

ORDINANCE 2024-08

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, HEREBY REPEALING AND REPLACING CHAPTER 16 OF THE BOROUGH CODE ENTITLED - WATER AND SEWER

The following shall repeal and replace Chapter 16 of the Code of the Borough:

Chapter 16 WATER AND SEWER

16-1 WATER AND SEWER UTILITY

The water and sewer systems of the Borough are operated by the Borough as one (1) utility under the name and designation of "Borough of Island Heights Water and Sewer Utility." Under the provisions of this Ordinance, the Borough of Island Heights Water and Sewer Utility is the exclusive provider of water and sewer services to properties located within the Borough of Island Heights.

16-2 SUPERVISION OF WATER AND SEWER UTILITY

Subject to the provisions of this chapter and of such other Ordinances and Resolutions as may be adopted by the Governing Body, the Borough Director of Public Works shall exercise general supervision and control and shall be in direct general charge of the water supply system and the sewer system of the Borough, including all physical plants and property therewith.

16-3 WATER AND SEWER SERVICE RATES

The Borough of Island Heights Water and Sewer Utility shall be governed by this section as to the furnishing of water and sewerage service, both within and without the Borough.

A. Water Service Rates

Rates for Water Service for each water meter per quarter shall be as follows:

Rate Per Meter	Quarterly Allotment
\$100.00	7,000 Gallons

- B. Water usage in excess of the basic quarterly allotment of seven thousand (7,000) gallons per meter shall be charged to the user at a rate of \$3.25 for each 1,000 gallons of water used.
- C. The quarterly base rate for water shall be charged for each metered connection to the water system regardless of usage or status

D. Sewer Service Rates

Rates for Sewer Service per quarter for each connection to the Sewer System shall be as follows:

Rate Per Connection
\$140.00

- E. The quarterly base flat rate for sewerage shall be charged for each connection to the sewer system regardless of usage or status.

16-4 WATER AND SEWER UTILITY BILLING SCHEDULE

A. Water and Sewer Utility Charges shall be billed quarterly on the following dates:

1st Quarter: February 15 – Payment Due March 15th

2nd Quarter: May 15 – Payment Due June 15th

3rd Quarter: August 15 – Payment Due September 15th

4th Quarter: November 15 – Payment Due December 15th

If the payment due date falls on Saturday, Sunday or a Borough recognized Holiday, the payment due date shall be the next business day.

16-5 DELINQUENT WATER AND SEWER UTILITY ACCOUNTS

- A. Water and Sewer Utility Accounts not paid in full by the due date shall accrue interest at the rate of eighteen (18%) percent per year until paid in full.
- B. All unpaid water and sewer utility charges, along with interest thereon, shall become a lien upon the lands served thereby at the end of each year.

16-6 WATER SERVICE DISCONNECT/CONNECTION FEES

- A. Water Service Disconnects shall be performed at no cost for construction, renovation or other approved activities only by the Borough Public Works Department upon receipt of a written request from the property owner or their authorized agent. Upon receipt of a request from the property owner to restore said water service, a reconnection fee of \$800.00 shall be paid to the Borough prior the reconnection being performed by the Borough Public Works Department.
- B. All new connections to the Water Utility System shall be performed by the Borough Public Works Department with a service line brought to the utility right of way of the property to be connected. A new water service connection fee of \$5,000.00 plus the cost of the water meter shall be paid to the Borough for each new service connection to the water system.
- C. The water service connection on the applicant's property shall be completed by the property owner or a licensed plumber and inspected by the Borough Construction Office and/or the Director of the Borough Public Works Department.

16-7 WATER SERVICE SHUT OFFS AND ACTIVATIONS

- A. Water Service Shut Offs shall be performed at no cost and only by the Borough Public Works Department. Shut offs will be performed only upon written request from the property owner or their authorized agent. Upon request, the water service will be reactivated upon payment of a \$200.00 activation fee to the Borough.

16-8 WATER METERS

- A. All properties connected to the Borough Water System shall install a water meter provided by and owned by the Borough on each connection point to the water system. All costs related to the installation of the meter shall be borne by the property owner.
- B. It shall be the responsibility of property owners to protect Borough water meters from any damage. Replacement of damaged meters shall be billable to property owners.

