



HARDING TOWNSHIP COMMITTEE
APRIL 17, 2023
IN-PERSON
EXECUTIVE SESSION at 6:00 PM
REGULAR MEETING AGENDA at 7:00 PM
Kirby Hall, Blue Mill Road, New Vernon, New Jersey

CALL MEETING TO ORDER – Mayor

ADEQUATE NOTICE of this April 17, 2023, meeting of the Harding Township Committee was sent to the Observer Tribune on March 14, 2023 and published in the Observer Tribune on March 16, 2023.

ROLL CALL – Municipal Clerk

Ms. Chipperson, Dr. Lacz, Mr. Platt, Mr. Yates, Mr. Jones

RESOLUTION TO RECESS INTO EXECUTIVE SESSION

Resolution TC 23-094– Resolution to Recess into Executive Session

BE IT RESOLVED, by the Harding Township Committee that it shall adjourn into executive session to discuss the following subject matter(s) without the presence of the public in accordance with the provisions of R.S. 10:4-12b; and

BE IT FURTHER RESOLVED, the matter(s) discussed will be made known to the public at such time as appropriate action is taken on said matter(s), and when disclosure will not result in unwarranted invasion of individual privacy or prejudice to the best interests of the Township of Harding provided such disclosures will not violate Federal, State or local statutes and does not fall within the attorney-client privilege. The Township Committee will return to public session after this Executive Session.

Contracts:

1. Public Health Contract – R. Falzarano
2. Animal Control Contract – R. Falzarano
3. Redevelopment – R. Goldsmith

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RECONVENE INTO PUBLIC SESSION – Mayor

ROLL CALL – Municipal Clerk

Ms. Chipperson, Dr. Lacz, Mr. Platt, Mr. Yates, Mr. Jones

PLEDGE OF ALLEGIANCE – Mayor

ADEQUATE NOTICE of this meeting of the Harding Township Committee was given as follows: Notice was sent to the *DAILY RECORD* and the *OBSERVER TRIBUNE* on March 14, 2023, and published in the *OBSERVER TRIBUNE* on March 16, 2023; Notice was posted on the Bulletin Board in the Township Municipal Building on Blue Mill Road in Harding, NJ on March 16, 2023, and Notice was filed with the Municipal Clerk on March 16, 2023.

RESOLUTION TC 23-095 -- RESOLUTION TO ACCEPT TOWNSHIP COMMITTEE MEETING MINUTES

Mayor Jones asks Township Committee Member _____ to proceed with Resolution TC 23-095.

BE IT RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following meetings are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: **March 13, 2023 and April 5, 2023; and**

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Harding that the minutes from the following Executive Session meeting(s) are approved as prepared and shall be filed as a permanent record in the Municipal Clerk's office: **March 13, 2023 and April 5, 2023.**

Mayor Jones asks for a motion to accept the Township Committee meeting minutes.

Seconded by Township Committee Member _____.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION)

Mayor Jones asks **Township Committee Member Yates** to proceed with Resolution TC 23-096 listed on the Non-Consent agenda.

Resolution TC 23-096 – 2023 Budget To Be Read By Title Only at Public Hearing

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building, the local public library, and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these conditions will be met.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that the budget shall be ready by title only.

Township Committee Member Yates: I would like to make a motion to approve the resolution placed on this evening's Non-Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTIONS – (NON-CONSENT – REQUIRING SEPARATE ACTION):

Resolution TC 23-097 Introduction of Budget – Municipal Budget Notice Fiscal Year 2023

Mayor Jones asks **Township Committee Member Yates** to proceed with Resolution TC 23-097 listed on the Non-Consent agenda.

Introduction of Budget -- Municipal Budget Notice – Fiscal Year 2023

BE IT RESOLVED, that the attached statements of revenues and appropriations shall constitute the Municipal Budget for year 2023; and

BE IT FURTHER RESOLVED, that said Budget be published in the Observer-Tribune in the issue of April 20, 2023; and

BE IT FURTHER RESOLVED, that the Governing Body of the Township of Harding does hereby approve the attached as the Budget for the year 2023; and

Summary of Revenues	Anticipated		
	2023		2022
1. Surplus	2,550,000.00		2,750,000.00
2. Total Miscellaneous Revenues	1,494,747.31		1,598,615.14
3. Receipts from Delinquent Taxes	90,000.00		90,000.00
4. a) Local Tax for Municipal Purposes	6,130,913.00		6,023,815.00
b) Addition to Local School District Tax			
c) Minimum Library Tax			
Tot Amt to be Rsd by Taxes for Sup of Muni Bnd	6,130,913.00		6,023,815.00
Total General Revenues	10,265,660.31		10,462,430.14

Summary of Appropriations		2023 Budget		Final 2022 Budget
1. Operating Expenses:	Salaries & Wages	3,826,545.00		3,757,600.00
	Other Expenses	3,559,908.31		3,688,530.14
2. Deferred Charges & Other Appropriations		1,073,207.00		943,100.00
3. Capital Improvements		450,000.00		773,600.00
4. Debt Service (Include for School Purposes)		416,000.00		379,600.00
5. Reserve for Uncollected Taxes		940,000.00		920,000.00
Total General Appropriations		10,265,660.31		10,462,430.14
Total Number of Employees		52		50

2023 Dedicated		Sewer Utility	Utility Budget		
Summary of Revenues		Anticipated			
		2023		2022	
1. Surplus		56,900.00		56,000.00	
2. Miscellaneous Revenues		200,000.00		200,000.00	
3. Deficit (General Budget)					
Total Revenues		256,900.00		256,000.00	

Summary of Appropriations		2023 Budget		Final 2022 Budget
1. Operating Expenses:	Salaries & Wages	32,900.00		32,000.00
	Other Expenses	202,000.00		202,000.00
2. Capital Improvements		20,000.00		20,000.00
3. Debt Service				
4. Deferred Charges & Other Appropriations		2,000.00		2,000.00
5. Surplus (General Budget)				
Total Appropriations		256,900.00		256,000.00
Total Number of Employees				

BE IT FURTHER RESOLVED, that a Hearing on the Budget and Tax Resolution will be held at the Municipal Building on May 15th, 2023, at 7:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2023 may be presented by taxpayers or other interested persons.

NON-CONSENT AGENDA VOTE:

Mayor Jones asks **Township Committee Member Yates** to proceed with Resolution TC 23-097 listed on the Non-Consent agenda.

Township Committee Member Yates: I would like to make a motion to approve the resolution placed on this evening's Non-Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ANNOUNCEMENTS/PRESENTATIONS/REPORTS/CORRESPONDENCE – NONE

DISCUSSION ITEMS:

1. Half Marathon – Officer Resciniti

MEETING OPEN TO THE PUBLIC

NOTICE OF PUBLIC COMMENT TIME LIMIT

Hearing of citizens during the Public Comment section of the Agenda is an opportunity for any member of the public to be heard about issues which are/are not topics scheduled for Public Hearing tonight.

To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to a reasonable length of time.

ORDINANCES FOR SECOND READING:

Mayor Jones asks Township Committee Member Yates to read Ordinance TC #02-2023.

