the Chief Financial Officer.
- (2) Fee for the services of police officers for security services after school hours for the schools comprising the Morris Hills Regional District: \$55 per hour for the 2024-2025 school year; \$60 per hour thereafter. Payment will be required if three-hours-minimum notification of cancellation is not given. Unless otherwise prohibited by law, an escrow deposit will be required in an amount to be determined by the Chief Financial Officer.
- (3) "Extended Special Duty" fee. Any person, company or corporation that requires regularly scheduled police services and commits to a minimum of one year for the services, the person, company or corporation will be charged \$80.50 per hour for a minimum of four (4) hours per occurrence. A schedule for the year shall be provided and escrow in the full anticipated amount for the year shall be submitted to the Borough prior to the start of the detail. Any hours outside of the agreed upon schedule shall be charged at the default outside duty rate, pursuant to subsection X(1).
- (4) The assignment and approval of any form of police outside duty by any member of the Rockaway Borough Police Department shall be at the sole discretion of the Chief of Police and the Mayor and Council of the Borough of Rockaway. The Borough may suspend or refuse any request for police outside duty that is deemed not to be in the best interests of the police department or the Borough.

Section V – Chapter 241, Vehicles and Traffic

Subsection M, Chapter 241, Vehicles and Traffic, is hereby rescinded in its entirety and replaced as follows:

§ M. Parking Permits.

- (1) Applications for parking permits:
 - (a) Per annum, per passenger vehicle: \$150. Monthly and weekly permits may be purchased in the amounts of \$15 and \$5, respectively. One-day permits may be purchased in the amount of \$5.
 - (b) Replacement fee for any mutilated permit or for transfer to another vehicle: \$25.

Section VI

1. This Ordinance may be renumbered for codification purposes.
2. All Ordinances of the Borough of Rockaway which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
3. 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.
4. This Ordinance shall take effect immediately.

DATE: September 12, 2024

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Borough Clerk

BY: Thomas Mulligan, Mayor

CERTIFICATION

I, Kimberly Cuspilich, Borough Clerk of the Borough of Rockaway, in the County of Morris, do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the Mayor and Council at a meeting held on September 12, 2024.

Kimberly Cuspilich, RMC
Borough Clerk