- C. Any property owner who alters or tampers with any Borough water meter or who willfully damages any water meter shall upon conviction of a violation thereof be punishable by the penalty stated in Borough Code Chapter 1-5. The continuation of such violation for each successive day shall constitute a separate offense and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.
- D. Periodically, the Borough shall undertake the replacement of some or all water meters to assure ongoing accuracy and reliability in water metering. Property owners shall cooperate with the Borough in the replacement of said meters by providing access to their property upon receiving a water meter replacement notice from the Borough. After having received notice via certified mail and being given a period of thirty (30) days to allow access, property owners who fail or refuse to cooperate with the Borough in allowing property access for the replacement of water meters, shall receive an assessment of \$200.00 per quarter on their water/sewer utility bill. Said assessment shall continue until the property owner allows the Borough access to their property to complete the water meter replacement.

16-8 SEWER SERVICE CONNECTION FEES

- A. A Connection Fee of \$3,000 shall be paid to the Borough for each new connection to the Borough Sewer System.
- B. New connections to the Borough Sewer System shall be performed only by a licensed plumber acting on behalf of a property owner under the supervision of the Director of Public Works.
- C. The property owner making the new connection to the Borough Sewer System shall post a cash bond of \$3,000.00 at the time of application for connection. This cash bond shall assure the proper restoration of the street that is disturbed to complete the connection. The cash bond may be refunded to the property owner after a period of one hundred and eighty (180) days after completion of the connection, restoration of the street and inspection by the Director of Public Works.
- D. The property owner who is connecting to the Borough Sewer System must provide proof of Liability Insurance to the Borough with a minimum liability limit of one million dollars (\$1,000,000.00) and the Borough listed as an "other insured."

- E. Any damage caused by property owners or their agents/contractors to the Borough sewer system will be the responsibility of the property owner and repairs made by the Borough will be billable to the property owner.

16-9 WATER SYSTEM SUPPLY EMERGENCY

- A. The Mayor or his/her designee shall have the power to declare that a water system supply emergency exists in all or a portion of the Borough.
- B. Upon making such a declaration the Mayor shall notify the Director of the Department of Public Works, the Office of Emergency Management, Island Heights Fire Company, Island Heights Police Department and the residents of the Borough.
- C. Upon the Mayor declaring that a water system supply emergency exists, all residents shall be urged to observe voluntary indoor conservation measures.
- D. During the water system supply emergency, the Mayor may impose restrictions on any or all of the following outdoor water use activities in the Borough:
 - 1. Watering of lawns and plants
 - 2. Filling of pools
 - 3. Washing of cars and boats
- E. The water system supply emergency shall remain in effect until lifted by the Mayor or until the next meeting of the Mayor and Council at which time the water system supply emergency shall be reviewed for further action by the Governing Body.
- F. The Island Heights Police Department and the Borough Code Enforcement Officer shall enforce the water use restriction(s) imposed pursuant to this section during a water system supply emergency. Any person who violates the provisions of this section shall upon conviction thereof, be subject to the penalties stated in Borough Code Chapter 1-5.

16-10 DISCHARGES TO THE BOROUGH STORMWATER COLLECTION SYSTEM

- A. The discharge of stormwater from the construction and repair of facilities in the Borough is specifically regulated under Borough Code Chapter 29-3.
- B. The following discharges from properties in the Borough to the Stormwater Collection System are specifically permitted:
 - 1. Water line flushing and discharges from potable water sources
 - 2. Uncontaminated ground water from sources such as sump pumps and foundation or footing drains
 - 3. Air-conditioning condensation (excluding contact and non-contact cooling water)
 - 4. Irrigation water runoff from potable water sources or private irrigation wells
 - 5. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows
 - 6. Runoff from residential car or boat washing
 - 7. Swimming pool discharges
 - 8. Sidewalk, driveway and street wash water
 - 9. Flows from firefighting activities
 - 10. Runoff from the rinsing of beach maintenance equipment
 - 11. Runoff from the rinsing of equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods. Said rinsing of equipment is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

- C. This Code section shall be enforced by the Borough Police Department and the Borough Code Enforcement Officer.
- D. Any person who violates any of the terms or provisions of this section, shall, upon conviction thereof, be liable for the penalty stated in Chapter 1-5 of the Borough Code.

The foregoing Ordinance was duly adopted by the Mayor and Council at their Regular Meeting on August 13, 2024 in the Borough.

A handwritten signature in black ink, consisting of a large, stylized 'S' followed by a smaller 'A' and a long horizontal stroke extending to the right.

Sean Asay

Borough Clerk