Township Committee Member Platt reads Ordinance TC #02-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #02-2023
ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF
NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 “MOTOR
VEHICLE REGULATIONS, TRAFFIC, AND PARKING”, CHAPTER 1.1 “STOP SIGNS
WITHIN THE TOWNSHIP” AND SECTION 2.1 “DESIGN OF STOP SIGNS,” TO
AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING**

Which said Ordinance was introduced and passed on first reading at a regular Township Committee Meeting held on March 13, 2023.

Mayor Jones asks the Municipal Clerk to give a summary of the legal notice.

The Municipal Clerk States: A legal notice was sent for publication on March 13, 2023 to the Observer Tribune indicating that Ordinance #02-2023 was introduced and passed on first reading at the March 13, 2023 meeting and indicated that the second reading and public hearing were to be held on April 17, 2023 at 7:00 pm on or at any time thereafter for consideration of final adoption. Copies of this Ordinance were made available to the general public, posted on the Township website, and posted in accordance with the law.

Mayor Jones: The meeting is now open for public hearing on the Ordinance and any member of the public may be heard.

Mayor Jones: closes the public hearing.

Township Committee Member Platt: I offer Ordinance #02-2023 and move its adoption.

Township Committee Member _____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADD-ON RESOLUTIONS: NONE

RESOLUTIONS REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION AND VOTE

CONSENT AGENDA

The following items are considered to be routine by the Harding Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a Township Committee Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

RESOLUTIONS TC 23-098 THROUGH RESOLUTION TC 23-101 HAVE BEEN PLACED ON THE CONSENT AGENDA

CONSENT AGENDA VOTE:

Mayor Jones asks Township Committee Member _____ to proceed with the Resolutions listed on the Consent agenda. Resolutions TC 23-098 through TC 23-101.

Township Committee Member _____: I would like to make a motion to approve the resolutions placed on this evening's Consent Agenda by consent of the Township Committee.

Seconded by Township Committee Member _____.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Resolution:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPOINTMENTS:

Resolution TC 23-098 – Resolution to Appoint Municipal Court Judge for Harding Township Shared Municipal Court

WHEREAS, the Township of Harding and Township of Long Hill have entered into a shared services agreement for a shared municipal court; and

WHEREAS, in accordance with paragraph 2 of the Shared Services Agreement for Shared Municipal Court, Long Hill Township has agreed to furnish its municipal court facilities and personnel, and

Harding Township agreed that Long Hill Township's Municipal Court Judge, James Bride, shall serve as the Municipal Court Judge for Harding Township in the Shared Municipal Court; and

WHEREAS, the term of the Municipal Court Judge James Bride will end on May 5, 2023; and

WHEREAS, the Township Committee wishes to re-appoint James Bride as the Municipal Court Judge for Harding Township in the shared Municipal Court. To commence May 6, 2023, and end on May 2, 2025, and until a successor is appointed and qualified.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey that in accordance with the terms and conditions of the Shared Services Agreement for Shared Municipal Court between Long Hill Township and Harding Township and pursuant to NJSA 2B:12-4, that it does hereby authorize the appointment of James Bride, as Municipal Court Judge for the Township of Harding for the Shared Municipal Court.

Resolution TC 23-099 – Resolution to Authorize the Hiring of a Temporary Part-Time File Clerk for the Construction Department

WHEREAS, there is a need for a temporary file clerk in the Construction Department to commence on February 6, 2023; and

WHEREAS, Mark Fornaciari, Construction Official recommends Nicole Ott for this position at a part-time hourly rate of \$20.00 not to exceed 23 hours per week.

BE IT RESOLVED, that the Township Committee of the Township of Harding approves the hiring of Nicole Ott as a temporary part-time file clerk in the Construction Department starting on February 6, 2023.

CONTRACTS:

Resolution TC 23-100 – Resolution Authorizing the Township of Harding to Approve a Second Amended and Restated Settlement Agreement Between the Township of Harding and Mount Kemble Property, LLC

WHEREAS, in compliance with the New Jersey Supreme Court's decision in In re Adoption of N.J.A.C. 5:96 and 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015), on or about July 1, 2015, the Township filed an action with the Morris County Superior Court of New Jersey, entitled In the Matter of the Application of the Township of Harding, Docket No. MRS-L-1762-15, seeking a Judgment of Compliance and Repose approving its Housing Element and Fair Share Plan, in addition to related forms of relief; and

WHEREAS, in order to settle the Litigation, the Township of Harding approved a Settlement Agreement with **S/K MT. KEMBLE ASSOCIATES, LLC** ("Mt. Kemble"), dated January 3, 2018 "the "Original Settlement Agreement"); and

WHEREAS, the settlement was ultimately included in the Township's Housing Element and Fair Share Plan ("Plan"), which Plan was approved via Judgment of Compliance and Repose ("JOR"), dated June 17, 2020; and

WHEREAS, subsequent to the entry of the JOR, the Developer approached the Township and advised that, as a result of changes in the market, it would like to have optionality on tenure relative to the market-rate units such that they can be rental or for-sale units; and

WHEREAS, the Township has expressed concern about issues it would have raised at the time of settlement had the project been contemplated as rental, including, among other issues, issues regarding its volunteer firefighters and emergency rescue squad; and

WHEREAS, the Township has agreed to permit Developer the requested rental option for the market-rate units, in exchange for the measures described in this agreement to mitigate the Township's concerns; and

WHEREAS, to facilitate the changes, the Township and Mt. Kemble wish to enter into an Amended Settlement Agreement and seek court approval of that agreement.

BE IT RESOLVED, by the Township Committee of the Township of Harding, County of Morris, State of New Jersey:

1. The Township Committee hereby authorizes and directs the Mayor, or his designee and the Township Clerk to execute the Second Amended and Restated Settlement Agreement attached hereto as **Exhibit A**, subject to any de minimis revisions from Counsel; and
2. The Township hereby directs its Special Affordable Counsel to (a) file the fully executed Amended Settlement Agreement with the Court for review only to the extent necessary; (b) take all actions reasonable and necessary, including di minimis revisions, to finalize the Amended Settlement Agreement.

FINANCE:

Resolution TC 23-101 – Bill List

WHEREAS, vouchers for payment have been submitted to the Township Committee by various municipal departments.

BE IT RESOLVED, by the Township Committee of the Township of Harding that all vouchers approved by the Finance Chairman be paid subject to the certification of the availability of funds by the Chief Financial Officer.

MISCELLANEOUS: NONE

ORDINANCES FOR FIRST READING:

Mayor Jones asks Township Committee Member Yates to introduce **Ordinance #03-2023**.

Township Committee Member Yates introduces the following Ordinance by title as follows:

**HARDING TOWNSHIP
ORDINANCE #03 – 2023
“AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”**

Township Committee Member Yates explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on April 17, 2023.

BE IT RESOLVED, that at the Township Committee meeting to be held on May 15, 2023 at 7:00 p.m. prevailing time, at the Kirby Municipal Building, the Township Committee will further consider this ordinance for a second reading, public hearing, and final passage; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby requested to publish the proper notice thereof, including this ordinance, post the ordinance, and make copies available to members of the general public.

Township Committee Member Yates: I offer Ordinance #03-2023 and move its introduction.

Township Committee Member _____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR FIRST READING

Mayor Jones asks Township Committee Member Yates to introduce Ordinance #04-2023.

