**ORDINANCE 4-2016**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, amending Chapter II, “Administration,” chapter v, “animal control,” and chapter XI, “building and housing,” of the code of the borough of bloomingdale to update certain municipal fees**

**BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, as follows:

**SECTION 1**. Chapter II, “Administration,” Article VII, “Boards, Committees, Commissions, Utilities,” Section 2-64, “Board of Recreation Commissioners,” Section 2-64.11, “Fees for Recreational Programs” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

**2-64.11. Fees for Recreational Programs.**

a. With the advice and consent of the Mayor and Council, the Board shall have the ability to charge and collect fees ranging from $0.00 to one hundred fifty ($150.00) dollars from persons participating in the following Board sponsored recreational programs:

**Activity**

Summer Recreation, 1 Child Sign Up

Summer Recreation, 2nd Child Sign Up

Field Hockey (Spring Clinic (5 wks.) and Fall League (10 wks.))

**Activity**

Youth Gymnastics (8 wks.)

Pilates (10 wks.)

Soccer Camp

Basketball

Adult Badminton

Lego Techno Logics (10 wks.)

Playgroup − 10 wks.

Imagine With Music for Children Ages 3 1/2−5 1/2

Fun Fridays Program (Determined by Rec Commission)

Mommy & Me Gymnastics (Rolling Rascals) 10 wks.

Mommy & Me Art Class (Pint Sized Picassos) 10 wks.

Evening Art Class (Grades 1-4) 8 wks.

Parties

Zumba (ongoing per class or $10.00 per class)

Song & Dance (8 wks.)

 b. Recreation events scheduled by the Recreation Commission shall have a fee range of $0.00 to five hundred ($500.00) dollars as determined by the Recreation Commission.

 c. Any new programs and fees not hereinabove listed or changes to fees charged by the Board which are not in excess of two hundred fifty ($250.00) dollars shall hereafter be made by resolution of the Governing Body of the Borough.

 d. Use of any athletic fields owned or controlled by the Borough of Bloomingdale shall have the following fees:

 (i) Teams with five (5) or less Tri Boro resident members: $700

 (ii) Teams with six (6) to nine (9) Tri Boro resident members: $500

 (iii) Teams with ten (10) or more Tri Boro resident members: $0

**SECTION 2**. Chapter II, “Administration,” Article VIII, “Policies and Procedures,” Section 2-80, “Fees Charged for Municipal Services” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

### 2-80 FEES CHARGED FOR MUNICIPAL SERVICES.

 The Borough Clerk shall charge the following fees for providing the following services:

a. Copies of documents available to the public pursuant to the Open Public Records Act, N.J.S.A. 1A-1 et seq. are to be charged at the following rates: (1) $0.05 per page for letter sized pages and smaller; (2) $0.07 per page for legal sized pages and larger; (3) electronic records are to be provided free of charge via e-mail and fax; (4) $2.70 for recording manufacturer's recommended compact disk or $.60 for standard quality compact disc; and (5) the actual cost to provide records in another medium (i.e. computer disc, CD-ROM, DVD)

b. Black and White Street and/or Zoning Map $5.00

c. Color Zoning Map $8.00

d. 8-1/2 x 11 Color Zoning Map $0.50

d. Zoning Ordinance Package $10.00

e. Site Plan Ordinance Package $10.00

f. Master Plan $50.00

g. Assessment Search $10.00

h. Tax Search $10.00

i. Municipal Lien Search $10.00 for each property

 $2.00 for each continuation

 year (maximum of $8.00)

j. Search for Delinquent Properties $10.00

k. Search for Miscellaneous Tax Information $5.00

l. List of Property Owners within 200 feet $10.00 or $.25 per name

 (whichever is greater)

m. Duplicate Tax Sale Certificate $100.00

n. Duplicate Tax Bill $5.00 for first duplicate copy

 $25.00 for duplicate copy thereafter

o. Mailing of Notice of Tax Sale $25.00

p. Off-Duty Traffic Control Activities by Police Officers $65.00/hr.

