

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 11-08

AN ORDINANCE MAKING THE PROVISIONS OF SUBTITLE 1 OF TITLE 39 WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO "ELDRIDGE TRAILER PARK" ALSO KNOWN AS "ELDRIDGE MOBILE HOME PARK" BLOCK 266, LOT 10 ON THE TAX MAP OF THE TOWNSHIP OF NEPTUNE REGULATING THE USE OF SAID ROADWAYS, STREETS, DRIVEWAYS AND PARKING AREAS USED BY MOTOR VEHICLES

Approved on First Reading: January 24, 2011

Approved, passed and adopted on final reading: February 14, 2011

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 11-09

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A HANDICAPPED PARKING ZONE ON STOCKTON AVENUE

Approved on First Reading: January 24, 2011

Approved, passed and adopted on final reading: February 14, 2011

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 11-10

AN ORDINANCE TO ADD VOLUME I, CHAPTER XXI, SECTION 21-10 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY REQUIRING THAT REFUSE CONTAINERS AND DUMPSTERS BE COVERED AT ALL TIMES AND PROHIBITING THE DISCHARGE OF CONTENTS INTO THE STORM WATER SYSTEM

Approved on First Reading: January 24, 2011

Approved, passed and adopted on final reading: February 14, 2011

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 11-11

AN ORDINANCE TO AMEND SECTION 528 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY REQUIRING THE RETROFITTING OF EXISTING STORM DRAIN INLETS IN DIRECT CONTACT WITH PRIVATE PROPERTY UNDERGOING AN INFRASTRUCTURE CHANGE OR ALTERATION

Approved on First Reading: January 24, 2011

Approved, passed and adopted on final reading: February 14, 2011

NOTICE  
ORDINANCE NO. 11-13  
Township of Neptune  
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 14th day of February, 2011, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 28th day of February, 2011, at the Neptune Municipal Complex, Township Committee Meeting Room – 2<sup>nd</sup> Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

ORDINANCE NO. 11-13

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVI OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING THE SCHEDULE OF RATES AND RATE REGULATIONS FOR ANNUAL SEWER RENT

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter XVI, Section 16-2.1 – Schedule of Rates and Section 16-3.4 Sewer Fees; Annual Rent, are hereby amended in its entirety to read as follows:

	<b>Effective 1/1/11</b>	<b>Effective 1/1/12</b>
Single Family private dwelling with no rental rooms	\$430.00	\$440.00
Single Family private dwelling and garage apartment with no rental rooms or apartments	\$860.00	\$880.00
Single Family with Mother/Daughter unit with common Entry door	\$860.00	\$880.00
Two Family private dwelling with no rental rooms or apartments	\$860.00	\$880.00
Two Family private dwelling and garage apartment with no rental rooms or apartments	\$1,290.00	\$1,320.00
Multi-family (more than two) dwellings with no rental rooms or apartments - each family unit	\$430.00	\$440.00
Structures with apartment – each apartment	\$430.00	\$440.00
Hotels and Motels plus \$335.00 for each rental room with bar – up to 100 occupancy each additional 100 or fraction thereof	\$430.00 \$1,835.00 \$430.00	\$440.00 \$1,880.00 \$440.00
Rooming House plus \$335.00 for each rental room	\$430.00	\$440.00
Barber and Beauty Shop plus \$335.00 for each chair	\$430.00	\$440.00
Commercial Business		
One toilet	\$430.00	\$440.00
Each additional four (4) toilets or fractions thereof	\$430.00	\$440.00
Industrial (Exclusive of Industrial Wastes)		
One toilet	\$860.00	\$880.00
Each additional four (4) toilets or fractions thereof	\$430.00	\$440.00
Churches	\$430.00	\$440.00
Service Stations	\$860.00	\$880.00
Automotive Repair / No Fuel	\$860.00	\$880.00
Service Station with garage	\$1,290.00	\$1,320.00
Service Station and garages with wash rack	\$1,720.00	\$1,760.00

