

TOWNSHIP OF MANALAPAN

ORDINANCE NO. 2020-20

AS AMENDED

AN ORDINANCE PROVIDING FOR THE TEMPORARY WAIVER OF CERTAIN FEES PERTAINING TO THE INSTALLATION OF GENERATORS

WHEREAS, On August 4, 2020, Tropical Storm Isaias resulted in many thousands of residents of the Township of Manalapan losing electrical power, some for an extended period of time; and

WHEREAS, the recent tropical storm is only the latest in a series of weather events that have resulted in substantial power outages throughout the Township of Manalapan; and

WHEREAS, as a result of the most recent incident, many residents and business owners in the Township of Manalapan have decided to install generators to provide their homes and businesses with electrical power during such power outages; and

WHEREAS, the Township Committee of the Township of Manalapan desires to encourage and incentivize its residents and business owners to install such generators; and

WHEREAS, the Township Committee further finds that it would be appropriate, for a limited period of time, in order to provide an additional incentive to its residents and business owners to install generators, to waive the Township portion of Construction

Code and Uniform Fire Code fees for the installation of generators at Township homes and businesses;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Manalapan, County of Monmouth, State of New Jersey, as follows:

SECTION ONE. The Township portion of any fee under the Uniform Construction Code and the Township portion of any fee under the Uniform Fire Code pertaining to the installation of a generator at any residential or commercial structure within the Township of Manalapan be and the same is hereby waived during the period of ~~August 4~~ March 16, 2020 through ~~October 5~~ October 30, 2020.

SECTION TWO. The aforesaid waiver shall apply to all permits issued for generators during the stated time period, whether or not the generator is actually installed during that time period.

SECTION THREE. The aforesaid waiver of fees shall apply to all permits issued for generators of any size to be installed within the Township of Manalapan.

SECTION FOUR. The portions of any fee payable under the Uniform Construction Code or the Uniform Fire Code to the State of New Jersey or any other entity besides the Township of Manalapan are not waived by the provisions of this Ordinance.

SECTION FIVE. The Township portion of all Uniform Construction Code or Uniform Fire Code fees collected in connection with the issuance of a permit for the installation of a generator between ~~August 4~~ March 16, 2020 and the date of adoption of this Ordinance shall be refunded to the permit holder.

SECTION SIX. The installation of such generators without permits and the inspections which result is dangerous to the public health, safety and welfare and the fine for the installation of a generator without appropriate permits shall be two thousand (\$2,000.00) dollars.

SECTION SEVEN. All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION EIGHT. If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION NINE. This Ordinance shall take effect immediately upon its passage and publication as required by law, retroactive to ~~August 4~~ March 16, 2020.

NOTICE OF PUBLIC HEARING

The Ordinance published herewith was introduced on first reading at a meeting of the Township Committee of the Township of Manalapan held on August 12, 2020 and was scheduled for a public hearing thereon to be held before the Township Committee of the Township of Manalapan on September 9, 2020 at 7:30 p.m. Prior to the scheduled public hearing on the aforesaid ordinance, the ordinance was amended and will be further considered for final passage after a Public Hearing thereon before the Township Committee of the Township of Manalapan during a meeting to be held on Wednesday, September 23, 2020 at the Municipal Complex, 120 Route 522 and Taylors Mills Road, Manalapan, New Jersey at 7:30 p.m. or as soon thereafter as the matter may be reached, or at any meeting to which that meeting may be adjourned, at which time any and all persons who may be interested therein will be given an opportunity to be heard.

The proposed Amended Ordinance in its entirety is on file in the Municipal Clerk's Office and copies may be obtained without charge between the hours of 8:30 a.m. and 4:30 p.m. Monday through Friday. A complete copy may also be obtained from the Manalapan Township web-site www.mtnj.org by clicking on the Ordinance title listed on the Agenda posted for the Township Committee meeting of September 23, 2020.

SHARI ROSE, RMC
Deputy Municipal Clerk