Plus Administration Fee 25% of total fee

q. Photocopy of Tax Map $.75

r. Returned Check Fee $28.00

s. Tire Pickup and Disposal $5.00 per tire

t. Leaf Bags 3 for $1.00

u. Garage Sales $10.00

v. Permit to purchase a handgun $2.00

w. Permit to carry a handgun $5.00

x. Firearm Identification Card $5.00

y. Summer Junior Police Academy $25.00 to $50.00

z. Clothing Bins $10.00

aa. Online payment fees $10.00 or up to 5% of costs,

 whichever is greater

bb. Delivery of Topsoil/Mulch $50.00. Limit of 2 deliveries

 per resident annum

cc. Overnight Parking Permit $120.00 per annum

dd. Livestock Permit Fee $30 per annum

 The foregoing fees are in addition to fees for permits, information requests and services that may be charged by the Zoning Board of Adjustment, Planning Board, Construction Department and Recreation Commission and which have been codified in the Revised General Ordinances of the Borough of Bloomingdale.

**SECTION 3.** Chapter V, “Animal Control,” Section 5-14, “Fees,” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

### 5-14 FEES.

 The following fees shall be paid to the Borough in compliance with this chapter:

 a. *License and Registration Tag, Annual.*

 1. Dogs.

 (a) Neutered: twelve ($12.00) dollars.

 (b) Unneutered: twenty ($20.00) dollars.

 2. Cats.

 (a) Eight ($8.00) dollars.

 3. Late charge for dog or cat license and registration tag, effective March 1: ten ($10.00) dollars.

 4. Replacement dog or cat license and registration tag: five ($5.00) dollars.

 b. *Surrender Fees:* fifty ($50.00) dollars per animal.

 c. *Kennel License, Annual:*

 1. Ten (10) or fewer dogs: ten ($10.00) dollars.

 2. Greater than ten (10) dogs: twenty-five ($25.00) dollars.

 d. *Pet Shop, Annual:* ten ($10.00) dollars.

 e. *Potentially Dangerous Dog License and Registration Tag, Annually:* five hundred ($500.00) dollars.

 f. *Quarantines and Impounded Bite Cases*: twenty-five ($25.00) dollars a day.

 g. *Reclaim Fee:*

(i) First offense: Thirty ($30.00) dollars for the first day plus an additional five ($5.00) dollars per day for every day thereafter.

(ii) Second offense: Fifty ($50) dollars for the first day plus an additional five ($5.00) dollars per day for every day thereafter.

(iii) Third offense or greater: Seventy-five ($75) dollars for the first day plus an additional five ($5.00) dollars per day for every day thereafter.

 h. *Adoption Fees.* Vary based on the individual animal and will range from twenty-five ($25.00) dollars to two hundred fifty ($250.00) dollars.

 i. *Disposal of Dead Domesticated Animals:*

 1. Less than thirty (30) lbs.: fifty ($50.00) dollars.

 2. Between thirty (30) lbs. and fifty (50) lbs.: seventy-five ($75.00) dollars.

 3. Over fifty (50) lbs.: one hundred ($100.00) dollars.

 j. *Removal of Dead Animals and Release of Nuisance Wildlife Contained by Resident on Private Property:* twenty-five ($25.00) dollars.

 k. *Euthanasia of Quarantined Pets and, in Special Circumstances Owner Released Pets:*

 1. Pets weighing forty-nine (49) pounds and under; disposal fees plus thirty-five ($35.00) dollars.

 2. Pets weighing over forty-nine (49) pounds; disposal fees plus fifty ($50.00) dollars.

**SECTION 4.** Chapter XI, “Building and Housing,” Section 11-1, “State Uniform Construction Code Enforcing Agency,” Section 11-1.2, “Fees,” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

**11-1.2       Fees.**

       The fee for a construction permit shall be the sum of the subcode fees listed in the Fee Schedule hereunder, and shall be paid before the permit is issued.

**FEE SCHEDULE**

1A.  NEW STRUCTURE FEES:

I.        Use Groups B, H, I-1, I-2, I-3, M, E, R-1, R-2, R and U

          Volume of bldg.                cu. ft. x .070 = Volume Fee

II.      Use Groups A-1, A-2, A-3, A-4, F-1, F-2, S-1 S-2

          Volume of bldg.                cu. ft. x .040 = Volume Fee

III.     Commercial Farm Building

          Volume of bldg.                cu. ft. x .030 = Volume Fee

IV.     Use Groups B, H, I-2, I-3, M, E, R and U

          Minimum fee of one hundred ($100.00) dollars.

1B. RENOVATIONS, ALTERATIONS, REPAIR AND MINOR WORK FEES:

       A.    Estimated cost up to $50,000.00 — thirty dollars ($30.00) per $1,000.00

       B.    Portion of cost over $50,001.00 — twenty-two dollars ($22.00) per $1,000.00

       C.    For combination of work involving new structures and existing structure work the sum of the fees are computed separately as renovations/alterations/repairs and volume fees.

       D.    Installation or replacement of storage tanks up to 550 gallons for R uses —Residential one and two family dwellings — eighty-five dollars ($85.00)

       E.    Installation or removal of combustible liquid storage tanks over 550 gallons for R uses — Residential one and two family dwellings — one hundred dollars ($100.00)

       F.     Installation of underground storage tank: one hundred dollars ($100.00) per tank for all other use groups.

       G.    Taking tank out of service, altering the piping or otherwise modifying any installation: twenty-two dollars ($22.00) per $1,000.00 of estimated cost of removal.

       H.    Installation of Central Air conditioning units — twenty-eight dollars ($28.00) per $1,000.00.

       I.     Installation or removal of Geothermic or Photovoltaic systems — twenty-eight dollars ($28.00) per $1,000.00.

       J.     Minimum fee shall be eighty-five dollars ($85.00).

2.    PLUMBING FEES:

       A.    Total number of fixtures: thirty dollars ($30.00) per fixture.\*

       \* Fixtures to include all fixtures, pieces of equipment or appliances connected to the plumbing system and for each appliance connected to the gas piping or oil piping system, except as indicated below:

       B.    Total number of special devices: eighty dollars ($80.00) per device\*\*

       \*\* Special devices include grease traps, oil separators, refrigeration units, utility service connectors, backflow preventors (other than R-3/R-4), steam boilers, hot water boilers (excluding those for domestic water heating), active solar systems, sewer pumps, interceptors and fuel oil piping.

       C.    Installation of central air conditioners: eighty-five dollars ($85.00) per unit.

       D.    Minimum fee shall be eighty-five dollars ($85.00).

3.    ELECTRICAL FEES:

       A.    Electrical fixtures and devices\* - First 25 fee is seventy dollars ($70.00).

       B.    Increments of (10) additional fixtures and devices — twenty dollars ($20.00)

       \* Fixtures and devices to be counted for these items include lighting outlets, wall switches, smoke detectors, fluorescent fixtures, convenience receptacles or similar fixtures and motors or devices of one horsepower (HP) or one kilowatt (kW) or less.

       For C. through F. For calculating the following electrical fees all motors except those in plug-in appliances shall be counted, including control equipment, generators, transformers, and all heating, cooking or other devices consuming or generating electrical current.

       C.    Each motor or electrical device greater than one (1) HP and less than or equal to ten (10) HP; and for transformers and generators greater than 1 kW and less than or equal to 10 kW - fee is thirty dollars ($30.00) each.

       D.    Each motor or electrical device greater than 10 HP and less than or equal to 50 HP for each service panel, service entrance or subpanel less than or equal to 200 amperes, and for all transformers and generators greater than 10 kW and less than or equal to 45 kW and for each utility load management device — fee is seventy-five dollars ($75.00) each.

       E.    Each motor or electrical device greater than 50 HP and less than or equal to 100 HP; for each service panel, service entrance or subpanel greater than 200 amperes and less than or equal to 1,000 amperes, and for each transformer or generator greater than 45 kW and less than or equal to 112.5 kW — fee is one hundred thirty dollars ($130.00) each.

       F.     Each motor or electrical device greater than 100 HP; for each service panel, service entrance or subpanel greater than 1,000 amperes, and for each transformer or generator greater than 112.5 kW — fee is six hundred dollars ($600.00).

       G.    Installation of central air conditioning: eighty-five dollars ($85.00) per unit.

       H.    Minimum fee shall be eighty-five dollars ($85.00).

4.    ASBESTOS ABATEMENT FEE:

       A.    Fee shall be seventy dollars ($70.00) plus certificate of occupancy fee of fourteen dollars ($14.00).

5.    STANDPIPE FEE:

       A. Number of standpipipes fee is two hundred twenty-nine dollars ($229.00) each.

6.    FIRE EQUIPMENT AND HAZARDOUS EQUIPMENT:

       A.    Smoke Detectors, Heat Detectors and Carbon Monoxide Detectors: 1-6 detectors: seventy-five dollars ($75.00); each additional detector — twenty-five dollars ($25.00).

