

ORDINANCE 2023-15

*Borough of Metuchen
County of Middlesex
State of New Jersey*

**ORDINANCE AMENDING CHAPTER 153, ENTITLED “SEWER” OF THE
CODE OF THE BOROUGH OF METUCHEN SPECIFICALLY ARTICLE 3,
INCREASING THE SEWER CONNECTION FEES**

WHEREAS, the Borough Administrator and Borough Engineer have met and have recommended that the Mayor and Council of the Borough of Metuchen amend Chapter 153 of the Code of the Borough of Metuchen, entitled, “Sewers” to update the sewer connection fees set forth in § 153-28 – Connection of residential units; § 153-29. Connection of commercial establishments; § 153-30. Additional fee for new residential connections; and § 153-31. Additional fee for new commercial connections; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to amend Chapter 153 of the Code of the Borough of Metuchen, entitled, “Sewers” to update the sewer connection fees set forth in § 153-28 – Connection of residential units; § 153-29. Connection of commercial establishments; § 153-30. Additional fee for new residential connections; and § 153-31. Additional fee for new commercial connections.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Metuchen that it hereby amends Chapter 153, Article 3 of the Code of the Borough of Metuchen to state as follows:

Article 3. Fees for Connection to Sanitary Sewer System

§ 153-28. Connection of residential units.

A fee of \$1,500 shall be assessed against the property owner for the connection of any residential unit. In the event of a multiple dwelling, each residential unit shall be assessed, whether or not it has a separate lateral. This amount shall be due whether the correction is a new one or if it is a replacement connection. A replacement connection is defined as any work on any sanitary sewer lateral within five feet of the curblineline or right-of-way of any dedicated street or easement or access right-of-way.

§ 153-29. Connection of commercial establishments.

A fee shall be determined by the Borough Engineer for any commercial establishment connecting to the sanitary sewer which shall not be less than \$2,000, but may be more, based on the number of equivalent dwelling units (EDU). The EDU shall be calculated as follows: Gross area (sf) times theoretical sewage flow, as determined by NJDEP regulations, divided by 225 gallons per day/per unit.

§ 153-30. Reserved.

§ 153-31. Additional fee for new commercial connections.

With regard to any new commercial connection, a fee shall be determined by the Borough Engineer to support the additional sewerage flow as to the capital investment in equipment, both present and future, of the sewerage pumping stations of the Borough of Metuchen. This fee shall not be assessed for any replacement or repaired sewer connection. If, in the sole opinion of the Borough Engineer, there is a change of use or additional intensity of a use creating additional sewerage flow, a fee may be assessed as determined by the Borough Engineer.

§ 153-32. Adjustment of fees.

These fees shall be adjusted annually.

BE IT FURTHER ORDAINED by the Mayor and Council that all prior ordinances, or sections of ordinances, inconsistent with the within ordinance are hereby repealed.

BE IT FURTHER ORDAINED by the Mayor and Council that all remaining sections of Chapter 153 not amended herein shall not be affected thereby and shall remain in full force and effect.

BE IT FURTHER ORDAINED by the Mayor and Council that if any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall continue in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED by the Mayor and Council that this ordinance shall become effective immediately upon final passage and publication as provided by law.

Introduction: May 22, 2023

Date of Publication: May 26, 2023

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				HYMAN	X			
DELIA	X				KANDEL				X
HIRSCH	X				RASMUSSEN	X			
MOTION	DELIA			SECOND		RASMUSSEN			
X – INDICATES VOTE			AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on May 22, 2023.

Deborah Zupan, RMC
Borough Clerk

Adopted: June 12, 2023
Date of Publication: June 16, 2023

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
BRANCH	X				HYMAN	X				
DELIA	X				KANDEL	X				
HIRSCH				X	RASMUSSEN	X				
MOTION	DELIA			SECOND		RASMUSSEN				
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on June 12, 2023.

Deborah Zupan, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Deborah Zupan, RMC
Borough Clerk

By: _____
Jonathan M. Busch
Mayor