Township Committee Member Yates introduces Ordinance #04-2023 by title as follows:

HARDING TOWNSHIP ORDINANCE #04-2023

CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFORE THE SUM OF \$578,600

Township Committee Member Yates explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member Yates reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on April 17, 2023.

BE IT RESOLVED, that at the Township Committee meeting to be held on May 15, 2023, at 7:00 p.m. prevailing time, at the Kirby Municipal Building, the Township Committee will further consider this ordinance for a second reading, public hearing, and final passage; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby requested to publish the proper notice thereof, including this ordinance, post the ordinance, and make copies available to members of the general public.

Township Committee Member Yates: I offer Ordinance #04-2023 and move its introduction.

Township Committee Member _____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR FIRST READING

Mayor Jones asks Township Committee Member _____ to introduce Ordinance #05-2023.

Township Committee Member _____ introduces Ordinance #05-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #05-2023**

**“ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS,
STATE OF NEW JERSEY, REVISING CHAPTER 171, SECTION 16, HARDING
TOWNSHIP VARIANCE FEE”**

Township Committee Member _____ explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member _____ reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on April 17, 2023.

BE IT RESOLVED, that at the Township Committee meeting to be held on May 15, 2023, at 7:00 p.m. prevailing time, at the Kirby Municipal Building, the Township Committee will further consider this ordinance for a second reading, public hearing, and final passage; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby requested to publish the proper notice thereof, including this ordinance, post the ordinance, and make copies available to members of the general public.

Township Committee Member _____: I offer Ordinance #05-2023 and move its introduction.

Township Committee Member _____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES FOR FIRST READING

Mayor Jones asks Township Committee Member _____ to introduce Ordinance #06-2023.

Township Committee Member _____ introduces Ordinance #06-2023 by title as follows:

**HARDING TOWNSHIP
ORDINANCE #06-2023
“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF
NEW JERSEY, REVISING CONSTRUCTION FEES, CHAPTER 171, SECTION 4
THROUGH CHAPTER 171, SECTION 6”**

Township Committee Member _____ explains the purpose of the Ordinance and moves for introduction on first reading.

Township Committee Member _____ reads:

WHEREAS, the above ordinance was introduced and read by title at this Township Committee meeting held on April 17, 2023.

BE IT RESOLVED, that at the Township Committee meeting to be held on May 15, 2023, at 7:00 p.m. prevailing time, at the Kirby Municipal Building, the Township Committee will further consider this ordinance for a second reading, public hearing, and final passage; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby requested to publish the proper notice thereof, including this ordinance, post the ordinance, and make copies available to members of the general public.

Township Committee Member _____: I offer Ordinance #06-2023 and move its introduction.

Township Committee Member _____ seconds the motion.

Mayor Jones asks the Municipal Clerk for a Roll Call:

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Ms. Chipperson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADJOURNMENT – Mr. Jones

ORDINANCES

PUBLIC HEARING & ADOPTION

1. HARDING TOWNSHIP - ORDINANCE #02-2023
ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 "MOTOR VEHICLE REGULATIONS, TRAFFIC, AND PARKING", CHAPTER 1.1 "STOP SIGNS WITHIN THE TOWNSHIP" AND SECTION 2.1 "DESIGN OF STOP SIGNS," TO AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING

**HARDING TOWNSHIP
ORDINANCE #02-2023**

ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 “MOTOR VEHICLE REGULATIONS, TRAFFIC, AND PARKING”, CHAPTER 1.1 “STOP SIGNS WITHIN THE TOWNSHIP” AND SECTION 2.1 “DESIGN OF STOP SIGNS,” TO AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING

WHEREAS, Harding Township has certain municipal stop signs; and

WHEREAS, Harding Township wishes to authorize the implementation of the stop signs; and

WHEREAS, Harding Township wishes to place stop signs at various intersections within the Township; and

WHEREAS, pursuant to N.J.S.A. 39:4-8, Harding has the authority to place and authorize certain stop signs within the municipal and county jurisdiction; and

WHEREAS, pursuant to N.J.S.A. 39:4-120 and N.J.A.C. 16:27-3.1, the design of stop signs shall be in accordance with the Manual on Uniform Traffic Control Devices (MUTCD) published by the U.S. Department of Transportation; and

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

Purpose: The purpose of this ordinance is (a) authorize certain existing stop signs within the municipality, (b) authorize the placement of a new stop sign, and (c) regulate the design of the stop signs.

SECTION 1. The Municipal Code, Chapter 250 “Motor Vehicle Regulations, Traffic, and Parking”, CHAPTER 1.1 “Stop Signs Within The Municipality” is hereby created pursuant to N.J.S.A. 39:4-141 and includes the following stop signs:

STOP SIGN (Intersection)	LOCATION/DIRECTION
12 Village Road	Facing North of Village Road
12 Village Road	Facing North of DWP entrance
(2 stop signs) Baileys Mill & Lees Hill	One stop sign on each side of Baileys Mill South traffic lanes
(2 stop signs) Cherry Lane & Dickson’s Mill	One stop sign on each side of roadway fork on Cherry Lane East traffic lanes
(2 stop signs) Lindsley & Long Hill	One stop sign on each side of roadway fork on Lindsley Lane East traffic lanes
Millbrook & Village	On Millbrook North traffic lane
Millbrook & Village	On Millbrook South traffic lane
(2 stop signs) Red Gate & Blue Mill	One stop sign on each side of roadway fork on Red Gate South traffic lanes.
Spring Valley & Blue Mill	On Spring Valley South traffic lane
Spring Valley & Blue Mill	On Spring Valley North traffic lane

**HARDING TOWNSHIP
ORDINANCE #02-2023**

ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 “MOTOR VEHICLE REGULATIONS, TRAFFIC, AND PARKING”, CHAPTER 1.1 “STOP SIGNS WITHIN THE TOWNSHIP” AND SECTION 2.1 “DESIGN OF STOP SIGNS,” TO AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING

(2 stop signs) Van Beuren & Blue Mill	One stop sign on each side of roadway fork on Van Beuren South traffic lanes
(2 stop signs) Village & Spring Valley	One stop sign on each side of Village Road North traffic lane
(2 stop signs) Woodland Road & Meyersville	One stop sign on each side of roadway fork on Woodland Road East traffic lanes
Blackwell & Sand Spring Rd.	On Blackwell West traffic lane
Brook Drive North & Baileys Mill	On Brook Drive NorthWest traffic lane
Brook Drive South & Baileys Mill	On Brook Drive SouthEast traffic lane
Deer Ridge & Tempe Wick	On Deer Ridge North traffic lane
Dickson’s Mill & Blue Mill	On Dickson’s Mill North traffic lane
Dickson’s Mill & Spring Valley	On Dickson’s Mill South traffic lane
Douglas & Spring Valley	On Douglas East traffic lane
DPW exit to Millbrook Road	On DPW exit East traffic lane
Featherbed & Blue Mill	On Featherbed North traffic lane
Featherbed & Village	On Featherbed South traffic lane
Great Oaks & Blue Mill	On Great Oaks North traffic lane
Griffin & Van Beuren	On Griffin South traffic lane
Holly Hill & Van Beuren	On Holly Hill West traffic lane
Hunting & Sheepfield	On Hunting East traffic lane
James & Blue Mill	On James South traffic lane
Jenks & Sand Spring	On Janks East traffic lane
Jenks Hill & Bailey Hollow	On Jenks Hill East traffic lane
Jockey Hollow & Tempe Wick	On Jockey Hollow West traffic lane
Kitchell & Madison Ave	On Kitchell North traffic lane
Kitchell & Woodland Ave	On Kitchell North traffic lane
Lake Trail West & Baileys Mill	On Lake Trail West West traffic lane
Lake Trail East & Baileys Mill	On Lake Trail East West traffic lane
Lindsley & Lee’s Hill	On Lindsley West traffic lane
Loantaka N & Spring Valley	On Loantaka N West traffic lane
Long Hill & Lee’s Hill	On Long Hill North traffic lane
McDougal & Kitchell	On McDougal West traffic lane
Millbrook & Pleasantville	On Millbrook South traffic lane
Miller & Pleasantville	On Miller West traffic lane
Miller & Woodland	On Miller South traffic lane

**HARDING TOWNSHIP
ORDINANCE #02-2023**

ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 “MOTOR VEHICLE REGULATIONS, TRAFFIC, AND PARKING”, CHAPTER 1.1 “STOP SIGNS WITHIN THE TOWNSHIP” AND SECTION 2.1 “DESIGN OF STOP SIGNS,” TO AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING

Morgan & Lees Hill	On Morgan South traffic lane
Orchard & Pleasantville	On Orchard South traffic lane
Pleasant Plains & Lee’s Hill	On Pleasant Plains West traffic lane
Pleasantville & Long Hill	On Pleasantville West traffic lane
Pleasantville & Village	On Pleasantville North traffic lane
Primrose & Baileys Mill	On Primrose West traffic lane
Pumphouse & Youngs	On Pumphouse North traffic lane
Sand Spring Ln & James	On Sand Spring Lane East traffic lane
Sand Spring Rd & Blue Mill	On Sand Spring South traffic lane
Sand Spring Rd & Sand Spring Ln	On Sand Spring Lane West traffic lane
Sheepfield & Lees Hill	On Sheepfield South traffic lane
Silverbrook & Sand Spring	On Silverbrook West traffic lane
Spencer & Spring Valley	On Spencer East traffic lane
Sutton & Featherbed	On Sutton West traffic lane
Twin Field & Village	On Twin Field South traffic lane
White Deer & Spring Valley	On White Deer West traffic lane
Wildlife & Pleasantville	On Wildlife South traffic lane
Wood Duck & Lee’s Hill	On Wood Duck North traffic lane
Youngs & Baileys Mill	On Youngs West traffic lane
Youngs & Lees Hill	On Youngs East traffic lane
Fawn Hill & Hunter	On Hunter North traffic lane
Shadow Brook & Route 202 (private request)	On Shadow Brook West traffic lane

SECTION 2. The Municipal Code, Chapter 250 “Motor Vehicle Regulations, Traffic, and Parking”, CHAPTER 2.1 “Designs of Stop Signs,” is hereby created and shall read as follows:

All stop signs within the municipality shall follow the Manual on Uniform Traffic Control Devices standard.

SECTION 3. This ordinance may be renumbered for the purposes of codification.

**HARDING TOWNSHIP
ORDINANCE #02-2023**

ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, CREATING TOWNSHIP MUNICIPAL CODE, CHAPTER 250 "MOTOR VEHICLE REGULATIONS, TRAFFIC, AND PARKING", CHAPTER 1.1 "STOP SIGNS WITHIN THE TOWNSHIP" AND SECTION 2.1 "DESIGN OF STOP SIGNS," TO AUTHORIZE THE STOP SIGNS WITHIN THE TOWNSHIP OF HARDING

SECTION 4. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

ATTEST

TOWNSHIP OF HARDING

Lisa A. Sharp
Municipal Clerk

Timothy D. Jones
Mayor

INTRODUCED: March 13, 2023
PUBLIC HEARING: April 17, 2023
ADOPTED: April 17, 2023

ADVERTISED: March 16, 2023
ADVERTISED: April 20, 2023

Vote on Adoption:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. Chipperson		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES – INTRODUCTION

1. HARDING TOWNSHIP - ORDINANCE #03–2023 “AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGE APPROPRIATE LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”

2. HARDING TOWNSHIP – ORDINANCE #04-2023 “CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS, IN AND FOR THE TOWNSHIP AND APPROPRIATING THEREFORE THE SUM OF \$578,600”

3. HARDING TOWNSHIP – ORDINANCE #05-2023 “ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, REVISING THE CHAPTER 171, SECTION 16, TOWNSHIP OF HARDING VARIANCE FEES”

4. HARDING TOWNSHIP – ORDINANCE #06-2023 “ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE OF NEW JERSEY, REVISING CONSTRUCTION FEES, CHAPTER 171, SECTION 4 THROUGH CHAPTER 171, SECTION 6”

**HARDING TOWNSHIP
ORDINANCE #03-2023**

**“AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)”**

WHEREAS, the Local Government Cap Law, N.J.S.A. 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 2.5% 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: 4-45.16a 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 Harding in the County of Morris finds it advisable and necessary to increase its CY 2023 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 of the Township of Harding hereby determines that a 1.0% increase in the budget for said year, amounting to \$79,103.83 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 Harding 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.

BE IT ORDAINED, by the Township Committee of the Township of Harding in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Township of Harding shall, in accordance with this ordinance and N.J.S.A 40A: 4-45.14, be increased by 3.5%, amounting to \$276,863.41 and that the CY2023 municipal budget for the Township of Harding be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, 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.

ATTEST

TOWNSHIP OF HARDING

Lisa A. Sharp, Municipal Clerk

Timothy D. Jones, Mayor

INTRODUCED: April 17, 2023

ADVERTISED: April 20, 2023

VOTE ON INTRODUCTION:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. Chipperson		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**HARDING TOWNSHIP
ORDINANCE NO. #04-2023**

**CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS,
NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND
ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFORE THE
SUM OF \$578,600**

BE IT ORDAINED, by the Township Committee of the Township of Harding, in the County of Morris, New Jersey, as follows:

Section 1. The Township of Harding, in the County of Morris, New Jersey (the "Township"), is hereby authorized to make the following public improvements and acquisitions in, by and for the Township, including all work, materials and appurtenances necessary and suitable therefore:

CAPITAL IMPROVEMENT FUND	
Projects	Estimated Costs
a. Exterior and Interior Improvements at all Township facilities (Kirby Hall, Bayne Park, Show Grounds, Barrett Field, Gate House, Tunis Ellicks House and Public Works)	\$ 87,500
b. Replacement/Repair of Basins, Pipes and Culverts; Seal Coat Roads	\$ 50,000
c. Road Reconstruction, including all design, work, materials and appurtenances	\$ 15,000
d. Department of Public Works: Acquisition of full size 5-7 yard 4WD dump truck	\$ 245,000
e. Acquisition and Upgrade of various Police Equipment: In-car tablet computer with docks, patrol rifles & accessories, new office spaces / interview room, and traffic classifiers	\$ 61,100
f. Acquisition of two (2) vehicles for Police Department	\$ <u>120,000</u>
Total from Capital Improvement Fund	\$ 578,600

Section 2. The aggregate sum of \$450,000 is hereby appropriated from the Capital Improvement Fund and \$128,600 from Capital Surplus of the Township to the payment of the costs of the improvements and acquisitions authorized and described in Section 1 hereof.

