

ORDINANCE NO. 3856

ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 384, WATER, SECTION 284-19 – CURB CONNECTION CAPITAL FEE TO DECREASE FEES FOR FY2010.

SUMMARY

An Ordinance Amending Code Section 384-19, Curb Connection Capital Fee to decrease fees for from FY2008 at \$1,724.10 to FY2010 at \$1,705.39 for the connection fee for one (1) equivalent unit.

BE IT ORDAINED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the Code of the Township of Franklin be and it is hereby amended as follows:

SECTION I

Chapter 384-19, Curb Connection Capital Fees is hereby amended in its entirety as follows:

§ 384-19. Curb connection capital fees.

Charges for curb connection shall be calculated as follows:

- A. The number of equivalent single-family connections, referred to as "equivalent units," within the district shall be determined annually on or about January 1. One equivalent unit shall be defined as the average daily flow of water to an average single-family residence within the utility's district and which shall equal in amount 206 gallons per day. Facilities other than single-family residences shall be assigned a total number of equivalent units equal to the facility's average daily demand divided by the flow established for one equivalent unit.
- B. The total system cost shall include debt service costs and capital expenditures less any nonreimbursable gifts, grants, subsidies, etc., and shall be defined annually on or about January 1.
- C. The connection fee for an equivalent unit for the current year shall equal the ratio of the total historical system cost through the previous year to the total number of equivalent units for the previous year. The fee to be paid, for a particular connection, will be equal to the number of equivalent units for the connection multiplied by the connection fee for an equivalent unit.
- D. Determination of number of equivalent units.
 - (1) The Township Council shall annually on or before January 1 of each year adopt a resolution fixing and determining the total number of equivalent units for the previous year, the total system cost for the previous year and the connection charge for the present year in accordance with the formula set forth in this chapter.
 - (2) The connection fee for one equivalent unit in Franklin Township for the period July 1, ~~2007~~ **2009**, to June 30, ~~2008~~ **2010** shall be ~~\$1,724.10~~ **\$1,705.39** based on a system cost in ~~FY2008~~ **FY2010** of ~~\$33,268,155.20~~ **\$34,873,455.35** and ~~19,295.94~~ **20,449** equivalent units. The connection fee for a given year is based on the system costs and total connections for the previous year. (1990 fee/12-12-1989; 1991 fee/2-12-1991; 1992 fee/1-14-1992; 1993 fee/1-25-1994; 1995 fee/1-24-1995; 1997 fee/2-11-1997; 1998 fee/2-25-1998; FY2001 fee/9-12-2000; FY2003 fee/7-9-2002; FY2005 fee/9-14-2004; FY2007 fee/2-13-2006; FY2008 fee/3-11-2008)

E. No connection fee shall be charged for any building, construction and property of whatsoever kind and type owned and/or operated by Franklin Township or its public school system which are now directly or indirectly connected with or which may in the future be connected to the water system. [Added 5-13-1998 by Ord. No. 2080]

(1 Curb connection tap fee. Charges for curb connection tap fees shall be calculated as follows: [Added 4-14-1992 by Ord. No. 1699]

Tap Fees Size (inches)	Effective 7-1-1992	Effective 7-1-1993	Effective 7-1-1994
1	\$1,590.88	\$1,691.06	\$1,893.98
1 1/4	\$1,579.57	\$1,769.12	\$1,981.44
1 1/2	\$1,606.30	\$1,799.06	\$2,014.95
2	\$1,810.50	\$2,027.76	\$2,271.09

SECTION II

Each clause, section or subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the Ordinance shall not be affected.

SECTION III

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency.

SECTION IV

This ordinance shall take effect immediately upon adoption and publication according to law.

ORDINANCE NO. 3856

This is a true copy of an ordinance adopted by the Township Council Township of Franklin, Somerset County, New Jersey.

Introduced: October 13, 2009
Public Hearing: November 10, 2009
Adoption: November 10, 2009
Notice of Adoption: November 16, 2009
Effective Date: November 30, 2009

Ann Marie McCarthy, Township Clerk