

**BOROUGH OF GARWOOD
UNION COUNTY, NEW JERSEY
MUNICIPAL BUILDING
403 SOUTH AVENUE
GARWOOD, NJ 07027**

ORDINANCE 25-07

AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY CREATING NEW CHAPTER 134, ENTITLED “SEWERS”, ARTICLE X, “CHARGES TO RESIDENTIAL USERS”.

WHEREAS, the Borough of Garwood (the “Borough”) has previously adopted Chapter 134, Sewers, which sets forth the different regulations regarding sewers and fees in the Borough; and

WHEREAS, the Borough Council seeks to establish an annual user fee for use of the sanitary sewer system; and

WHEREAS, the user fees collected will be allocated towards the costs of operation and maintenance of the Borough sewer system; and

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Garwood that Chapter 134 (Sewers), Article X Charges to Residential Users, of the Borough Code of the Borough of Garwood is hereby created as follows (additions underscored, deletions ~~struck-through~~):

Article X Charges to Residential Users

134-47 Purpose

The purpose of this section is to impose an annual residential user fee, as hereinafter defined, on all residential users of the sanitary sewer system of the Borough of Garwood. “User fee” is defined as a fee levied upon all users of the sanitary sewer system towards the annual cost of operation and maintenance of the Borough of Garwood sanitary sewer system.

134-48 Definitions

Multifamily Residential

Two or more residential dwelling units on a single water meter.

Single-Family Residential

One residential dwelling unit on a single water meter.

Apartment Complex

Shall mean a building or group of buildings constituting a multiple dwelling, as defined by the State of New Jersey, containing three or more dwelling units or apartments, which are located within close proximity of each other and are owned by the same owner.

Rental Unit

Shall mean a dwelling unit which is available for lease or rental purposes and is meant to include individual apartments located within apartment complexes.

Owner

Shall mean any person or persons, firm, corporation, or officer thereof, partnership association or trust who owns, operates, exercises control over or is in charge of a rental facility.

134-49 User Fees

- A. Fees established will apply equally to each unit of a single-family residence, multifamily residence, or apartment complex, with a fee being assessed on a per unit basis. Each rental unit of an apartment complex shall be billed annually whether it is occupied or unoccupied. The owner of an apartment complex shall receive one bill for the total amount due for all units within an apartment complex annually. Each single-family home and unit of a multifamily home shall be billed annually whether it is occupied or unoccupied.
- B. Fees established:
1. \$100 per unit in 2025
 2. \$105 per unit in 2026
 3. \$110 per unit in 2027
 4. \$115 per unit in 2028
 5. \$120 per unit in 2029 and thereafter, unless amended by the Borough Council of the Borough of Garwood.
- C. Users shall be billed by the Borough under the criteria set forth herein.

134-50 Billing; late payments; rebates

- A. Billing of user fees. Residential users shall be billed annually by invoice mailed on or before June 1 of each year and due on July 1 of each year. The Borough Tax Collector is hereby designated as the collector of user fees herein.
- B. Late payments. Users will be subject to the payment of interest of 1.5% per month and penalties received after the due date.
- C. Rebates. Senior citizens eligible for the senior citizen deductions on their municipal property taxes, permanently and totally disabled persons who qualify for a senior or disabled person tax deduction on their municipal property, and veterans eligible for a veteran's tax deduction on their municipal property pursuant to the provisions of N.J.S.A. 54:4-8.44, N.J.S.A. 54:4-8.11, and N.J.S.A. 54:4-8.40 et seq., shall receive a deduction of \$25 from their sewer bills. Only one deduction, up to a maximum deduction of \$25, may be applied to a single-family residential home.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect after final passage and publication in accordance with applicable law.

Rejected Approved

Jen Blumenstock
 Jen Blumenstock, Mayor

3/13/25
 Date

Reconsidered by Council _____

Override Vote Yes ___ No ___

DATE OF INTRODUCTION: FEBRUARY 27, 2025

RECORDED VOTE OF COUNCIL																
	Date: 2/27/25					Date: 3/13/25					Date:					
	First Reading Introduction					Final Reading - Adoption					Tabled					
Council Member	M	S	Yay	Nay	NV	Ab	M	S	Yay	Nay	NV	Ab	M	S	Yay	Nay
Boto			✓						✓							
Foley	M		✓				S		✓							
Kearney			✓						✓							
Lazarow						✓						✓				
Padusniak			✓						✓							
Nolde	S		✓				M		✓							

✓ - Indicates Vote NV - Not Voting/Abstain AB - Absent M - Motion S - Seconded

This is to certify that this is a true and compared copy of an Ordinance adopted by the Council of the Borough of Garwood on March 13, 2025.