Section 3. Said improvements and acquisitions are lawful capital improvements of the Township having a period of usefulness of at least five (5) years. Said improvements and acquisitions shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Township Clerk and is available there for public inspection.

Section 5. This capital ordinance shall take effect after final passage and publication as required by law.

**HARDING TOWNSHIP
ORDINANCE NO. #04-2023**

**CAPITAL ORDINANCE OF THE TOWNSHIP OF HARDING, IN THE COUNTY OF MORRIS,
NEW JERSEY, AUTHORIZING THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND
ACQUISITIONS IN, BY AND FOR THE TOWNSHIP AND APPROPRIATING THEREFORE THE
SUM OF \$578,600**

ATTEST

TOWNSHIP OF HARDING

Lisa A. Sharp, Municipal Clerk

Timothy D. Jones, Mayor

INTRODUCED: April 17, 2023

ADVERTISED: April 20, 2023

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. Chipperson		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

TOWNSHIP OF HARDING
ORDINANCE 05-2023
“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, STATE
OF NEW JERSEY, REVISING CHAPTER 171, SECTION 16, HARDING TOWNSHIP
VARIANCE FEES”

WHEREAS, Harding Township has established Variance Fees for projects within the Township, codified at Chapter 171, Section 16; and

WHEREAS, Harding Township wishes to revise the Construction Fees; and

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

Purpose: The purpose of this ordinance is to update Chapter 171, Section 16 of the Municipal Code with the proposed modifications to the Variance Fees for projects within the Township of Harding.

SECTION 1. The Municipal Code, Chapter 171, Section 4, “Adjustment of Fees” chart is hereby modified to reflect the following amounts (chart begins on next page):

APPLICATION	APPLICATION FEE*	DEPOSIT FOR TECHNICAL REVIEW
Application for certification by Tax Assessor of list of adjoining property owners	\$0.25 per name or \$10 whichever is greater	N/A
Appeal pursuant to NJSA 40:50D-70(a)(appeal from administrative official or agency based on enforcement of Zoning Ordinance, including an appeal from a decision of the Tree Conservation Officer; fee to be returned if appeal successful):		
Tree Conservation Officer	\$63	\$2,500
Other Official or Agency	\$649	\$2,500
Interpretation of map or Zoning Ordinance or decision of s special questions pursuant to NJSA 40:55D-70(b)	\$649	\$2,500
Application for variance pursuant to NJSA 40:50D-70(c) not involving subdivision of land:		
First Variance	\$649	\$2,500
Each additional variance	\$120	N/A
See 171-17 for variance applications involving the subdivision of land.		
Application for variance pursuant to NJSA 40:55-70 (d) except as below	\$1,740	\$5,000
Application for variance pursuant to NJSA 40:55-70(d) in the case of a (d)(3) variance involving an accessory residence.	\$1,161	\$5,000
Request to Board of Adjustment for an amendment of conditions contained in a previously adopted resolution of approval	\$582	\$2,500
Request to Board of Adjustment for extension of variance (per year).	\$163	N/A
Application for Conditional Use Permit:		
For an accessory residence.	\$468	\$2,000
For non-residential use:		
*per 1,000 square feet of gross floor area	\$293	\$2,000
*additional per 10,000 square feet of lot area affected or portion thereof.	\$293	\$2,000
The minimum fee for a non-residential conditional use shall be:	\$1,740	\$2,000
Application pursuant to NJSA 40:55D-34 or appeal pursuant to NJSA 40:55D-36 (Building Lot to Abut Street)	\$646	\$2,500
Special meeting (Planning Board or Board of Adjustment) if requested by or with consent of applicant	\$1,740	N/A

* Application fee is subject to change pursuant to the Cost of Living Index As Published by the United States Bureau of Labor and Statistics

APPLICATION	APPLICATION FEE*	DEPOSIT FOR TECHNICAL REVIEW
Application for certification by Tax Assessor of list of adjoining property owners.	\$0.25 per name or \$10 whichever is greater	N/A
Subdivision Application:		
Concept Plan	\$582	\$2,000
Minor Subdivision Application:		
Lot line adjustment	\$582	\$5,000
Any other minor subdivision	\$3,475 per lot	\$7,500
Extension of a minor subdivision	\$582	N/A
Major Subdivision:		
Preliminary	\$3,475 per lot	\$7,500
Final (filed simultaneously with preliminary)	No fee	
Final (filed separately, per lot)	\$1,185	50% of the initial deposit for preliminary
Application for a Variance in conjunction with any Subdivision of Land:		
Minimum	\$1,176	\$2,000
Per variance per lot	\$594	\$2,000
*No fee for any lawful preexisting condition		
Amended application	½ of the original application fee within	50% of the initial deposit
Extension of preliminary or final major subdivision approval	\$1,161	50% of the initial deposit
Site Plan Application		
Concept Plan	\$582	\$2,000
Minor Site Plan Application:	\$873	\$7,500
Major Site Plan Application:		
Preliminary Residential	\$10,080 plus \$504 per unit	\$7,500
Nonresidential	\$10,080 plus \$504 per 1,000 sq. ft. or per 10,000 sq. ft. of	\$3,000

	other impervious coverage	
Final (filed simultaneously with preliminary)	No fee	
Major site plan, final (filed separately)	\$2,318	\$7,500
Amended application	½ of the original application fee	50% of the initial deposit
Extension of preliminary or final approval	\$1,161	N/A
Special meeting (Planning Board or Board of Adjustment) if requested by or with consent of application	\$1,740	N/A

SECTION 2. This ordinance may be renumbered for the purposes of codification.

SECTION 3. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

ATTEST

TOWNSHIP OF HARDING

Lisa A. Sharp, Municipal Clerk

Timothy D. Jones, Mayor

INTRODUCED: April 17, 2023

ADVERTISED: April 20, 2023

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. Chipperson		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

* Application fee is subject to change pursuant to the Cost of Living Index As Published by the United States Bureau of Labor and Statistics

TOWNSHIP OF HARDING

ORDINANCE #06-2023

**“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS,
STATE OF NEW JERSEY, REVISING CONSTRUCTION FEES, CHAPTER
171, SECTION 4 THROUGH CHAPTER 171, SECTION 6”**

WHEREAS, Harding Township has established Construction Fees for projects within the Township, codified at Chapter 171, Section 4 through Chapter 171, Section 6; and

WHEREAS, based upon updated regulations, including, but not limited, the Department of Community Affairs (“DCA”), have required the code to be updated; and

WHEREAS, based upon the updated regulations and for other various issues, Harding Township wishes to revise the Construction Fees; and

WHEREAS, Harding Township wishes to amend the coding pertaining to its fees based upon the updated requirements; and

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

Purpose: The purpose of this ordinance is to update Chapter 171, Section 4 through Chapter 171, Section 6 of the Municipal Code with the proposed modifications to the Construction Fees for projects within the Township of Harding.

SECTION 1. The Municipal Code, Chapter 171, Section 4, “Adjustment of Fees” is hereby modified and edited pursuant to the attached **Exhibit A**.

SECTION 2. The Municipal Code, Chapter 171, Section 5, “Construction Fees” is hereby modified and edited pursuant to the attached **Exhibit A**.

SECTION 3. The Municipal Code, Chapter 171, Section 6, shall now be entitled “Construction Fees,” and is hereby modified and edited pursuant to the attached **Exhibit A**.

SECTION 4. The Municipal Code, entitled “Fire Subcode Fees,” which was formerly codified at Chapter 171, Section 6, shall now be codified as Chapter 171, Section 15. No modification or edits are hereby made to that section and the fees shall remain consistent with the previously codified section.

SECTION 5. This ordinance may be renumbered for the purposes of codification.

SECTION 6. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

TOWNSHIP OF HARDING
ORDINANCE #06-2023
“ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS,
STATE OF NEW JERSEY, REVISING CONSTRUCTION FEES, CHAPTER
171, SECTION 4 THROUGH CHAPTER 171, SECTION 6”

ATTEST

TOWNSHIP OF HARDING

 Lisa A. Sharp, Municipal Clerk

 Timothy D. Jones, Mayor

INTRODUCED: April 17, 2023

ADVERTISED: April 20, 2023

Vote on Introduction:

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. Chipperson		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dr. Lacz		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Platt		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Exhibit A

§ 171-4. Adjustment of fees.

These fees shall be adjusted by the municipality effective January 1 of each year commencing in 2011 in accordance with any percentage increase in inflation in the twelve-month period prior to the effective date as measured by the Consumer Price Index. All fees shall be set annually by resolution of the governing body.

§ 171-5. Construction Code Fees.

A. General

- (1) The fee for plan review shall be 20% of the amount to be charged for a new construction permit and shall be paid at the time of the application for a permit or, at the discretion of the Construction Official, be paid at the time of granting the permit. Plan review fees are not refundable.
- (2) The fee to be charged for a construction permit shall be the sum of the basic construction fees plus all applicable surcharges, flat fees and special fees, such as elevator or sign fees. This fee shall be paid before a permit is issued.
- (3) The fee to be charged for a certificate for occupancy shall be paid before the certificate is issued. This fee shall be in addition to the construction permit fee.
- (4) Fees shall be rounded to the nearest dollar amount or to the next larger dollar amount.
- (5) State Training Fee- This fee shall be in accordance with the prevailing New Jersey State permit surcharge fees pursuant to N.J.A.C. 5:23-4.19(b) of the New Jersey Uniform Construction Code.
- (6) The fee of \$68 per hour or part thereof shall be charged for all plan review revisions. Said fee shall be remitted to the Township of Harding at the time of the revision. No revision shall be released until payment is received by the Township.

B. Building subcode fees. The fees for new building construction or alterations shall be:

Fees for new construction shall be based upon the volume of the structure. Volume shall be computed in accordance N.J.A.C. 5:23-2.28.

For purposes of calculating the volume to determine the fee for large, open-volume, single-story spaces and buildings, such as barns, silos, greenhouses, warehouses, distribution centers, and other agricultural and storage-use occupancies, the height shall be limited to 20 feet notwithstanding the fact that the actual height of the space may be greater than 20 feet.

- (a) The new construction fee for Use groups R-3, R-4 and R-5 shall be computed in the amount of \$0.070 per cubic foot of volume for the first 60,000 cubic feet and \$0.29 for 60,001 and above.
 - (b) The fee shall be \$0.80 per cubic foot of volume for groups R-1, R-2, B, E, H, I, A, M, F-1, F-2, S-1, S-2 and U
 - (c) The fee for commercial farm buildings under N.J.A.C. 5:23-3.2(d) shall be \$.045 with a maximum fee for such structures on farms not exceeding \$3,000.00 and a minimum fee of \$80.
- (2) Fees for renovations, alterations and repairs, site construction associated with pre-engineered systems of commercial farm buildings, premanufactured construction, and the external utility connections for pre-manufactured construction shall be based upon the estimated cost of work.
 - (a) For all Use Groups the fee shall be \$40 for the first \$50,000 of the estimated cost of work \$35 for \$50,001 up to \$150,000 and \$20 for \$150,001 and greater
 - (b) For the purpose of determining estimated cost, the applicant shall submit to the enforcing agency, when required by the Construction Official, such cost data as may be available, produced by the architect or engineer of record, or by a recognized firm, or by the contractor. A bona fide contractor's bid, if available, shall be submitted. The Construction Official shall make the final decision regarding the estimated cost of work.
- (3) Fees for additions shall be computed on the same basis as for new construction for the added portion. Additions shall have a minimum fee of \$400.00.
- (4) Fees for a combination of renovations and additions shall be computed as the sum of the fees computed separately in accordance with this fee schedule.
- (5) The fee for tents, in excess of 900 square feet or more than 30 feet in any dimension, shall be a flat fee of \$175.
- (6) The fee for roofing and siding work completed on a structure in Use Groups R-3 and R-5 shall be a flat fee of \$135.
- (7) The fee for an aboveground swimming pool shall be \$225.
- (8) Radon Remediation will be a flat fee of \$86 per unit.
- (9) The fee for premanufactured garden and utility-type yard sheds, which are from 100 to 200 square feet in area or greater than 10 feet in height and accessory to Use Groups R-3 or R-5 of the building subcode, shall be \$150. The fees for all sheds greater than 200 square feet shall be computed in accordance with new buildings above.
- (10) The fee for fences installed as a pool barrier for Use group R shall be \$100.
- (11) The fee for the installation of a fence over six feet in height and accessory to Use Groups R-3 and R-5 of building subcode shall be \$100. For all other use

groups, the fee shall be \$225.

(12) Fees for retaining walls supporting an unbalanced fill greater than two feet shall be as follows:

- (a) The fee for a retaining wall with a surface area greater than 550 square feet that is associated with a Class 3 residential structure shall be \$495.
- (b) The fee for a retaining wall with a surface area of 550 square feet or less that is associated with a Class 3 residential structure shall be \$295.
- (c) The fee for a newly constructed retaining wall of any size other than a Class 3 residential structure shall be based on the cost of construction. Fees will be computed as \$15 per \$1,000 of the cost of construction.

C. Plumbing subcode fees; plumbing fixtures and equipment.

- (1) For plumbing fixtures and equipment, the fee shall be in the amount of \$30 per fixture, piece of equipment or appliance connected to the plumbing system and for each appliance connected to the gas piping or oil piping system, except as indicated in Subsection C (2) below.
- (2) The fee shall be \$110 per special device for the following: grease traps, oil separators, refrigeration an A/C units, utility service connections, backflow preventers equipped with test ports, steam boilers, hot-water boilers (excluding those for domestic water heating), sewer pumps, oil piping, active solar systems, sewer pumps interceptors and other special devices.
- (3) There shall be a flat fee of \$80 for every cross-connection backflow preventer that is subject to annual inspection and re-testing per the Uniform Construction Code.
- (4) The fee for a mechanical inspection in a Use Group R-3 or R-5 structure by a mechanical inspector shall be a flat fee of \$114 for the first installed device, appliance, or piece of equipment and \$80 for each additional device, appliance, or piece of equipment. No separate fee shall be charged for the gas, fuel oil or water-piping connections associated with the mechanical equipment inspected.
- (5) The Minimum fee for a plumbing permit shall be \$80.

