

**ORDINANCE NO. 36-2009**

ORDINANCE OF THE TOWNSHIP OF LIVINGSTON AMENDING  
CHAPTER 251 ARTICLE 2 OF THE REVISED GENERAL ORDINANCES OF THE  
TOWNSHIP OF LIVINGSTON GOVERNING CHARGES FOR SEWER

**BE IT ORDAINED** by the Township Council of the Township of Livingston, County of Essex, State of New Jersey that Chapter 251 Article 2 Sections 11, 12 and 13 are hereby amended as follows:

*Italicized and bold language is added*, [deleted language is in brackets]:

**Section 251-11.**

A. The owner of each and every residential dwelling unit located on a street served by a Township sanitary sewer line shall pay to the Township a minimum sewer rental of [~~\$14~~] **\$16.40** per year[, together with an annual surcharge of \$94,] from the date said sewer line becomes available for service regardless of whether or not said residential dwelling unit is connected to said sewer line. If a residential dwelling unit is constructed on a street already served by a Township sanitary sewer line, the owner shall pay to the Township this minimum sewer rental [and surcharge] from the date that the occupancy permit for that structure is issued.

B. The owner of each and every structure other than a residential dwelling unit located on a street served by a Township sanitary sewer line shall pay to the Township a minimum sewer rental of [~~\$22~~] **\$26** per year, from the date said sewer line becomes available for service regardless of whether or not said structure is connected to said sewer line. If a structure other than a residential dwelling unit is constructed on a street already served by a Township sanitary sewer line, the owner shall pay to the Township this minimum sewer rental from the date that the occupancy permit for that structure is issued.

**Section 251-12.**

A. The minimum sewer rental for each residential dwelling unit shall be due and payable in quarter-annual installments on the same dates as are the bills of the Township Water and Sewer Division for the corresponding geographical district. Where the quarterly billing does not embrace a full quarter, the owner shall be billed for the minimum rental at the rate of [~~\$0.15~~] **\$0.18** per day, but not to exceed [~~\$13.50~~] **\$15.80** for the portion of the quarter during which sewer rental was due.

[B. The surcharge for each residential dwelling unit shall be due and payable in quarter-annual installments on the same dates as are the bills of the Township Water Sewer Division for the corresponding geographical district. Each quarter-annual installment shall be in the amount of \$23.50.]

C. The minimum fees for each and every structure other than a residential dwelling shall be due and payable in quarter-annual installments on the same date as are the bills of the Township Water and Sewer Division for the corresponding geographical district. Where the quarterly billing does not embrace a full quarter, the owner shall be billed for the minimum rental at the rate of [~~\$0.22~~] **\$0.26** per day, but not to exceed [~~\$21.30~~] **\$24.95** for the portion of the quarter during which sewer rental was due.

**Section 251-13.**

A. In addition to the above minimum sewer fees, the owner of each and every residential dwelling unit or other structure or lot connected with the sanitary sewerage works shall pay to the Township an additional rental based on the amount of water used therein, which amount of water shall be deemed to constitute the volume of sewage that any given dwelling unit or structure delivers to the sanitary sewerage works. This additional rental shall be as follows, based on metered water consumption:

<b>Metered Water Consumption</b>	<b>Charge</b>
1 to 500 cubic feet	[\$6.75] <b>\$7.90</b>
Per 100 cubic feet:	
Residential dwelling unit	[\$1.69] <b>\$1.98</b>
All users other than residential dwelling units	[\$2.67] <b>\$3.13</b>

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

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

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CHARLES AUGUST, Mayor

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GLENN R. TURTLETAUB, Township Clerk

Approved as to form:

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SHARON L. WEINER, Township Attorney

Introduced:

Adopted: