

CITY OF VINELAND

ORDINANCE NO. 2022-75

ORDINANCE AMENDING ORDINANCE 2019-57, AS AMENDED, CHAPTER 687, ARTICLE XVIII OF THE CODE OF THE CITY OF VINELAND ENTITLED RIGHTS RESERVED; RATES.

WHEREAS, on August 27, 2019, City Council adopted Ordinance 2019-57 setting forth rates to be charged for water services including connection fees to be charged for new connections to the Water Utility; and

WHEREAS, the Director has observed that many times the fees charged, which are based upon water usage calculations are, on many occasions, inaccurate as water usage is incorrectly estimated; and

WHEREAS, the Director has recommended that the Water Utility have the ability to review water usage after projects are phased in to determine if the applicant has paid their fair share towards the cost of the City water infrastructure; and

WHEREAS, City Council finds that it is fair and reasonable to review water usage to properly determine connection fees for a period of three years subsequent to the completion of any phase of construction and activation of water service.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Chapter 687, Article XVIII, Section 687-138 H (1) of the Code of the City of Vineland be deleted in its entirety and replaced as follows:

H. Connection fee.

- (1) A Water Connection Fee is initially required from a new connector to the Water Utility Distribution System. A connection fee represents a fair payment toward the total capital cost for developing the Water Distribution Infrastructure System as determined by ordinance or resolution of City Council. The Water Utility reserves the right to review the original submission of gallons per day usage verses actual gallons per day water usage of the established business for period of (3) years from the time of water service activation and adjust the original paid connection fee accordingly. Water Connection Fees of the established business will be recalculated when additional water service laterals at the business location are requested no matter what the time from post service activation. Multi-Phase projects are subject to review at the start of each phase for calculation of Water Connection Fees. . Multi-Phase projects are subject to review upon completion of each phase. All aforementioned time of water service activation terms, conditions and review of water usage apply to each phase of Multi-Phase projects. All Water Utility Fees are due in full prior to issuance of a building permit for single and Multi-Phase projects.

BE IT FURTHER ORDAINED that the balance of Ordinance 2019-57, Chapter 687, Article XVIII, Section 687-138 not amended hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any Ordinance or portion thereof be inconsistent herewith, such Ordinance or portion thereof shall be void to the extent of such inconsistencies.

CITY OF VINELAND

This Ordinance shall take effect upon adoption and publication according to law.

Passed first reading:

Passed final reading:

President of Council

Approved by the Mayor:

Mayor

ATTEST:

City Clerk