

TOWNSHIP OF NEW HANOVER
COUNTY OF BURLINGTON
ORDINANCE 2016-04

AN ORDINANCE OF THE TOWNSHIP OF NEW HANOVER
ESTABLISHING A ROAD OPENING PROCEDURE

WHEREAS, the Township of New Hanover is responsible for promulgating regulations to protect Township Roads and Township road surfaces; and

WHEREAS, it has been determined by the Township Committee of the Township of New Hanover, by and through the recommendation of the Township Administrator, that it is necessary to create a fee structure and requirements for the administration of road opening permits.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of New Hanover that:

Section 1. Regulations and fees for road opening permits for Township Roads and Township Road surfaces shall be set forth as follows per the attached Road Opening Ordinance.

Section 2. This Ordinance shall take effect upon final passage and publication according to law.

Section 3. If any section, paragraph, subsection, clause, or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

Section 4. All ordinances or parts of ordinances of the Township of New Hanover heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect immediately upon adoption and publication of notice of adoption as provided by law.

ROAD OPENING ORDINANCE

§1. Permit required; application.

No person, firm, corporation or utility shall make an excavation in or tear up or in any way impair the surface of any improved

Township street for the laying, replacing or repairing of any water, gas or sewer pipe or for making any drain, laying telephone or electrical conduits or for the laying or replacing, repairing or changing of any stream or for any other purpose, without a written permit being first had and obtained from the Township Clerk.

The word "street" shall be intended to mean and include any road, street, highway, alleyway, thoroughfare or any other municipal right-of-way within the Township of New Hanover.

The application for such permit shall be made to the Clerk, in writing, signed by the applicant, specifying the place, kind of excavation and the time required to make the opening and backfill for the same.

§2. Excavation regulations.

A. The applicant shall keep the excavation properly guarded at day and night and shall have lights placed thereat and there maintained throughout the performance of the work and shall interfere as little as possible with travel along the street, and no greater part of any street shall be opened than shall be allowed by the Township Engineer.

B. The backfilling of trenches shall be performed by the party or parties making such opening or openings as set forth in this section and the Standard Detail Trench Restoration in Roadway included herein. All material returned shall be deposited in layers not exceeding 10 inches in depth and thoroughly rammed with tampers approved by the Township Engineer. Trench fill shall be in accordance with the detail annexed hereto or as directed by the Township Engineer. The trench, when filled, shall be level and flush with the finished grades of the road adjacent to the site of the opening.

C. It shall be unlawful for any person to place any stone, earth ashes, boards, tile or other pipe or any other material in or upon any street or in any ditch so as to interfere with the flow of water along the gutters of any street or ditch.

§3. Interference with flow of water in gutters.

It shall be unlawful for any person to place any stone, earth ashes, boards, tile or other pipe or any other material in or upon any street or in any ditch so as to interfere with the flow of water along the gutters of any street or ditch.

§4. Permit and Inspection fees.

Payment for a street opening permit shall be made in the amount based on the following schedule:

A. No permit shall be granted by the Township Clerk until the applicant has paid to her the sum as set forth in the fee schedule in cash, money order or certified check drawn to the order of the Township of New Hanover and paid with the application.

B. If the application for the street opening permit is not being processed as part of a site plan of subdivision application, a minimum review escrow deposit as set forth in the fee schedule shall be made by the application with the Township Clerk to cover the initial cost of engineering review. The review escrow will be required to be replenished as necessary.

C. An inspection escrow in an amount set forth in the fee schedule shall be posted with the Township Clerk after the application has been approved but before the street opening permit is issued. No road construction shall take place prior to the issuance of the permit, and no permit shall be issued prior to the posting of the necessary inspection escrows and engineering review escrows. In the event that the inspection costs incurred by the Township through the Township Engineer's office exceed the amount described above, then the same shall be required to be replenished; in the event that the inspection costs are less than the posted escrow, the balance shall be refunded to the applicant. All road work and repairs must conform to Township specifications.

D. The following fees are hereby established for:

- a. Street opening permit
 - i. Application fee: \$100.
 - ii. Application fee if not associated with site plan of subdivision: \$200.
 - iii. Initial inspection escrow: \$500.
- b. Driveway apron permit:
 - i. Initial driveway apron: \$100.
 - ii. Additional driveway apron on same property \$25 (per apron).
 - iii. Escrow if drainage or swale required \$500.

§5. Deposit for driving pipe under street.

When it is deemed unnecessary by the Engineer to excavate by breaking the surface of the road and the result can be obtained by driving pipes under the road, the same deposit must be made.

§6. Public and Private Utilities.