D. Electrical subcode fees; electrical fixtures and devices.

- (1) The fee for the first block of outlets consisting of one to 50 receptacles, fixtures or devices shall be \$78, and for each additional block consisting of 25 receptacles, fixtures or devices, the fee shall be \$33. For the purpose of computing this fee, receptacles, fixtures or devices shall include lighting fixtures, wall switches, convenience receptacles, sensors, dimmers, alarm devices, smoke and heat detectors, communication outlets, light standards eight feet or less in height including luminaries, emergency lights, electric signs, exit lights or similar electric fixtures and devices rated 20 amperes or less including motors or equipment rated less than one horsepower (hp) or one kilowatt (kw)

- (2) For each motor or electrical device rated from one hp or one kw to 10 hp or 10 kw; for each transformer or generator rated from one kw or one kva to 10 kw or kva; for each replacement of wiring involved one branch circuit or part thereof; for each storable pool or hydromassage bathtub; for each underwater lighting fixture; for household electric cooking equipment rated up to 16 kw; for each fire, security or burglar alarm control unit; for each receptacle rated from 30 amperes to 50 amperes; for each light standard greater than eight feet in height including luminaries; and for each communications closet, the fee shall be \$30.
- (3) For each motor or electrical device rated from greater than 10 hp or 10 kw to 50 hp or 50 kw, for service equipment, panel board, switch board, switch gear, motor control center, or disconnecting means rated 225 amperes or less; for each transformer or generator rated from greater than 10 kw or 10 kva to 45 kw or 45 kva; for each electric sign rated from greater than 20 amperes to 225 amperes including associated disconnecting means; for each receptacle rated greater than 50 amperes; and for each utility load management device, the fee shall be \$78.
- (4) For each motor or electrical device rated from greater than 50 hp or 50 kw to 100 hp or 100 kw; for each service equipment panel board, switch board, switch gear, motor control center or disconnecting means rated from greater than 225 amperes to 1,000 amperes; and for each transformer or generator rated from greater than 45 kw or 45 kva to 112.5 kw or 112.5 kva, the fee shall be \$160.
- (5) For each motor or electrical device rated greater than 100 hp or 100 kw; for each service equipment, panel board, switch board, switch gear, motor control center or disconnecting means rated greater than 1,000 amperes; and for each transformer or generator rated greater than 112.5 kw or 112.5 kva, the fee shall be \$768.
- (6) The fee charged for electrical work for each permanently installed private swimming pool above ground as defined in the building subcode, spa, hot tub or fountain shall be a flat fee of \$191 which shall include any required bonding and associated equipment such as filter pumps, motors, disconnecting means, switches, required receptacles, and heaters, etc., excepting panel boards and underwater lighting fixtures.
- (7) The fee charged for electrical work for each permanently installed private swimming pool in ground as defined in the building subcode, spa, hot tub or fountain shall be a flat fee of \$305 which shall include any required bonding and associated equipment such as filter pumps, motors, disconnecting means, switches, required receptacles, and heaters, etc., excepting panel boards and underwater lighting fixtures.
- (8) For public swimming pools, the fee shall be based on the basis of number of electrical fixtures and ratings of the devices involved in accordance with Subsection D(1) through (5) above.

- (9) The fee charged for the installation of single- and multiple-station smoke or heat detectors and for fire, burglar and security alarm systems and detectors in buildings within all use groups, the fee shall be charged in accordance with Subsection D (1) and (2) above.
- (10) For solar photovoltaic systems, in any use group, the fee shall be based on the total number of solar photovoltaic modules being installed:
- i. For 1-50 modules, the fee shall be \$129.
 - ii. For 51 to 100 modules, the fee shall be \$181.
 - iii. For 101-250 modules, the fee shall be \$387.
 - iv. For 251-500 modules, the fee shall be \$723.
 - v. Greater than 500 modules is an additional \$1 per module.
 - vi. All other electrical devices, other than the solar photovoltaic modules, shall be a separate fee based on ampere or kilowatt rating of the device.
- (11) For installations consisting of multimeter stacks, the fee shall be based on the ampere rating of the main bus and not upon the number of meters or rating of disconnects on the meter stack. Individual loadside panel boards shall be charged in accordance with Subsection D(3), (4) and (5) above. There shall be no additional fee charged for the concurrent installation of individual feeder conductors.
- (12) For motors or similar devices requiring concurrent installation of individual controls, relays and switches, the fee shall be based only upon the rating of the motor or device. There shall be no additional fee charged for the concurrent installation of individual circuit components, for example, controllers, starters, and disconnecting means.
- (13) For electrical work requiring the replacement of service entrance conductors or feeder conductors only, the fee shall be in accordance with Subsection D(2) through (5) above based on the designated ampere rating of the overcurrent device of the service or feeder.
- (14) The fee charged for process equipment shall be based on the ampere rating of the overcurrent device protecting the conductor feeding the process equipment or cutoff device.
- (15) For the purpose of computing these fees, all electrical and communications devices, utilization equipment and motors which are part of premises wiring, except those which are portable plug-in type, shall be counted.
- (16) For the inspection of an electrical service and the issuance of a cut in

card, as part of an electric utility request to install or unblock an electric meter, the fee shall be \$80.

(17) The fee for the annual electrical inspection of swimming pools, spas or hot tubs, which are required to be inspected pursuant to N.J.A.C. 5:23-2.18C, shall be \$170.

(18) The Minimum Electrical permit fee shall be \$80.

E. Fire protection subcode fees. For fire protection and hazardous equipment, sprinklers, standpipes, detectors (smoke and heat), pre-engineered suppression systems, gas- and oil-fired appliances not connected to the plumbing system, kitchen exhaust systems, incinerators and crematoriums, the fee shall be as follows:

- (1) The fee for 20 or fewer heads shall be \$114; for 21 to and including 100 heads, the fee shall be \$205; for 101 to and including 200 heads, the fee shall be \$382; for 201 to and including 400 heads, the fee shall be \$979; for 401 to and including 1,000 heads, the fee shall be \$1,335; for over 1,000 heads, the fee shall be \$1,670.
- (2) The fee for one to 12 detectors shall be \$85; and for each additional 10 detectors or portion thereof, the fee shall be in the amount of \$15.
- (3) The fee for each standpipe shall be \$370.
- (4) The fee for each independent pre-engineered system shall be \$176.
- (5) The fee for each gas- or oil-fired appliance that is not connected to the plumbing system shall be \$78.
- (6) The fee for each residential kitchen exhaust system shall be \$95. Commercial shall be \$225.
- (7) The fee for each incinerator or crematorium shall be \$464.
- (8) The fee for a chimney liner shall be \$100.
- (9) Smoke Control systems shall be \$290 each.
- (10) Fire pumps shall be \$234 each.
- (11) Freestanding fire department connections \$234 each.
- (12) For single- and multiple-station smoke or heat detectors and fire alarm systems in any one- or two-family dwellings, there shall be a flat fee of \$85 per dwelling unit. For detectors and fire alarm systems in buildings other than one- or two-family dwellings the fee shall be charged in accordance with Subsection E(2) above.
- (13) The fee for the installation of a flammable or combustible liquid storage tank in use groups R-3 and R-5 shall be \$125. For all other use groups, the fee shall be \$250 per tank.

