

ORDINANCE NO. 9-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING THE PROVISIONS CONCERNING DEVELOPMENT APPLICATION FEES AND ESCROW DEPOSITS

WHEREAS, Chapter 166 of the Code of the Township currently sets forth various requirements for development application fees and requirements for deposits to reimburse the Township for the cost of professional services in the review of development applications; and

WHEREAS, Subsection K. of Section 166-48. currently exempts Township projects and Board of Education projects from the payment of application fees and posting of bonds; and

WHEREAS, the Township Committee believes that Township projects and projects sponsored by the local Board of Education and the Hanover Park Regional High School District Board of Education should also be exempted from the requirement to reimburse the Township for the cost of professional services in the review of development applications; and

WHEREAS, the Township Committee desires to clarify that the applicability of the exemptions in Subsection K. include not only the Township government proper, but affiliated Township agencies.

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

Section 1. Subsection K. in Section 166-48., *Schedule of fees and deposits*, in Article VII, *Fees*, is hereby amended and supplemented to read as follows:

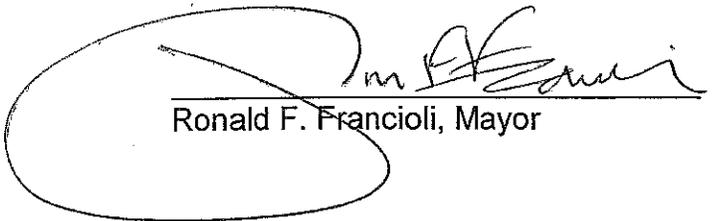
- K. Township projects exempted. Notwithstanding anything herein to the contrary, land use and development by the Township of Hanover, the Cedar Knolls Fire Department and First Aid Squad, the Whippany Fire Department, the Boards of Commissioners of Fire Districts 2 and 3, the Hanover Sewerage Authority and the Whippanong Library are not subject to requirements relating to fees, reimbursement of professional review costs and the posting of bonds otherwise required hereunder. In addition, development projects of the Township of Hanover, the local Hanover Township Board of Education and the Hanover Park Regional High School District Board of Education shall likewise be exempt from the payment of fees, reimbursement of professional review costs and the posting of bonds otherwise required pursuant to this chapter.**

Section 2. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 4. This ordinance shall take effect in accordance with the law.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY


Ronald F. Francioli, Mayor

ATTEST:


Joseph A. Giorgio, Township Clerk

DATE OF INTRODUCTION: March 13, 2014
DATE OF ADOPTION: April 10, 2014

I hereby certify the foregoing to be a true copy of a Resolution/Ordinance adopted by the Township Committee of the Township of Hanover at a Regular/Special Meeting held on the 10th day of April, 2014.


Joseph A. Giorgio, Township Clerk, R.M.C.