Any public utility, as defined in N.J.S.A. 48:13-2 et seq., and any private utilities may undertake street construction under a street opening permit conditioned upon said utility effectively restoring to its original condition any road or street within the Township opened or excavated by said utility and remedying any defects that may thereafter appear in such restoration or damage to the street surface or subsurface that may then or thereafter occur or appear by reason of such opening and otherwise comply with all other provisions of this article, and further conditioned for the payment to the Township of any moneys which the Township is obliged to expend in order to restore such road or street to its original condition or remedy any defects in such restoration or street damage then or thereafter caused by such excavation. In lieu of paying the permit application fees described above for each and every permit issued, the utilities may file with the Township Committee a bond in favor of the Township of New Hanover in the sum of \$5,000, issued by a surety company licensed to do business in the State of New Jersey, and in a form approved by the Township Solicitor, ensuring that the utility shall restore said roadways and streets to their original condition, and further conditioned for the payment to the Township of any moneys which the Township is obliged to expend in order to restore such street to its original condition should the utility fail to do so. Said bond shall not be considered to be filed unless and until approved by resolution of the Township Committee. Notwithstanding posting of the bond, each utility shall be required to pay the engineering review and inspection escrow fees set forth in § 4-B and C above.

A. In the event that, after a proper filing of the bond by the utility as set forth above, the utility shall fail to abide strictly by the provisions of this article, the Township Committee may, by resolution, revoke the privileges granted under its bond, return the bond to the utility and require payments specified in § 8 for all future road and street openings made by the utility. Nothing contained in this section shall be construed to relieve the utility of its obligation to obtain the permit provided for by this article for each subsequent opening.

B. Additional bond required. In the event that the estimated cost of restoring all or any openings for which permits

application is made shall, either alone or when combined with the cost of openings not restored to their original condition and accepted, exceed \$10,000, the utilities shall post additional bond to cover such excess openings.

§7. Supervision and Inspection of Certain Work.

No excavation or driving under the road will be allowed to be done in sheet asphalt, bituminous concrete, bituminous macadam, brick or concrete surfaces except in the presence of the Township Engineer or his authorized agent. Expenses for this inspection will be deducted from the amount deposited, in addition to the amount chargeable per the fee schedule set forth \$4 above.

§8. Excavation near roads.

A. No ditch shall be dug within 10 feet of any Township road without first obtaining the approval of the Township Engineer, which approval shall not be given unless, in his opinion, the ditch will not endanger the construction of the road which it will adjoin.

B. No existing ditch adjoining a Township road and within 10 feet thereof shall be excavated to a depth lower than that now existing without first obtaining the approval of the Township Engineer, which approval shall not be given unless, in his opinion, the lowering of the depth of the ditch will not endanger the construction of the road which it adjoins.

§8.1 Excavations prohibited following street improvements.

A. Whenever the Township Committee undertakes any action to provide for the paving or repaving of any street, the Township Clerk shall promptly mail a written notice thereof to each person owning sewers, mains, conduits or other utilities in or under said street or any real property, whether improved or unimproved, abutting said street. Such notice shall notify such persons that street opening permits or openings, cuts or excavations and permits for work to be done prior to such paving or repaving shall be submitted promptly in order that the work covered by the street opening permit may be completed not later than 45 days from the date of the governing body's action, whether same be by motion, resolution or ordinance. The Township Clerk shall also promptly mail copies of such notice to the occupants of all houses, buildings and other structures abutting said street for their information and to state agencies and departments or other persons who may desire to perform excavation work in said street.

B. Within said 45 days, every public utility company receiving notice as prescribed herein shall perform such excavation work,

subject to the provisions of this article, as may be necessary to install or repair sewers, mains, conduits or other utility installations. In the event that any owner of real property abutting said street shall fail within 45 days to perform such excavation work as may be required to install or repair utility service lines or service connections to the property lines, any and all rights of such owner or his successors in interest to make openings, cuts or excavations in said streets shall be forfeited for a period of five years from the date of enactment of said ordinance, resolution or the passage of such motion. During said five-year period, no street opening permit shall be issued to open, cut or excavate in said street unless, in the judgment of the Township Engineer, an emergency, as described in § 8.2 below, exists which makes it absolutely essential that the street opening permit be issued.

C. Every Township department or official charged with responsibility for any work that may necessitate any opening, cut or excavation in said street is directed to take appropriate measures to perform such excavation work within said forty-five-day period so as to avoid the necessity for making any openings, cuts or excavations in the new pavement in said Township street during said five-year period.

§8.2 Emergency excavations.

In the event of any emergency in which the sewer, main, conduit or utility in or under any street breaks, bursts or otherwise is in such condition as to immediately endanger the property, life, health or safety of any individual, the person owning or controlling such sewer, main, conduit or utility, without first applying for and obtaining a street opening permit, shall immediately take proper emergency measures to cure or remedy the dangerous conditions for the protection of property, life, health and safety of individuals. However, such a person owning or controlling such facility shall apply for a street opening permit not later than the end of the next succeeding day during which the Township Clerk's office is open for business and shall not proceed with permanent repairs without first obtaining a street opening permit under this article.

§9. Violations.

A. Maximum penalty. Any person, firm or corporation violating or contributing in any way to the violation of this article, or any part thereof, shall, upon conviction thereof, be punished by a fine not exceeding \$1,000, or a combination of punishments as the Municipal Judge may, in his or her discretion, deem appropriate and just.

B. Separate violations. Each and every day in which a violation of any provision of this article exists shall

constitute a separate violation; and each and every permit issued or applied for hereunder shall be deemed separate and apart from any other permit, notwithstanding that same may have been sought at the same time or seriatim.

C. Minimum penalty. There shall be a minimum penalty of a fine fixed at an amount not exceeding \$250.

D. Costs of suit/reasonable attorneys fees. In the event that the Township is forced to institute suit to compel compliance with the terms of this article, then and in that event the party against whom suit is filed, and/or the party deemed responsible for the remedies sought by the Township, shall be responsible for all of the Township's reasonable attorneys fees and costs incurred in instituting and pursuing said litigation.

TOWNSHIP OF NEW HANOVER


Dennis Roohr, Mayor

Attest:


Adel Gianaris, Deputy Clerk

TOWNSHIP OF NEW HANOVER
NOTICE OF PENDING ORDINANCE
Ordinance No. 2016-04

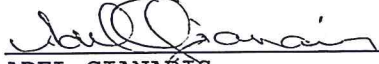
AN ORDINANCE OF THE TOWNSHIP OF NEW HANOVER ESTABLISHING A ROAD
OPENING PROCEDURE

Take Notice that the Ordinance identified above which creates a procedure to obtain road opening permits has been adopted on first reading by the Township Committee of the Township of New Hanover, County of Burlington, State of New Jersey, during a public meeting held on June 14, 2016. It will be considered for final passage after public hearing to be held on June 28, 2016, at 6:30 p.m. in the Municipal Complex, Council Chambers, 2 Hockamick Road, Cookstown, New Jersey.

The Ordinance will take effect immediately upon adoption and publication as required by law.

Copies of the full ordinance are on file with the Township Clerk of the Township of New Hanover in the Municipal Complex. Copies may be obtained free of charge on request and a copy is posted on the municipal bulletin board in the Municipal Complex at 2 Hockamick Rd, Cookstown, New Jersey.

I, Adel Gianaris, Deputy Clerk of the Township of New Hanover, Burlington County, New Jersey, do hereby certify the foregoing to be a true and exact copy of the ordinance which was finally adopted by the Township Committee at a meeting held on the 28th day of June, 2016.


ADEL GIANARIS
DEPUTY TOWNSHIP CLERK

Township of New Hanover
Ordinance No. 2016-04

Record of Vote (First Reading - June 14, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			✓			
Murphy		✓	✓			
Peterla	✓		✓			
Rigney			✓			
Roohr			✓			

Township of New Hanover
Ordinance No. 2016-04

Record of Vote (Second Reading - June 28, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak		✓	✓			
Murphy	✓		✓			
Peterla			✓			
Rigney			✓			
Roohr			✓			

TOWNSHIP OF NEW HANOVER

COUNTY OF BURLINGTON

ORDINANCE 2016-03

*Per direction of Township Attorney, Ordinance 2016-03 was voided
and the public hearing was not held on June 14, 2016*

**NEW HANOVER TOWNSHIP
ORDINANCE NO. 2016-02**

**AN ORDINANCE OF THE TOWNSHIP OF NEW HANOVER
AMENDING ORDINANCE 2012-04**

BE IT ORDAINED by the Township Committee of the Township of New Hanover in the County of Burlington, State of New Jersey, as follows:

SECTION 1. There is hereby appropriated from the Township Capital Improvement Fund of the Township of New Hanover Two Hundred Twenty Five Thousand Dollars (\$225,000) to be used for costs of acquisition, and architect's fees, accounting, engineering and inspections costs, legal expenses, costs of authorizing, selling and issuing obligations, preliminary planning, test and survey expenses, and a reasonable proportion of the compensation and expenses of employees of the Township, as well as the costs of the construction, acquisition and improvement of Nash Park and Cookstown Village Green / General Godfrey House property.

SECTION 2. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provisions as adjudged, and the remainder shall be deemed valid and effective.

SECTION 4. This Ordinance shall take effect upon its final adoption and publication in accordance with New Jersey law.