(14) The minimum fee for a fire permit shall be \$80.

F. Fees for certificates and other permits are as follows:

- (1) For a demolition or removal permit for a residential one- or two-family dwelling (Use Group R-3 or R-5) and structures on farms including commercial farm buildings under N.J.A.C. 5:23-3.2(d), the fee shall be \$502. For all other use groups, the fee shall be \$669. For the removal of a structure, accessory to use group R-3 or R-5 the fee shall be \$89.
- (2) The removal of an above-ground combustible or flammable liquid storage tank up to 660 gallons in capacity for all use groups shall be \$165. For above-ground tanks over 660 gallons, the fee shall be \$250.
- (3) For the removal or abandonment of an underground flammable or combustible liquid storage tank and accessory to a Use Group R-3 or R-5 shall be \$165. All other use groups shall be \$250.
- (4) The fee for a permit to construct a sign shall be in the amount of \$9 per square foot of surface area of the sign, computed on one side only for double-faced signs. The minimum fee for a sign shall be \$100.
- (5) The fee for a certificate of occupancy shall be \$450 for buildings in Use Groups R-3 and R-5 of the building subcode. For Use Groups A, B, E, F, H, I, M, R1, R2, R4, S, and U in the building subcode, the fee shall be \$457. For buildings requiring the issuance of multiple certificates of occupancy for more than one dwelling or tenant space, the fee shall be \$88 per tenant space, dwelling unit, or other unit area within the building.
- (6) The fee for a certificate of occupancy granted pursuant to a change of use shall be \$202.
- (7) The fee for a certificate of continued occupancy shall be \$202.
- (8) The fee for the first issuance and the renewal of a temporary certificate of occupancy shall be \$45 for all use groups.
- (9) The plan review fee of a building, for compliance under the alternate systems and nondepletable energy source provisions of the energy subcode shall be \$274 for one- and two-family homes (Use Groups R-3 or R-5 of the building subcode), and for light commercial structures having the indoor temperature controlled from a single point, and \$1,369 for all other structures.
- (10) The fee for an application for a variation in accordance with N.J.A.C. 5:23-2.10 shall be \$794 for Class I structures and \$195 for Class II and Class III structures. The fee for a resubmission of an application for a variation shall be \$229 for Class I structures and \$65 for Class II and Class III structures.
- (11) The fee for a permit for lead hazard abatement work shall be \$106. The fee for a lead abatement clearance certificate shall be \$47.

- (12) The administrative fee for a construction permit issued for an asbestos hazard abatement project shall be \$106.
- (13) An administrative fee for each certificate of occupancy issued following the successful completion of an asbestos hazard abatement project shall be \$47.
- (14) All monies collected shall be collected under penalty provision of the UCC. All penalties collected shall be retained by the Department of Inspections and shall be placed in a special trust fund to be applied to the cost to the department for training, technical support programs, certification, new equipment, and transportation. An independent fund shall be set up and retained by the Director of Finance to be the Trustee of this account.
- (15) A fee of \$35 shall be charged for a change of contractor. This administrative fee shall be charged whenever a change of contractor occurs when a permit is open, and the Township has to adjust its records to identify the change of contractor.

I. Annual permit requirements and fees.

- (1) The fee to be charged for an annual construction permit shall be charged annually. This fee shall be a flat fee based upon the number of maintenance workers (including foremen) employed by the facility, and who are primarily engaged in work that is governed by a subcode. Managers, engineers, and clericals shall not be considered maintenance workers for the purpose of establishing the annual construction permit fee. Annual permits may be issued for building, fire protection, electrical and plumbing.
 - a. Fees for annual permits shall be as follows:
 - b. For one to 25 persons, the fee shall be \$667 per worker, and for each additional person over 25 the fee shall be \$232 per worker.
- (2) Prior to the issuance of the annual permit, a training registration fee of \$140 per subcode and a list of not more than three individuals to be trained per subcode shall be submitted by the applicant to the Department of Community Affairs, Bureau of Code Services, Training Section, along with a copy of a construction permit (Form F170). Checks shall be made payable to "Treasurer, State of New Jersey." The Department shall register these individuals and notify them of the courses being offered.

J. Elevator devices.

- (1) Elevator devices will be inspected by NJDCA per the New Jersey Uniform Construction Code. Fee shall be governed by NJDCA.
- (2) The administrative fee for elevator devices in all Use Groups shall be \$110.

This fee is for the administrative work associated with the permit process by Harding Township.

§ 171-6. Other fees

- A. No person shall occupy or use any portion of a commercial or residential building after such building or portion thereof has been vacated, sold, or leased, or when there has been any change in use or occupancy of such building or any portion thereof, until the owner or landlord thereof shall have applied for and secured a certificate of records clearance (CRC) from the Construction Official or his/her designee. Such certificate shall be issued upon compliance with applicable building, property maintenance, zoning, health, safety and fire codes, regulations, ordinances, and statutes of Harding Township and State of New Jersey. The certificate of records clearance (CRC) may require visual inspection of the parts of the building and the portion thereof that has been vacated, sold, or leased, or in which there has been a change in use and occupancy, finding that there are no open violations of State or local codes.
- B. No owner shall permit the sale of a residential or commercial premises covered under this section unless the requisite CRC has been issued. No purchaser shall occupy any premises covered under this section until the requisite CRC has been issued. Owners and purchasers shall be jointly and separately responsible for failure to obtain the requisite CRC required hereunder. The owner or his authorized agent shall submit a written application and payment of fees at least 20 business days prior to the change of ownership on the form provided by the Township.
- C. The appropriate official, when necessary, shall conduct an inspection of the premises in question within a reasonable time, not exceeding 30 days after receipt of an application and payment of the requisite fee, and shall issue a certificate of records clearance (CRC), provided that the standards set forth herein have been satisfied and, in the case of a residential building, that the premises are in compliance with the requirement of the installation of a smoke detector and carbon monoxide detector as required by applicable state statute and/or local ordinance.
- D. If, after inspection by the Township Official, a certificate of clearance may not be issued to the commercial, or residential building or portion thereof because of the existence of a violation of any code or failure to comply with the standards set forth herein, notice shall be given by the Construction Official or Zoning Officer to the owner detailing the violations of applicable laws, regulations, or ordinance. The Zoning Officer shall have the authority to issue any summons or complaint for any violation of any ordinance, statute, or regulation against the owner and/or occupant of the commercial, or residential building or portion thereof wherein the violation exists. In the event any violations are found to exist, there shall be no new occupancy or use of the premises until the criteria has been satisfied for the issuance of the certificate of clearance.
- E. The application fee for a certificate of clearance shall be set by resolution at minimum of

\$250 for any residential or commercial site and may be amended by duly adopted resolution of the Council from time to time. The application shall be on a form prescribed for said purpose and shall be available from the Construction Official or Zoning Official.