

ORDINANCE 2018-02

AN ORDINANCE OF THE BOROUGH OF CHESTER, MORRIS COUNTY, STATE OF NEW JERSEY, AMENDING CHAPTER 127 “FEES”, AND CHAPTER 211, SECTION 6 “MEMBERSHIP FEES” OF THE CODE OF THE BOROUGH TO UPDATE MEMBERSHIP FEES.

WHEREAS, municipalities are empowered to make, amend, repeal, and enforce its ordinances pursuant to Statute (N.J.S.A. 40:48-1, et seq.); and

WHEREAS, municipalities are required by Statute to follow specific procedures for the passage of ordinances (N.J.S.A. 40:49-2 et seq.); and

WHEREAS, it has been determined that Chapters 127 and 211 of the Code of the Borough of Chester relative to pool membership and related initiation fees should be clarified and revised to read consistently;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Chester, County of Morris, State of New Jersey that the Borough Code is hereby amended as follows:

SECTION 1: Chapter 127, Article I, Section 127-1 is hereby amended by add membership fees related to the Chester Area Pool.

<u>Ch.</u>	<u>Section</u>	<u>Description</u>	<u>Fee</u>
211	6	ONE TIME INITIATION FEE	
		Family – resident	\$355
		Family – nonresident	\$455
		Couple- resident	\$280
		Couple- nonresident	\$355
		Single adult 21+ resident	\$180
		Single adult 21+ nonresident	\$230
		Senior 62+	\$ 50
		ANNUAL FEE	
		Family – resident	\$460
		Family – nonresident	\$560
		Couple- resident	\$355
		Couple- nonresident	\$405
		Single adult 21+ resident	\$280
		Single adult 21+ nonresident	\$330
		Senior 62+	\$100
		Early Bird Swim	\$ 50

SECTION 2: Chapter 211, Section 6 (Membership fees), Subsection A shall be revised to read in its entirety as follows:

Membership fees shall be established by the Borough Mayor and Council, from time to time, as set forth in §127-1 which shall include an initiation fee and annual membership fee for each membership category. Any member failing to timely pay annual membership fees by the designated date shall forfeit their membership, unless timely request for inactive status has first been made pursuant to § 211-4F above.

SECTION 3: Chapter 211, Section 6 (Membership fees), Subsection E shall be revised to read in its entirety as follows:

Members who pay by check and whose checks are returned by their bank as uncollectible for any reason will be charged an additional fee for each returned

check, in accordance with the rate charged by the Borough's bank, together with a handling fee established by the Borough Mayor and Council from time to time.

SECTION 4: Chapter 211, Section 6 (Membership fees), Subsection F shall be revised to read in its entirety as follows:

Initiation fee for new members. There shall be a nonrefundable initiation fee for new members to adopted by the Borough Mayor and Council from time to time, as set forth in §127-1.

SECTION 5: Chapter 211, Section 6 (Membership fees), Subsection G shall be revised to read in its entirety as follows:

Activities fees. There shall be various activities established from time to time by resolution of the Borough Mayor and Council. Fees for participation in such activities shall be established from time to time by resolution of the Borough Mayor and Council.

SECTION 6. If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

SECTION 7: All ordinances or rules or regulations of the Borough of Chester, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 8: This ordinance shall take effect upon passage and publication according to law.

Dated: May 15, 2018

Janet Hoven, Mayor

Attest:

Denean Probasco, Municipal Clerk

NOTICE OF FINAL ADOPTION

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Chester, in the County of Morris, New Jersey, held on the 17th day of April, 2018, and the same came up for final passage at a meeting of said Borough Council on May 15th, 2018 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law. By order of the Borough Council of the Borough of Chester, County of Morris and State of New Jersey.

Denean Probasco, RMC
Municipal Clerk
Borough of Chester