TOWNSHIP OF NEW HANOVER

Attest:


Adel Gianaris
Township Acting Clerk

By: 
Dennis Roohr, Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township Committee at a meeting held on January 1, 2016. A public hearing on the final passage and adoption of the Ordinance will be held on February 9, 2016 at 7:30 P.M. in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Any one wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Acting Clerk

Township of New Hanover Ordinance No. 2016-02

Record of Vote (First Reading – January 01, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak		x	x			
Murphy			x			
Peterla			x			
Ivins	x		x			
Roohr			x			

Township of New Hanover Ordinance No. 2016-02

Record of Vote (Second Reading – February 09, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			X			
Murphy	X		X			
Peterla		X	X			
Ivins			X			
Roohr			X			

**NEW HANOVER TOWNSHIP
ORDINANCE NO. 2016-01**

**AN ORDINANCE OF THE TOWNSHIP OF NEW HANOVER
AMENDING CHAPTER 164 "VEHICLES AND TRAFFIC" OF THE NEW
HANOVER TOWNSHIP CODE FOR LOWERING THE SPEED LIMITS OF
PORTIONS OF BUNTING BRIDGE ROAD**

WHEREAS, pursuant to N.J.S.A. 39:4-8, the Township of New Hanover has the authority to regulate the speed limit of those streets under the Township's jurisdiction; and

WHEREAS, the Township Committee, in the interest of safety, has determined to lower the speed limit along portions of Bunting Bridge Road, in both directions; and

WHEREAS, the Township Engineer, in accordance with N.J.S.A. 39:4-8(b), had investigated the circumstances along portions of Bunting Bridge Road, pursuant to the engineers Certification dated December 15, 2015, attached hereto and made part hereof.

BE IT ORDAINED by the Township Committee of the Township of New Hanover, County of Burlington, State of New Jersey, that the Township Code be amended as follows:

SECTION ONE: §164-38 Schedule XVI: Speed Limits for Bunting Bridge Road are hereby amended to be the following:

<u>Street or Road</u>	<u>Speed Limit</u>	<u>Location</u>
Bunting Bridge Road-Zone 1	25 MPH	Between Main Street and 500 feet Beyond Kate Court in the easterly Direction
Bunting Bridge Road-Zone 2	35 MPH	From 500 feet beyond Kate Court In the easterly direction for a Distance of 2,500 feet
Bunting Bridge Road-Zone 3	50 MPH	From 3,000 feet beyond Kate Court in the easterly direction to the intersection with Brindletown Road

BE IT FURTHER ORDAINED that all signs which list the speed limit on Bunting Bridge Road to the contrary of the above be removed, and signs posting the speed limits of 25, 35 and 50 miles per hour be posted.

SECTION TWO: All Ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION THREE: If any section, paragraph, subdivision, clause or provision and the ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

SECTION FOUR: this ordinance shall take effect immediately upon final passage and publication according to law.

TOWNSHIP OF NEW HANOVER

Attest:


Adel Gianaris
Township Deputy Clerk

By: 
Dennis Roohr, Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township Committee at a meeting held on January 1, 2016. A public hearing on the final passage and adoption of the Ordinance will be held on February 9, 2016 at 7:30 P.M. in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Any one wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Deputy Clerk

Township of New Hanover Ordinance No. 2016-01

Record of Vote (First Reading – January 01, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak		✓	✓			
Murphy			✓			
Peterla			✓			
Ivins	✓		✓			
Roohr			✓			

Township of New Hanover Ordinance No. 2016-01

Record of Vote (Second Reading – February 09, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			✓			
Murphy	✓		✓			
Peterla			✓			
Ivins		✓	✓			
Roohr			✓			

**NEW HANOVER TOWNSHIP
ORDINANCE NO. 2016-02**

AN ORDINANCE AMENDING ORDINANCE 2012-03

BE IT ORDAINED by the Township Committee of the Township of New Hanover in the County of Burlington, State of New Jersey, as follows:

SECTION 1. Hereby appropriated from the Township Capital Improvement Fund of the Township of New Hanover to be used for costs of acquisition, and architect's fees, accounting, engineering and inspections costs, legal expenses, costs of authorizing, selling and issuing obligations, preliminary planning, test and survey expenses, and a reasonable proportion of the compensation and expenses of employees of the Township in connection with the construction, acquisition and improvement of Nash Park Improvement and Green Acres / General Godfrey House.

SECTION 2. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

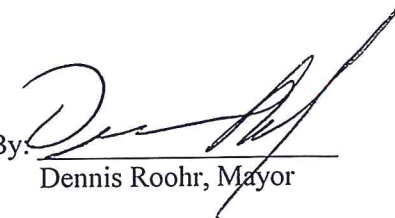
SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provisions as adjudged, and the remainder shall be deemed valid and effective.

SECTION 4. This Ordinance shall take effect upon its final adoption and publication in accordance with New Jersey law.

TOWNSHIP OF NEW HANOVER

Attest:


Adel Gianafis
Township Acting Clerk

By: 
Dennis Roohr, Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township Committee at a meeting held on January 01, 2016. A public hearing on the final passage and adoption of the Ordinance will be held on February 9, 2016 at 7:30 P.M. in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Any one wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Acting Clerk

Township of New Hanover
Ordinance No. 2016-02

Record of Vote (First Reading – January 01, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak	✓		✓			
Murphy			✓			
Peterla			✓			
Ivins		✓	✓			
Roohr			✓			

Township of New Hanover
Ordinance No. 2016-02

Record of Vote (Second Reading – February 9, 2016)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			✓			
Murphy	✓		✓			
Peterla		✓	✓			
Ivins			✓			
Roohr			✓			

**TOWNSHIP OF NEW HANOVER
COUNTY OF BURLINGTON
ORDINANCE 2017-03**

**AN ORDINANCE REPLACING CHAPTER 100 OF THE CODE OF THE TOWNSHIP OF
NEW HANOVER ENTITLED FLOOD DAMAGE PREVENTION ORDINANCE**

**SECTION 1.0
STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES**

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the Township Committee of the Township of New Hanover of Burlington County, New Jersey does ordain as follows:

1.2 FINDINGS OF FACT

- a) The flood hazard areas of the Township of New Hanover are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
- b) These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- a) Protect human life and health;
- b) Minimize expenditure of public money for costly flood control projects;
- c) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- d) Minimize prolonged business interruptions;
- e) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- f) Help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- g) Ensure that potential buyers are notified that property is in an area of special flood hazard; and
- h) Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

1.4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- a) Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- b) Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- c) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- d) Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- e) Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

SECTION 2.0 DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

AO Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

AH Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone

Appeal — A request for a review of the Township's local Administrator's interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO or AH zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard — Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1-A30, AE, A99, or AH.

Base Flood — A flood having a one percent chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Development — Any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Existing Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- a) The overflow of inland or tidal waters and/or
- b) The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing — Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

Historic Structure — Any structure that is:

- a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c) Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

Lowest Floor — The lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Recreational Vehicle — A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Start of Construction — (For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348)) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of pilings, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a) Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- b) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

Violation — The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

SECTION 3.0

GENERAL PROVISIONS

3.1 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Township Committee of the Township of New Hanover of Burlington County, New Jersey.

3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the Township of New Hanover, Community No. 340108, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study, Burlington County, New Jersey (All Jurisdictions)" dated December 21, 2017.
- b) "Flood Insurance Rate Map for Burlington County, New Jersey (All Jurisdictions)" as shown on Index and panel(s) Flood Insurance Rate Maps (FIRMs) and the DFIRM panel numbers 34005C0170F, 34005C0190F, 34005C0195F, 34005C0282F, 34005C0301F, 34005C0302F, 34005C0306F, 34005C0307F, whose effective date is December 21, 2017.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at 2 Cookstown Road, Cookstown, New Jersey.

3.3 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$2,500.00 or imprisoned for not more than 90 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Township of New Hanover, from taking such other lawful action as is necessary to prevent or remedy any violation.

3.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

3.5 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- a) Considered as minimum requirements;
- b) Liberally construed in favor of the governing body; and,
- c) Deemed neither to limit nor repeal any other powers granted under State statutes.

3.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part of the Township of New Hanover, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

SECTION 4.0 **ADMINISTRATION**

4.1 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in section 3.2. Application for a Development Permit shall be made on forms furnished by the Township Clerk or Zoning Officer, as the case may be, and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- a) Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- b) Elevation in relation to mean sea level to which any structure has been floodproofed.
- c) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

4.2 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Zoning Officer or Construction Official (hereinafter "local administrator") is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

4.3 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the local administrator shall include, but not be limited to:

4.3-1 PERMIT REVIEW

- a) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- b) Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.

4.3-2 USE OF OTHER BASE FLOOD DATA

When base flood elevation data has not been provided in accordance with section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the local administrator shall obtain, review, and reasonably utilize any base flood elevation data available from a Federal, State or other source, in order to administer section 5.1 GENERAL STANDARDS.

4.3-3 INFORMATION TO BE OBTAINED AND MAINTAINED

- a) Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- b) Maintain for public inspection all records pertaining to the provisions of this ordinance.

4.3-4 ALTERATION OF WATERCOURSES

- a) Notify adjacent communities and the New Jersey Department of Environmental Protection, Bureau of Flood Control and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- b) Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

4.3-5 SUBSTANTIAL DAMAGE REVIEW

- a) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- b) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Bureau of Flood Control.
- c) Ensure substantial improvements meet the requirements of sections 5.1 GENERAL STANDARDS.

4.3-6 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in section 4.4.

4.4 VARIANCE PROCEDURE

4.4-1 APPEAL BOARD

- a) The Township Joint Land Use Board as established by the Township of New Hanover shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- b) The Township Joint Land Use Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the local administrator in the enforcement or administration of this ordinance.

- c) Those aggrieved by the decision of the Township Joint Land Use Board, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided in N.J.S.A. 40:55D-1 et seq.
- d) In passing upon such applications, the Township Joint Land Use Board shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - i. the danger that materials may be swept onto other lands to the injury of others;
 - ii. the danger to life and property due to flooding or erosion damage;
 - iii. the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - iv. the importance of the services provided by the proposed facility to the community;
 - v. the necessity to the facility of a waterfront location, where applicable;
 - vi. the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - vii. the compatibility of the proposed use with existing and anticipated development;
 - viii. the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - ix. the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - x. the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,
 - xi. the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- e) Upon consideration of the factors of section 4.4-1 d) and the purposes of this ordinance, the Township Joint Land Use Board may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- f) The local administrator shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

4.4-2 CONDITIONS FOR VARIANCES

- a) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items i.-xi. in section 4.4-1 d) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- b) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- c) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- d) Variances shall only be issued upon:
 - i. A showing of good and sufficient cause;
 - ii. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,

- iii. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in section 4.4- 1 d), or conflict with existing local laws or ordinances.
- e) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

SECTION 5.0

PROVISIONS FOR FLOOD HAZARD REDUCTION

5.1 GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, are required:

5.1-1 ANCHORING

- a) All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- b) All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

5.1-2 CONSTRUCTION MATERIALS AND METHODS

- a) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- b) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

5.1-3 UTILITIES

- a) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- b) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- c) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- d) For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

5.1-4 SUBDIVISION PROPOSALS

- a) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- b) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- c) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- d) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

5.1-5 ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two (2) exterior walls of each enclosed area, having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

5.2-3 MANUFACTURED HOMES

- a) Manufactured homes shall be anchored in accordance with section 5.1-1 b).
- b) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
 - i. Be consistent with the need to minimize flood damage,
 - ii. Be constructed to minimize flood damage,
 - iii. Have adequate drainage provided to reduce exposure to flood damage,
 - iv. The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement.

SECTION 6.0 **SEVERABILITY**

If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such a decision shall not affect the remaining portions of the Ordinance, which shall remain in full force and effect, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

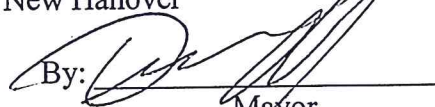
SECTION 7.0
ADOPTION

This Ordinance shall be effective on December 19, 2017 and shall remain in force until modified, amended or rescinded by the Township of New Hanover, Burlington County, New Jersey.

ENACTED AND ADOPTED by the Township Committee of the Township of New Hanover Township this 12th day of December, 2017.

ATTEST: Township Committee of the Township of New Hanover

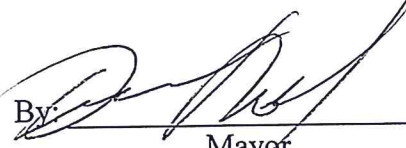

Township of New Hanover, Secretary

By: 
Mayor

APPROVED this 12th day of December, 2017., by the Mayor of New Hanover Township, NJ

ATTEST:


Township of New Hanover, Secretary

By: 
Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township committee at a meeting held on November 20, 2017. A public hearing on the final passage and adoption of the ordinance will be held on December 12, 2017 at 7:00 PM in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Anyone wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Deputy Clerk

Township of New Hanover Ordinance No. 2017-03

Record of Vote (First Reading – November 20, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			X			
Murphy	X		X			
Peterla			X			
Rigney		X	X			
Roohr			X			

Township of New Hanover Ordinance No. 2017-03

Record of Vote (Second Reading – December 12, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			X			
Murphy	X		X			
Peterla			X			
Rigney		X	X			
Roohr			X			

NEW HANOVER TOWNSHIP
ORDINANCE NO. 2017-01

AN ORDINANCE PRESCRIBING AND PROVIDING FOR THE EMPLOYMENT
AND COMPENSATION OF THE OFFICIALS AND EMPLOYEES OF THE
TOWNSHIP OF NEW HANOVER AS AMENDED, JANUARY 01, 2017

BE IT ORDAINED, by the Township Committee of the Township of New Hanover, County of Burlington, State of New Jersey as follows:

OFFICIALS AND EMPLOYEES. The following salary ranges are hereby established for the hereinafter named officials and employees of the Township of New Hanover:

<u>OFFICE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Member, Township Committee	\$ 3,400.00	\$ 10,000.00
Mayor	3,400.00	18,000.00
Chief Financial Officer	2,000.00	30,000.00
Tax Assessor	5,000.00	12,500.00
Deputy Tax Assessor	2,500.00	7,000.00
Registrar of Vital Statistics	500.00	2,000.00
Deputy Registrar of Vital Statistics	None	1,000.00
Secretary of Board of Health	None	1,500.00
Purchasing Agent	None	25,000.00
Township Administrator	None	75,000.00
Tax Collector	7,000.00	15,000.00
Tax Search Officer	300.00	1,000.00
Construction Official	5,000.00	15,000.00
Building Inspector	36.00 per hr	40.00 per hr
Fire Sub-Code Official	None	3,000.00
Zoning Official	None	2,500.00
Code Enforcement	None	2,500.00
Township Clerk	1,000.00	45,000.00
Deputy Township Clerk	None	40,000.00
Emergency Management Director	None	5,000.00
Emergency Management Deputy	None	3,000.00
Senior Citizen Coordinator	None	1,000.00
Public Agency Compliance Officer	None	20,000.00
Public Works Director	None	20,000.00
Treasurer	None	20,000.00
Secretary to Land Development Board	750.00	3,000.00
Deputy Financial Officer	1,000.00	15,000.00
Municipal Improvement Search Officer	300.00	2,500.00
Clean Communities Coordinator	None	1,000.00
Recycling Coordinator	None	2,000.00
New Hanover Twp Municipal Court Administrator	7,000.00	30,000.00
Violations Clerk	5,000.00	15,000.00
Deputy Municipal Court Administrator	None	4,000.00
Deputy Violations Clerk	None	2,000.00
Shared Court Administrator	None	7,000.00
Director of Public Safety	0.00	25,000.00
Police Sergeant First Class	40,000.00	74,000.00
Police Sergeant Second Class	20,000.00	50,000.00
Police Corporal	15,000.00	45,000.00
Police-Full Time	15,000.00	40,000.00
Police-Part Time	9.00	17.00 Per Hour
Police-Special Officer	9.00	15.00 Per Hour
Administrative Secretary	8.00/hr	16.00/hr

Clerk/Typist	9.00	12.00 Per Hour
Custodian	9.00	11.00 Per Hour
General Maintenance	9.00	12.00 Per Hour
Laborer	9.00	15.00 Per Hour
Receptionist	9.00	18.00 Per Hour
Township Solicitor	150.00	400.00 Per Meeting
Municipal Court Judge/Shared		
New Hanover Twp. & Wrightstown Borough	200.00	1,200.00 Per Court
Court Administrative Assistant	75.00	100.00 Per Court
Court Clerk Typist	10.00 Per hr	15.00 Per hour
Environmental Emergency Worker	15.00 Per hr	25.00 Per hour

SECTION 2. Each of the foregoing salaries shall be payable as follows:

Bi-Weekly: Township Deputy Clerk, Township Administrator, Police Sergeant First Class, All Inferior Police Officers, Registrar of Vital Statistics, Deputy Registrar of Vital Statistics, Clean Communities Coordinator, Recycling Coordinator, Stormwater Management Coordinator, Municipal Housing Liaison, Municipal Improvement Search Officer, Board of Health Secretary, Code Enforcement Officer, Land Use Board Secretary, Zoning Officer, Building Inspector General Maintenance and Laborer, New Hanover Twp Municipal Court Administrator, New Hanover Twp & Wrightstown Boro Shared Court Administrator, Deputy Municipal Court Administrator, Violations Clerk, Deputy Violations Clerk, and all clerical staff.
Monthly: Township Clerk, Court Clerk Typist, Court Assistance, Acting Purchasing Agent, Fire Inspector, Construction Official, Tax Collector, Tax Search Officer, Deputy Tax Assessor, Deputy Treasurer, Director of Public Safety, Chief Financial Officer, Treasurer, New Hanover Twp and Wrightstown Boro Municipal Court Judge, Deputy Registrar of Vital Statistics, Cleaning, Solicitor, Prosecutor, Public Defender.
Quarterly at the end of each Quarter: Township Committee, Mayor, Board of Health, Affirmative Action Officer, Senior Citizen Coordinator, Recreation Director, Emergency Management Director and Deputy OEM Director.

SECTION 3. Deputy Clerk term shall be one (1) year. Deputy Clerk shall have all power, duties and function of Clerk at direction of, or absence of Clerk.

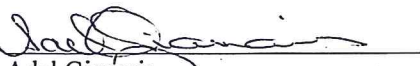
SECTION 4. Such salaries and wages shall be in lieu of all other fees or compensation provided by law for such offices, positions or employments which fee, when collected, shall be paid into the Township Treasury for the use of the Township.

SECTION 5. This Ordinance shall be effective immediately upon adoption and publication in accordance with New Jersey law.

