

TOWNSHIP OF JEFFERSON

ORDINANCE NO. 14-10

ORDINANCE MANDATING THE CONNECTION TO THE
PUBLIC WATER SYSTEM AND THE SEALING OF
POTABLE WELLS FOR PROPERTIES WITHIN THE
WOODPORT SECTION OF JEFFERSON TOWNSHIP

WHEREAS, the State of New Jersey Department of Environmental Protection has determined that certain properties located within the Township of Jefferson are located in an area defined as containing properties that have contaminated or threatened wells should be connected to the public water supply system and the potable wells sealed; and

WHEREAS, the State of New Jersey Department of Environmental Protection and the Township of Jefferson have entered into an agreement for the construction of a public water supply system that includes the construction of service connections and sealing of wells at those properties defined as having contaminated or threatened wells; and

WHEREAS, the Township of Jefferson has determined that once a public water supply is available to these properties the properties shall be required to hook-up to the public water supply system and abandon the private wells located on the property.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, in the County of Morris, and State of New Jersey, as follows:

1. Upon notification of the completion of a public water supply servicing their properties the following properties shall be required to connect to the public water supply system within 30 days:

PROJECT AREA

<u>Block</u>	<u>Lot(s)</u>
325	1
325	1.01
325	1.03
325	4
325	5
325	7
325	8
325	44.01
325	45
325	46

<u>Block</u>	<u>Lot(s)</u>
325	46.01
325	47
325	48
325	49
325	50
329	10
329	11, 12
329	13
329	14
329	54
329	55
329	56
329	58
329	59
329	60

2. Upon completed hook-up to the public water supply system all potable wells on the properties referred to in Section 1 shall be sealed within sixty (60) days.
3. Any person who commits a violation of this ordinance shall, upon conviction thereof, pay a fine in the amount of no more than \$500.00 for each day of the violation. In addition to the above penalties, if the owner of any house, building or structure referred to in Section I hereof shall fail to make the installation or connection required by this Ordinance within the time herein required, then the Township shall have the right to seek an Order from a Court of competent jurisdiction to compel a property owner to comply with the requirements of this Ordinance and to make the connection to the public water system and seal the well together with attorney fees and costs incurred by the Township in seeking such enforcement, or, in the alternative, to have the Township enter onto the property to make such connection or installation and assess the cost thereof as a lien against the property pursuant to and in accordance with provisions of applicable regulations and statutes.
4. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.
5. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

6. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

**COUNCIL OF THE
TOWNSHIP OF JEFFERSON
ATTEST:**

LORI HARVIN, Township Clerk

MICHAEL J. SANCHELLI,
Council Vice President

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Council on the first reading at a meeting of the Township Council of the Township of Jefferson, held on the 8th day of September, 2010, and will be considered for a second reading and final passage at a regular meeting of the Township Council to be held on the 22nd day of September, 2010, at 7:00 p.m., at the Municipal Building, located at 1033 Weldon Road, Lake Hopatcong, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

LORI HARVIN, Clerk

INTRODUCED: September 8, 2010

ADOPTED: September 22, 2010

RUSSELL W. FELTER, MAYOR

DATE AND TIME PRESENTED TO MAYOR FOR SIGNATURE:
