ORDINANCE #2013-

AN ORDINANCE BY PRINCETON CONCERNING SEWER SERVICE CHARGES AND AMENDING THE "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974"AND THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968"

WHEREAS, the Borough of Princeton and Township of Princeton pursuant to the provision of the New Jersey Municipal Consolidation Act, N.J.S.A. 40:43-66.35 consolidated as Princeton on January 1, 2013

WHEREAS, pursuant to NJSA 40:43-66.64 the Princeton Council on January 1, 2013 adopted a Resolution continuing in effect Ordinances of the former Borough of Princeton and the former Township of Princeton as a new Code for Princeton is prepared; and

WHEREAS, the Princeton Council wishes to adopt this Code revision which will become a part of the new Princeton Code at a future date.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

1. Chapter 34, Article IV Sections 34-30 of the "Code of the Borough of Princeton, New Jersey, 1974" and Chapter 18, Section 18-22 of the "Code of the Township of Princeton, New Jersey, 1968" are hereby repealed.

2. Revisions to Chapter 34, Article IV of the "Code of the Borough of Princeton, New Jersey, 1974" as set forth below are hereby adopted to set the Sewer Service Charge for Princeton and to replace the aforementioned sections of the "Code of the Borough of Princeton, New Jersey, 1974" and the "Code of the Township of Princeton, New Jersey, 1968".

3. In the case of each owner receiving metered water from New Jersey American Water or its successors, the annual sewer service charge shall be computed at the following rates:

(a) $6.25 of metered water for the first 2,000 CCF (hundred cubic feet)

(b) $8.50 of metered water for usage between 2,001 and 5,000 CCF (hundred cubic feet)

(c) $10.50 of metered water for usage in excess of 5,000 CCF (hundred cubic feet)

The amount so allocated shall be the lesser of the amount of metered water charged to each such owner during the calendar year preceding the service year, or if a winter quarter meter reading is available, a sum equal to four times the amount of metered water charged to such owner during the winter quarter. If the winter quarter is zero, the amount charged would be the amount of metered water charged to each such owner during the calendar year preceding the service year.

In the event that it is contended by the Engineer or by the Owner or occupant of any house or building that the calculation of the service charge upon the basis of metered water does not fairly reflect the amount of the sewage discharge into the sanitary sewage system, either because it discharges into the system from sources other than metered water or because of elimination from the system of metered water that is disposed or elsewhere, the sewer service charge may be adjusted for good cause shown, by filing first an administrative appeal to the tax collector and then to the Sewer Operating Committee upon written application of the owner or occupant after hearing on notice to the tax collector. However, no such application shall be considered unless it is filed with the tax collector on or before September 30 of the service year in question.

Section II – Repealed

All ordinances or sections thereof in conflict with this ordinance are hereby repealed.

Section III-Effective Date

This ordinance shall take effect upon its final passage and publication as provided by law.

The foregoing ordinance was introduced at a meeting of the Princeton Mayor and Council held on June 24, 2013 and will be further considered for final passage after a public hearing thereon at a meeting of said Council to be held at the Princeton Municipal Building, 400 Witherspoon Street, on July 8, 2013 which begins at 7:00p.m.

Kathleen K. Brzezynski

Kathleen K. Brzezynski
Deputy Clerk