SECTION 6. All Ordinances and parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency.

TOWNSHIP OF NEW HANOVER

Attest:


 Adel Gianaris
 Township Deputy Clerk

By: 
 Dennis Roohr, Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township committee at a meeting held on January 01, 2017. A public hearing on the final passage and adoption of the ordinance will be held on January 17, 2017 at 7:00 PM in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Anyone wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Acting Clerk

Township of New Hanover Ordinance No. 2017-01

Record of Vote (First Reading – January 1, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak		X	X			
Murphy			X			
Peterla	X		X			
Rigney			X			
Roohr			X			

Township of New Hanover Ordinance No. 2017-01

Record of Vote (Second Reading – January 17, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak			X			
Murphy		X	X			
Peterla			X			
Rigney	X		X			
Roohr			X			

**NEW HANOVER TOWNSHIP
ORDINANCE NO. 2017-02**

**CALENDAR YEAR 2017
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. 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 0.5% 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:4-45.15a 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 Mayor and members of Township Committee of the Township of New Hanover in the County of Burlington finds it advisable and necessary to increase its CY 2017 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 Mayor and members of Township Committee hereby determines that a 3.0% increase in the budget for said year, amounting to \$44,964.24 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and members of Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years;

NOW THEREFORE BE IT ORDAINED, by the Mayor and members of Township Committee of the Township of New Hanover, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Township of New Hanover shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$52,458.28, and that the CY 2017 municipal budget for the Township of New Hanover be approved and adopted in accordance with this ordinance; and,

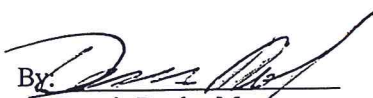
BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

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.

TOWNSHIP OF NEW HANOVER
Attest:


Adel Gianaris
Township Deputy Clerk

By: 
Dennis Roohr, Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township committee at a meeting held on March 21, 2017. A public hearing on the final passage and adoption of the ordinance will be held on April 11, 2017 at 7:00 PM in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Anyone wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Acting Clerk

Township of New Hanover Ordinance No. 2017-02

Record of Vote (First Reading – March 21, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak						X
Murphy			X			
Peterla		X	X			
Rigney	X		X			
Roohr			X			

Township of New Hanover Ordinance No. 2017-02

Record of Vote (Second Reading – April 11, 2017)

	Moved	Second	Yes	No	Abstained	Absent
Koshak					X	
Murphy		X	X			
Peterla			X			
Rigney	X		X			
Roohr			X			

**NEW HANOVER TOWNSHIP
ORDINANCE NO. 2018-01**

**CALENDAR YEAR 2018
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. 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:4-45.15a 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 Mayor and members of Township Committee of the Township of New Hanover in the County of Burlington finds it advisable and necessary to increase its CY 2018 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 Mayor and members of Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to \$15,512.08 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and members of Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years;

NOW THEREFORE BE IT ORDAINED, by the Mayor and members of Township Committee of the Township of New Hanover, in the County of Burlington, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Township of New Hanover shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$54,292.28, and that the CY 2018 municipal budget for the Township of New Hanover be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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.

ADOPTION

This Ordinance shall be effective on March 20, 2018 and shall remain in force until modified, amended or rescinded by the Township of New Hanover, Burlington County, New Jersey.

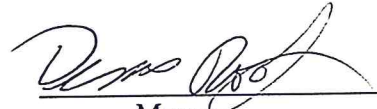
ENACTED AND ADOPTED by the Township Committee of the Township of New Hanover Township this 20th day of March, 2018.

APPROVED this 20th day of March, 2018., by the Mayor of New Hanover Township, NJ

ATTEST:



Township of New Hanover, Secretary



Mayor

NOTICE OF PUBLIC HEARING

The foregoing Ordinance was approved on first reading by the New Hanover Township committee at a meeting held on February 20, 2018. A public hearing on the final passage and adoption of the ordinance will be held on March 20, 2018 at 7:00 PM in the Council Chambers of the New Hanover Township Municipal Building, 2 Hockamick Road, Cookstown, New Jersey. Anyone wishing to be heard on the matter may appear in person or through counsel at the time and place aforesaid.

Adel Gianaris
Township Deputy Clerk

Township of New Hanover
Ordinance No. 2018-01

Record of Vote (First Reading – February 20, 2018)

	Moved	Second	Yes	No	Abstained	Absent
Koshak	X		X			
Murphy			X			
Peterla	X		X			
Rigney			X			
Roohr			X			

Township of New Hanover
Ordinance No. 2018-1

Record of Vote (Second Reading – March 20, 2018)

	Moved	Second	Yes	No	Abstained	Absent
Koshak	X		X			
Murphy			X			
Peterla		X	X			
Rigney			X			
Roohr			X			