

ORDINANCE No. 12-2007

ORDINANCE OF THE TOWNSHIP OF LIVINGSTON
AMENDING AND SUPPLEMENTING CHAPTER 251
SEWERS OF THE CODE OF THE TOWNSHIP OF
LIVINGSTON BY ADDING A NEW ARTICLE V
“SEWER UTILITY”

WHEREAS, the Township of Livingston is the owner of the public sanitary sewers and drains, sewage treatment plant and sewage work within the Township; and

WHEREAS, the Township has entire control and management over all sewers, drains and sewer works within the Township, together with all powers conferred upon the governing body in accordance with the law; and

WHEREAS, the present method by which the Township generates revenues for the operation, maintenance and improvement of sanitary sewer system and sewer works is user, connection and permit fees which are deposited into the Township’s operating budget; and

WHEREAS, the Township Council has determined that it is desirable to remove the present and future costs of operating, maintaining and improving the sanitary sewer system and sewer works from the Township’s operating budget but instead to operate such system in a nature of a utility and that to thereby allocate the user fees, connector fees and permit fees as well as the associated expenses for the sewer system operation directly to the sewer utility.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Livingston, in the County of Essex, State of New Jersey, as follows:

Italicized bold language is added

ARTICLE V SEWER UTILITY

Section 1.

1. A sewer utility is hereby established which will encompass the operation, maintenance and improvement of the sanitary sewer system and sewer works located in the Township of Livingston.

2. Generation of revenue. All revenue existing of user fee, connection fees and permit fees shall be deposited in the sewer utility.

3. Expenditures. All expenses for the operation, maintenance and improvement of the sanitary sewer system and sewer works shall be allocated directly to the sewer utility.

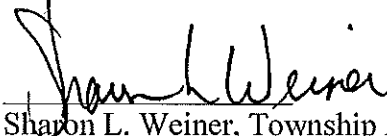
Section 2. Except as hereby amended, the Code of the Township of Livingston shall remain in full force and effect.

Section 3. This Ordinance shall take effect upon final passage and upon twenty days after publication in accordance with the law.

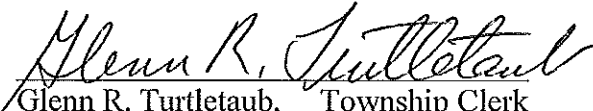


Stephen A. Santola, Township Mayor

Approved as to form:



Sharon L. Weiner, Township Attorney



Glenn R. Turtleaub, Township Clerk

Introduced: 5/7/07

Adopted: 5/21/07