

**BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 04-2022

**AN ORDINANCE OF THE BOROUGH OF ALLENTOWN,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
AMENDING THE REVISED GENERAL ORDINANCE
CHAPTER 18: "SEWERS" OF THE BOROUGH CODE TO
CORRECT THE RATE APPLICABLE TO PROPERTIES
OUTSIDE THE LIMITS OF THE BOROUGH**

BE IT ORDAINED by the Mayor and Council of the Borough of Allentown, County of Monmouth, State of New Jersey, that Chapter 18 of the Revised General Ordinances of the Borough of Allentown, is hereby amended as follows (~~stricken text~~ indicates deletions, underlined text indicates additions):

18-1 FEES AND CHARGES.

* * *

18-1.3 Annual Sewer Rents.

- a. Effective January, 2021, the annual sewer rate for each commercial and residential use or unit, which has a single connection with the system, shall be five hundred forty (\$540.00) dollars per year, per use or unit in the Borough of Allentown, plus 100% percent of the prior year's water usage billed at 0.012 cents per gallon.
- b. Effective January, 2022, the annual sewer rate for each commercial and residential use or unit, which has a single connection with the system, shall be five-hundred-sixty (\$560.00) dollars per year, per use or unit in the Borough of Allentown, plus 100% percent of the prior year's water usage billed at 0.013 cents per gallon.
- c. Billing Dates:
 - March 1 of each year to cover service received during the months of November, December and January.
 - June 1 of each year to cover service received during the months of February, March and April.
 - September 1 of each year to cover service received during the months of May, June and July.
 - December 1 of each year to cover service received during the months of August, September, October.

Billings will be sent out annually with four (4) remittance stubs for each quarterly payment.

Any connections of service made mid-billing cycle shall be billed on the next regular billing with a prorated amount for balance of annual billing cycles effective the date of change.

The Borough may reduce, adjust, or modify the billing of any service hereunder upon presentation by the property owner of verifiable irrigation meter readings or other evidence of non-sewered water usage, as permitted by New Jersey law. All responsibilities for installation, monitoring, repair, maintenance, operation, and verification of any irrigation water meters within the Borough shall be the sole responsibility of the property owner and/or user.

The Chief Financial Officer shall have the right to waive de minimis amounts due that are under \$5.00 in value.

d. For purposes of computation, the definition of “dwelling unit” for various uses shall be determined as follows:

1. Apartments:

(a) Any apartment in a building or apartment complex that has at least one bathroom shall be equivalent of a full dwelling unit and shall be charged the full sewer rental.

2. School Buildings:

(a) Elementary and Middle Schools – Every twenty (20) pupils, teachers and employees, or portion thereof, in regular attendance at the various hours as of the first of the month proceeding each billing date, shall be equivalent to one (1) dwelling unit.

(b) High Schools –Every twelve (12) pupils, teachers and employees, or portion thereof, in regular attendance at the various hours as of the first of the month proceeding each billing date, shall be equivalent to one (1) dwelling unit.

(c) Vocational Schools- Every twenty (20) pupils, teachers and employees, or portion thereof, in regular attendance at the various hours as of the first of the month proceeding each billing date, shall be equivalent to one (1) dwelling unit.

e. Properties Outside The Borough

1. Effective January, 2021, any service (commercial or residential) provided to a property located outside of the boundaries of the Borough of Allentown shall be charged per unit at the annual rate of two times (2.0) the flat rate annually charged, that amount being one-thousand-eighty (\$1,080.00) dollars per unit plus 100% percent of the prior year’s water usage billed at ~~0.24~~0.024 cents per gallon.

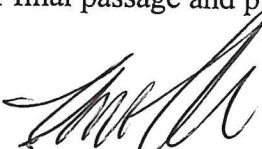
2. Effective January, 2022, any service (commercial or residential) provided to a property located outside of the boundaries of the Borough of Allentown shall be charged per unit at the annual rate of two times (2.0) the flat rate annually charged, that amount being one-thousand-one-hundred-twenty (\$1,120.00) dollars per unit plus 100% percent of the prior year’s water usage billed at ~~0.26~~0.026 cents per gallon.

3. If the property owner does not purchase water from the Borough of Allentown, it shall be the property owner's obligation to supply the Borough with the amount of water usage for that property for the previous year. In the event the owner fails to supply the water usage information, the Borough of Allentown will apply the average residential use or average commercial use for the previous year.
 4. When water is drawn from private wells or no proof can be provided, the average commercial or residential use defined by users of the Borough, will be applied.
- f. Any service provided to a property that is utilized for the provision of volunteer emergency response services to the Borough of Allentown shall be charged only the base annual rate set forth in Sections 18-1.3(a) and 18-1.3(b) hereinabove and shall not be charged for water usage per gallon, regardless of whether said property is located within the boundaries of the Borough of Allentown.
 - g. **Violations and Penalties.** Any person violating or failing to comply with any of the provisions of this section shall, upon conviction thereof, be punishable by a fine of not more than two thousand (\$2,000.00) dollars, imprisonment for a term not to exceed ninety (90) days or by a period of community service not exceeding ninety (90) days, or by each such fine, imprisonment and community service, at the discretion of the Judge. The continuation of such violation on each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.


BE IT FURTHER ORDAINED that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

BE IT FURTHER ORDAINED that this ordinance shall be in full force and take effect after final passage and publication, as required by law.



 THOMAS FRITTS, Mayor

ATTEST:


 LAURIE A. ROTH, R.M.C

DATED: April 17, 2022

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