       B.    Sprinkler heads:

               1-20 heads                eighty dollars ($80.00)

               21-100 heads            one hundred sixty dollars ($160.00)

               101-200 heads          three hundred twenty dollars ($320.00)

               201-400 heads          six hundred forty dollars ($640.00)

               Over 400 heads        one thousand two hundred eighty dollars ($1,280.00)

       C.    Independent pre-engineered systems: one hundred twenty-five dollars ($125.00) per system

       D.    Gas or Oil fired appliance: eighty five dollars ($85.00) per appliance

       E.    Commercial Kitchen exhaust system: one hundred dollars ($100.00) per system

       F.     Incinerators: five hundred dollars ($500.00) per incinerator.

       G.    Crematoriums: five hundred dollars ($500.00) per crematorium

       H.    Fireplace installation or wood burning appliance: eighty dollars ($80.00) per appliance

       I.     Minimum fee shall be eighty-five dollars ($85.00).

 J. Smoke control system: eighty five dollars ($85.00) per system.

 K. Storage tanks: eighty five dollars ($85.00) per storage tank.

7.    DEMOLITION OR REMOVAL PERMITS:

       A.    For a structure less than 5,000 square feet in area and less than 30 feet in height, or one- or two-family residence (R-3, R-4 use), and for structures on farms: fee of one hundred dollars ($100.00).

       B.    All other structures over 5,000 square feet in area or more than two stories in height - fee of two hundred dollars ($200.00).

8.    SIGNS:

       A.    Two dollars ($2.00) per square foot of sign. (Double faced signs fee will be based on one side of face).

9.    CERTIFICATE OF OCCUPANCY FEES:

       A.    Fee shall be set in the amount of 10% of permit fees for new structures, with minimum of thirty-five dollars ($35.00) and maximum of two hundred dollars ($200.00).

       B.    The fee for a certificate of occupancy granted pursuant to a change of use group shall be two hundred dollars ($200.00).

       C.    The fee for a certificate of continued occupancy issued for all uses except R-3 under N.J.A.C. 5:23-2.23c shall be two hundred dollars ($200.00).

       D.    The fee for a temporary certificate of occupancy for all uses shall be fifty dollars ($50.00).

10. VARIATION:

       A.    The fee for an application for a Variation in accordance with N.J.A.C. 5:23-2.10 shall be five hundred ninety-four dollars ($594.00) for Class I structures, one hundred twenty dollars ($120.00) for Class II structures and Class III structures.

11.  LEAD HAZARD ABATEMENT:

       A.    The fee for lead abatement shall be one hundred forty dollars ($140.00).

       B.    The fee for lead abatement clearance certificate shall be fifty dollars ($50.00).

12. MISCELLANEOUS FEES:

       A.    For cross connections, backflow preventors, public swimming pools, spas and hot tubs that are subject to testing and require annual inspections, the fee shall be eighty dollars ($80.00).

       B.    In the case of discontinuance of work, all completed work will be computed. Any excess work will be refunded except 25% of excess for cost of permit fees and refunding.

       C.    All suspensions of permits pursuant to N.J.A.C. 5:23-2.16(b) will not be refundable in whole or in part.

       D.    The replacement of Residential one- and two-family dwelling mechanical equipment shall be a total of eighty-five dollars ($85.00) for each appliance.

       E.    Repeated failures by any subcode official that is determined by the Construction Official, to be repetitious in nature for the same work being done, may be subject to additional inspection fees of eighty-five dollars ($85.00) per inspection after three repeated failures to the work that is being done that is within that subcode's jurisdiction.

13.  STATE TRAINING FEES:

       A.    Fees shall be pursuant to the current regulations of N.J.A.C. 5:23-4.19, as may be amended from time to time.

14.  ENGINEERING FEES:

       A.    For engineering review: two hundred dollars ($200.00).

15.  SPECIAL OFF HOURS INSPECTION FEES:

       A.    Fees to be determined by the Construction Official prior to any inspection and to be determined based on request.

**SECTION 5.** All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 6**. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 7**. This law shall take effect immediately upon final passage, approval and publication as required by law.

**NOTICE**

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at an Official Meeting of the Governing Body of the Borough of Bloomingdale held in the Municipal Building on the 16th day of February 2016, and the same shall come up for final passage at an Official Meeting of the Governing Body to be held on the 1st day of March, 2016 at 7:00 P.M., at which time any persons interested shall be given the opportunity to be heard concerning said Ordinance.

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Jane McCarthy, RMC

Municipal Clerk