Bar – up to 100 occupancy	\$1,835.00	\$1,880.00
each additional 100 or fraction thereof	\$430.00	\$440.00
Nursing Homes (including convalescent centers, etc.) plus \$316.00 for each hospital or nursing home bed	\$430.00	\$440.00
Restaurant /No Bar		
First 25 occupancy	\$860.00	\$880.00
Each additional 25 occupancy or fraction thereof	\$430.00	\$440.00
Restaurant with Bar		
Up to 100 occupancy	\$1,835.00	\$1,880.00
Each additional 100 or fraction thereof	\$430.00	\$440.00
Laundries	\$430.00	\$440.00
Plus \$6.65 per 1,000 gallons or fraction thereof based on 65% of water gallonage consumed		
Laundromats	\$430.00	\$440.00
Plus \$6.65 per 1,000 gallons or fraction thereof based on 65% of water gallonage consumed		
Hospitals (including extended care facilities)	\$430.00	\$440.00
Plus \$6.65 per 1,000 gallons or fraction thereof based on 65% of water gallonage consumed		
Soda Bottling Companies	\$430.00	\$440.00
plus \$6.65 per 1,000 gallons or fraction thereof		
Schools (Public, Parochial, etc.)	\$430.00	\$440.00
Plus \$8.05 per student based on average daily enrollment on November 30 of prior year. All charges based on each individual school building so occupied		
Automatic Car Wash	\$430.00	\$440.00
plus \$6.65 per 1,000 gallons of water used or fraction thereof		
Car Wash with Recycling System	\$430.00	\$440.00
plus \$3.25 per 1,000 gallons of water used or fraction thereof		
Utility	\$3,440.00	\$3,520.00
plus \$10.00 per 1,000 gallons of metered flow into sewer system plus costs of calibration and reading of meter		
Buildings or facilities used by various non-profit, public, private and civic organizations, including but not limited to fire companies, first aid squads, veterans' organizations, Social clubs, lodges and fraternal organizations, etc. (per annum)	\$430.00	\$440.00
Said organizations holding a liquor license		

an additional sum of:

\$860.00

\$880.00

## SECTION 2

Volume I, Chapter XVI, Section 16-2.2 – Additional Rate Regulations, is hereby amended in its entirety to read as follows:

### Section 16-2.2 – Additional Rate Regulations

- a. Where the annual rate to be paid for use of the sewer system is based on the number of gallons of water consumed then said annual rate is to be determined by the number of gallons of water used up to and including December 31 of the preceding year.

The number of gallons used in the preceding year is to be certified by the user to the Township on or before January 15 of each year.

Whenever the certification required by this subsection is not given by the user to the Township by January 15, the Tax Collector may estimate the basis for this calculation at a rate of 150% of the previous year certification, in addition to assessing a penalty for failure to submit certification in the amount of \$100.00 which shall be added as a service charge to the sewer bill of that particular user.

- b. Where the annual rate to be paid for the use of the sewer system is based on the number of beds contained in a particular hospital, nursing home and/or convalescent center, the number of beds is to be certified to the Township by the hospital, nursing home or convalescent center involved on or before January 15. When the certification is not obtained on or before January 15, the Tax Collector may estimate the basis for this calculation at a rate of 150% of the previous year certification, in addition to assessing a penalty for failure to submit certification in the amount of \$100.00 which shall be added as a service charge to the sewer bill of the particular user.
- c. Where the annual rate to be paid for use of the sewer system is based on the number of pupils the rate is determined by the average number of pupils located in an individual school building on November 30 of the preceding year. The number of pupils is to be certified to the Township on or before January 15. When the certification is not received by January 15, the Tax Collector may estimate the basis for this calculation at a rate of 150% of the previous year certification, in addition to assessing a penalty for failure to submit certification in the amount of \$100.00 which shall be added as a service charge to the sewer bill of that particular school building.
- d. The sewer charge, in all cases not covered by this section or where the use of property is not permitted by the Zoning Ordinance of the Township or where a special use permit is required or for any industrial use which produces a waste material to be discharged into the sewer system, shall be established by the Township Committee by separate contract and in such amount as would be proportionate to its use of the sanitary sewer system.
- e. All use charges set by this section shall be reviewed and revised periodically to reflect the actual costs of the treatment works operation.
- f. The terms and conditions of any agreement or contract between the Township and a sewer user that pertains to the reservation of capacity or to the charges to be collected that are inconsistent with Federal regulations shall be disregarded and shall be of no legal effect.
- g. The cost of operation and maintenance for the flow not attributable to the user (that is, due to infiltration and/or inflow, if any), shall be distributed among the various classes of users and shall be included in the charges set by this section.

### SECTION 3

Volume I, Chapter XVI, Section 16-2.3 – Payment of Charges; When Due; Partial Charges, is hereby amended in its entirety as follows:

#### Section 16-2.3 – Payment of Charges; When Due, Partial Charges

- a. The sewer rental shall be payable to the Collector of Taxes; semi-annually in advance, on or before March 1 and September 1 of each year.
- b. If the sewer rental imposed hereby is not paid within thirty (30) days from the date due, the same shall become delinquent and shall bear interest thereon at the same rate charged against delinquent taxes in the Township and shall become a lien on the property and shall be collectible as in the case of other municipal taxes, charges or liens.\*
- c. Whenever sewer service to any property begins after the first day or terminates before the last day of any semi-annual period, the charge will be for that portion of the period during which the property is served. Sewer service charges are effective as of the date of issuance of the original Certificate of Occupancy or Temporary Certificate of Occupancy.
- d. Upon termination or change of sewer service as a result of demolition of a structure or the abandonment or change of use, sewer rent shall be payable for the balance of the semi-annual period in effect as of the date of confirmation of service termination or change by the Neptune Township Sewer Department to the Neptune Township Tax Collection Department. It is incumbent upon the property-owner to schedule an inspection with the Neptune Township Sewer Department to confirm termination or change of service. Failure to attain this inspection will result in continued charges until an inspection is conducted.

### SECTION 4

All ordinances or parts of ordinances of the Township of Neptune, in conflict or inconsistent with this ordinance, are hereby repealed, but only, however, to the extent of such conflict or inconsistency; it being the legislative intent that all other ordinances, or parts of ordinances, now existing and in effect, unless the same be in conflict or inconsistent with any of the provisions of this ordinance, shall remain in full force and effect.

### SECTION 5

This ordinance shall become effective immediately upon its adoption and publication according to law.

Richard J. Cuttrell,  
Municipal Clerk

NOTICE  
ORDINANCE NO. 11-14  
Township of Neptune  
County of Monmouth

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NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 14th day of February, 2011, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 28th day of February, 2011, at the Neptune Municipal Complex, Township Committee Meeting Room – 2<sup>nd</sup> Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

#### ORDINANCE NO. 11-14

#### AN ORDINANCE AUTHORIZING THE TOWNSHIP OF NEPTUNE TO EXCEED THE 2% COLA RATE APPROPRIATION LIMIT FOR PURPOSES OF INTRODUCING THE 2011 MUNICIPAL BUDGET

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Neptune in the County of Monmouth finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ 432,798.69 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee of the Township of Neptune hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years,

THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the final appropriations of the Township of Neptune shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,009,863.61 and that the CY 2011 municipal budget for the Township of Neptune be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in

either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Richard J. Cuttrell  
Municipal Clerk

NOTICE  
ORDINANCE NO. 11-15  
Township of Neptune  
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 14th day of February, 2011, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 28th day of February, 2011, at the Neptune Municipal Complex, Township Committee Meeting Room – 2<sup>nd</sup> Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

ORDINANCE NO. 11-15

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XV, SECTION 15-2 OF THE CODE OF THE TOWNSHIP OF NEPTUNE TO AMEND THE UNIFORM FIRE SAFETY FEES FOR THE OCEAN GROVE FIRE DISTRICT

BE IT ORDAINED by the Township Committee of the Township of Neptune that Volume I, Chapter XV, Section 15-2 of the Code of the Township of Neptune, is hereby amended as follows:

SECTION 1

15-2.10 Additional Required Inspections and Fees Adopted – is hereby amended as follows:

15-2.10(b). Inspection fee under this section shall be as follows:

Commercial/retail establishment or professional office:

Up to 2,500 square feet:	\$ 50.00
Over 2,500 square feet:	\$100.00



Multiple dwellings/condominiums/inns/hotels:

One or two units:	\$ 50.00
Three to six units:	\$ 65.00
Seven to twelve units:	\$ 75.00
Thirteen to twenty units:	\$100.00
Over 21 units:	\$200.00

Said inspection fee shall be paid by the occupant of the structure or area to be inspected.

The fee for re-inspections for all classifications shall be twenty-five (\$25.00) dollars.

Notwithstanding the aforesaid, a not-for-profit organization shall not be charged an inspection fee greater than fifty (\$50.00) dollars for a building which does not have a life hazard use required to be registered under the Uniform Fire Code of the State of New Jersey.

## SECTION 2

All Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

## SECTION 3

The amended Ordinance shall become effective immediately upon its passage and the publication as required by law.

Richard J. Cuttrel,  
Municipal Clerk