

**BOROUGH OF PENNINGTON
ORDINANCE NO. 2012 - 9**

**ORDINANCE AMENDING CHAPTER 98 OF THE CODE
OF THE BOROUGH OF PENNINGTON CONCERNING FEES**

WHEREAS, Borough Council seeks to amend certain of the fees set forth in Chapter 98 of the Code of the Borough of Pennington;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Pennington, as follows:

1. Subsections A, B, C, E and F of Section 98-31, concerning retail food establishments, are amended as follows:¹

98-31. Retail food establishments.

License fees and related charges for retail food establishments as provided in Section 112-1 of this Code shall be:

A. Retail food establishments at a permanent location that prepare food: \$[120] 200 per year or any part thereof for establishments with fewer than 25 seats; \$250 per year or any part thereof for establishments with 25 or more seats.

B. Retail food establishments at a permanent location that sell only prepackaged food items: \$[60]75 per year or any part thereof.

C. Mobile food vendors: \$[60]75 per year or any part thereof.

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E. Establishments for temporary events and not licensed as permanent establishments: \$[30]50 per event or any part thereof.

F. Plan review fee required for all retail food establishments except those owned by charitable and/or nonprofit organizations: \$[120]150.

2. Section 98-33, concerning use of parks, is amended as follows:

98-33. Use of parks.

Fees for use of Borough parks as provided in Section 143-4 of this Code shall be:

A. Permit for use of park by documented nonprofit or Pennington resident: \$[25]50.

B. All others: \$[50]100.

3. Section 98-34, concerning trash pickup, is amended by adding the following new subsection C:

98-34. Trash pickup.

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C. Truck rental, if Borough truck is parked at the property overnight or for a weekend: \$200.

4. Subsection A of Section 98-35, concerning trash pickup for adjacent properties, is amended as follows:

¹As used in this Ordinance, underlining denotes new language; brackets [] indicate language to be deleted. Asterisks (* * * *) indicate the omission of one or more subsections of the quoted section from the text of the Ordinance because these subsections are intended to remain unchanged.

98-35. Adjacent properties.

Fees for trash pickup for non-taxpayers who are adjacent property owners pursuant to Section 172-13 of this Code shall be:

A. Per year for two thirty-gallon containers twice/week: \$[340]350. No container may exceed 40 pounds.

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5. Subsections A and B of Section 98-36, concerning snow and ice removal by the Borough, are amended as follows:

98-36. Snow and ice removal by Borough.

Computation of charges for the costs incurred by the Borough for removal and remediation of snow and ice on sidewalks pursuant to Section 177-3 of this Code shall be based on the following rates:

A. Equipment hourly rates, including the time required to mobilize and demobilize from the site, subject to a one-hour minimum, shall be as follows:

- (1) Snowblower: \$25.
- (2) Service truck: \$75.
- (3) Dump truck: \$100.
- (4) Deicer: cost plus 15%.

B. Labor hourly rates, including the time required to mobilize and demobilize from the site, subject to a one-hour minimum, shall be as follows:

- (1) Foreman: \$85.
- (2) Operator: \$75.
- (3) Laborer: \$65.

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6. Subsection A of Section 98-42, concerning standby fees for fire protection systems, is amended as follows:

98-42. Standby fees.

Quarterly standby fees for private fire-protection systems pursuant to Section 206-2 of this Code are as follows:

A. Quarterly standby fees for private fire-protection systems regardless of the rate or quantity of that service:

Size of Private Lines (inches)	Fee (per connection)
2	\$[119] <u>125</u>
3	\$[262] <u>300</u>
4	\$[439] <u>450</u>
6	\$[907] <u>925</u>
8	\$[1,545] <u>1,600</u>

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7. Subsections A and B of Section 98-44, concerning water and sewer tapping fees, are amended as follows:

98-44. Tapping fees.

Tapping fees pursuant to Section 206-4 of the Code are the following:

A. Water tapping fees.

(1) Water Type 1 (full service - full width) (30 feet or more): \$[2,807]3,000. Full service includes all inspection, excavation, bedding, backfill, pavement restoration, parts, equipment and labor to install a complete service connection to the curb stop located just beyond the curblin. Service connections exceeding 60 feet or located within county roads will be assessed additional fees on a case-specific basis.

(2) Water Type 2 (full service - half width): \$[2,400]2,500. Full service includes all inspection, excavation, bedding, backfill, pavement restoration, parts, equipment and labor to install a complete service connection to the curb stop located just beyond the curblin. Service connections located within county roads will be assessed additional fees on a case-specific basis.

(3) Water Type 3 (cut-in service): \$[800]1,000. Cut-in service includes only the physical tapping of the water main, including the corporation stop, equipment and labor. The applicant's plumber provides for the remainder of the service connection. Road opening and inspection fees apply.

Note: Taps one inch and smaller must be performed by the Borough. Taps greater than one inch must be performed by the applicant's plumber.

B. Sewer tapping fees.

(1) Water Type 1 (full service - full width) (30 feet or more): \$[2,400]3,000. Full service includes all inspection, excavation, bedding, backfill, pavement restoration, parts, equipment and labor to install a complete lateral connection to the cleanout located just beyond the curblin. Lateral connections exceeding 60 feet or located within county roads will be assessed additional fees on a case-specific basis.

(2) Water Type 2 (full service - half width): \$[1,900]2,500. Full service includes all inspection, excavation, bedding, backfill, pavement restoration, parts, equipment and labor to install a complete lateral connection to the cleanout located just beyond the curblin. Lateral connections located within county roads will be assessed additional fees on a case-specific basis.

(3) Water Type 3 (cut-in service): \$[800]1,000. Cut-in service includes only the physical tapping of the sewer main, including the tee saddle, equipment and labor. The applicant's plumber provides for the remainder of the lateral connection. Road opening and inspection fees apply.

Note: Lateral taps greater than four inches must be performed by the applicant's plumber.

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8. Section 98-47, concerning certain administrative fees, is amended by the following amendment of subsection F and the addition of the following new subsections G and H:

98-47. Administrative fees.

Administrative fees pursuant to Section 206-7 of the Code shall be charged as follows:

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F. House inspections: Regular fee - \$60; fee if less than 2 weeks notice - \$120.

G. Tanker of water: \$200 plus per-gallon charge for water in accordance with water rates.

H. Shutting off and turning on water at curb: \$100.

9. Subsection C of Section 98-51, concerning charges for costs incurred by Borough for grass cutting and lawn work pursuant Sections 136-7 and 136-8 of Borough Code, is amended as follows:

98-51. Charges for costs incurred by Borough for grass cutting and lawn work pursuant Sections 136-7 and 136-8 of Borough Code.

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C. For overtime (OT), a multiplier will be applied to labor rates equal to the highest applicable multiplier from the following:

- (1) Work before 7:30 a.m.: 1.5.
- (2) Work after 3:30 p.m.: 1.5.
- (3) Work on Saturday: 1.5.
- (4) Work on Sunday: 1.5.
- (5) Work on Borough-recognized holidays: 2.0.
- (6) Continuous work in excess of 12 hours: 2.0.

10. This Ordinance shall be effective upon its passage and publication as provided by law.

Introduced: July 10, 2012

Advertised: July 19, 2012

Public Hearing: August 6, 2012

Adopted: August 6, 2012

Published: August 16, 2012

ATTEST:

APPROVED:

Elizabeth Sterling, Borough Clerk

Anthony Persichilli, Mayor