Jeannette Perry
 JEANNETTE PERRY, R.M.C.
 Municipal Clerk
 3/16/25



JEN BLUMENSTOCK
Mayor

NENNETTE PERRY, RMC
Borough Clerk
N-perry@garwood.org

Borough of Garwood
County of Union
403 South Avenue, Garwood, NJ 07027
(908) 789-0710
garwood@garwood.org

KARINA BOTO, Councilwoman
SEAN FOLEY, Councilman
MARC LAZAROW, Councilman
VINCENT KEARNEY, Councilman
CHASE PADUSNIAK, Councilman
CLARISSA NOLDE, Council President

PROOF OF INSERTION

State of New Jersey
County of Union

PUBLIC NOTICE
BOROUGH OF GARWOOD
NOTICE OF PENDING ORDINANCE
ORDINANCE NO. 25-07

Notice is hereby given that the following Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Garwood, in the County of Union, State of New Jersey, held on the 27th day February, 2025 and that said Ordinance will be taken up for further consideration for final passage at the meeting of said Borough Council to be held at its meeting room in the Municipal Building, 403 South Avenue, Garwood, New Jersey, on the 13th day of March, 2025 at 7:00 P.M. or as soon thereafter as said matters can be heard, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning the same. Copies of said Ordinances are available in full at the Office of the Municipal Clerk, Borough of Garwood Municipal Building, 403 South Avenue, Garwood, New Jersey 07027, and on the Borough website: https://garwood.org/gb_notices.

AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY CREATING NEW CHAPTER 134, ENTITLED "SEWERS", ARTICLE X, "CHARGES TO RESIDENTIAL USERS".

Summary: The Borough seeks to establish an annual user fee for use of the sanitary sewer system and the user fees collected will be allocated towards the costs of operation and maintenance of the Borough sewer system.

Nennette Perry, RMC
Municipal Clerk

1 T - 03/06/25, UC Hawk Fee: \$38.76

I, Nennette Perry, do hereby certify that an advertisement, of which the annexed is a true copy, was published in **The Hawk - Union County**, a newspaper published and circulated in Garwood Borough, County and State aforesaid, issue(s) as follow (s) to wit:

Certified this 6 day of March, 2025

Ord. 25-07 Creating New Chapter
134, "Sewers", Article X, Charges
to Residential Users

Published March 6, 2025

Certified this 6 day of March, 2025

Nennette Perry
Nennette Perry, Borough Clerk



JEN BLUMENSTOCK
Mayor

NENNETTE PERRY, RMC
Borough Clerk
N-perry@garwood.org

Borough of Garwood
County of Union
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SEAN FOLEY, Councilman
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CLARISSA NOLDE, Council President

PROOF OF INSERTION

State of New Jersey
County of Union

PUBLIC NOTICE

**BOROUGH OF GARWOOD
NOTICE OF ADOPTED ORDINANCE**

Notice is hereby given that the following Ordinance(s) were adopted on its second reading by the Borough Council of the Borough of Garwood, in the County of Union, State of New Jersey, at its regular meeting held on March 13, 2025, at 7:00 p.m. in the Municipal Building, 403 South Avenue, Garwood, New Jersey.

ORDINANCE NO. 25-07

AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY CREATING NEW CHAPTER 134, ENTITLED "SEWERS", ARTICLE X, "CHARGES TO RESIDENTIAL USERS".

Summary: The Borough seeks to establish an annual user fee for use of the sanitary sewer system and the user fees collected will be allocated towards the costs of operation and maintenance of the Borough sewer system.

ATTEST:
Nennette Perry, RMC
Municipal Clerk

1 T - 03/20/25, UC Hawk Fee: \$27.54

I, Nennette Perry, do hereby certify that an advertisement, of which the annexed is a true copy, was published in **The Hawk - Union County**, a newspaper published and circulated in Garwood Borough, County and State aforesaid, issue(s) as follow (s) to wit:

Certified this 24 day of March, 2025

Notice of Adopted Ordinance

Ord. 25-07 Amending Chapter 134

Article X, Charges to Residential

Users

Published March 20, 2025

Certified this 24 day of March, 2025

Nennette Perry
Nennette Perry, Borough Clerk