ORDINANCE NO. 20 - 2022

AN ORDINANCE PROVIDING FOR THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REPEAL OF CERTAIN FEES SET FORTH IN THE FEE SCHEDULE OF THE BOROUGH OF MORRIS PLAINS, CHAPTER 2, SECTION 2-46, IN THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972".

WHEREAS, municipalities are permitted to fix fees as prescribed by law or, under N.J.S.A. 40:48-1(4), for any service rendered by any officer or employee of the municipality in connection with his office or position, for which no specific fee is provided; and

WHEREAS, Chapter 2, Section 2-46, entitled "FEE SCHEDULE," of the Revised Ordinances provides that the Borough Council shall update and amend the Fee Schedule as needed; and

WHEREAS, the Borough Council is desirous of amending certain fees and establishing certain new fees, all as set forth in the Fee Schedule.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Morris Plains, they being the Governing Body thereof, as follows:

Section 1:

The FEE SCHEDULE of the Borough of Morris Plains set forth in Chapter 2, Section 2-46 of the aforesaid Revised Ordinances is hereby supplemented and revised with the repeal of the following fees:

FEE SCHEDULE

<table>
<thead>
<tr>
<th>Specific Provisions</th>
<th>Type of Fees, Charges or Rates</th>
<th>Fee</th>
</tr>
</thead>
</table>

Chapter 11, Fire Prevention

11-9 (a) Inspections and fees.

In addition to the inspection and fees required pursuant to the Uniform Fire Safety Act and the regulations of the Department of Community Affairs, the following additional inspection fees shall be paid to the Borough, provided that if any of the uses listed below is also a life hazard use, then the fee and frequency of inspection specified for the life hazard use shall apply:

1. Professional or office use common areas; or the common areas of multifamily dwellings having 3 or more dwelling units, per 8 dwelling units $ 45.00

2. Retail stores and other mercantile uses having not more than 4,000 square feet of gross floor area $ 45.00

3. Retail stores and other mercantile uses having more than 4,000 square feet but not more than 12,000 square feet of gross floor area $ 80.00

4. Professional and office uses having not more than 4,000 square feet of gross floor area $ 45.00
(5) Professional and office uses having more than 
4,000 square feet but not more than 12,000 
square feet of gross floor area $ 80.00

(6) Professional and office uses having more than 
12,000 square feet but not more than 20,000 square 
feet of gross floor area $ 150.00

(7) Professional and office uses having more than 
20,000 square feet of gross floor area $ 200.00

(10) Fire pump and pump buildings separate from 
primary buildings $ 40.00

(b) Additional inspections and fees

(1) Any building, structure, or premises requiring reinspection 
due to violations of the Uniform Fire Code, an additional 
inspection fee, which fee shall not include the penalty that 
may be assessed pursuant to the Uniform Fire Code for 
failure to abate violations $ 45.00

(3) Fire watch fee, per hour, for apparatus standby at a 
at a commercial building to establish water supply and/or

(5) Commercial fire alarm and suppression systems, annual 
fire prevention bureau registration $ 45.00

11-17 Residential smoke alarm, fire extinguisher, carbon monoxide sensor 
Inspection and issuance of certificate of compliance

(a) Requests received more than four business days prior to the 
change in occupant $ 60.00

(b) Requests received two to four business days prior to the 
change in occupant $ 65.00

(c) Requests received fewer than two business days prior to the 
change in occupant $ 75.00

(d) Reinspection fee $ 60.00

Chapter 16, Parks and Recreation Areas

16-2 Recreation fees

<table>
<thead>
<tr>
<th>Category</th>
<th>Early Registration from March 1 through May 9</th>
<th>From May 9</th>
</tr>
</thead>
<tbody>
<tr>
<td>(e) (i) Summer Rec, per child</td>
<td>$325.00</td>
<td>$375.00</td>
</tr>
</tbody>
</table>

16-8 Community Park pool fees

<table>
<thead>
<tr>
<th>Category</th>
<th>From March 1</th>
<th>New Residents After August 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Residents</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) Family [(parent(s) and child(ren)]</td>
<td>$ 400.00</td>
<td>$ 190.00</td>
</tr>
<tr>
<td>(2) Couple</td>
<td>$ 275.00</td>
<td>$ 145.00</td>
</tr>
<tr>
<td>(3) Single</td>
<td>$ 215.00</td>
<td>$ 110.00</td>
</tr>
<tr>
<td>(d) Nonresidents</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
(1) Family [(parent(s) and child(ren))] $  420.00
(2) Couple (husband and wife) $  335.00
(3) Single (11 years old or over) $  250.00
(4) Senior citizen
   (62 years old and over)
      (i) Single $  125.00
      (ii) Couple $  175.00
(g) Swimming lessons, per child, available for pool members only $  50.00

Chapter 18, Police Department

18-10 Services of off-duty law enforcement officers of the Borough of Morris Plains, rates of compensation and fees as follows:
   (a) Sunday through Saturday, per hour $  67.00
   (b) All hours beyond the written contractual assignment and all holidays observed by the State of New Jersey, per hour $  77.00

Section 2:
The FEE SCHEDULE of the Borough of Morris Plains set forth in Chapter 2, Section 2-46 of the aforesaid Revised Ordinances is hereby amended, supplemented and revised with the following increased and/or new fees:

FEE SCHEDULE

<table>
<thead>
<tr>
<th>Specific Provisions</th>
<th>Type of Fees, Charges or Rates</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chapter 11, Fire Prevention</td>
<td>Inspections and fees. In addition to the inspection and fees required pursuant to the Uniform Fire Safety Act and the regulations of the Department of Community Affairs, the following additional inspection fees shall be paid to the Borough, provided that if any of the uses listed below is also a life hazard use, then the fee and frequency of inspection specified for the life hazard use.</td>
<td></td>
</tr>
<tr>
<td>11-9</td>
<td>Professional or office use common areas; or the common areas of multifamily dwellings having 3 or more dwelling units, per 8 dwelling units</td>
<td>$  60.00</td>
</tr>
<tr>
<td></td>
<td>Retail stores and other mercantile uses having not more than 4,000 square feet of gross floor area</td>
<td>$  60.00</td>
</tr>
<tr>
<td></td>
<td>Retail stores and other mercantile uses having more than 4,000 square feet but not more than 12,000 square feet of gross floor area</td>
<td>$ 100.00</td>
</tr>
<tr>
<td></td>
<td>Professional and office uses having not more than 4,000 square feet of gross floor area</td>
<td>$  60.00</td>
</tr>
<tr>
<td></td>
<td>Professional and office uses having more than 4,000 square feet but not more than 12,000</td>
<td>$ 100.00</td>
</tr>
</tbody>
</table>
square feet of gross floor area

(6) Professional, office, retail and other mercantile uses having more than 12,000 square feet but not more than 20,000 square feet of gross floor area $ 150.00

(7) Professional, office retail and other mercantile uses having 20,001 square feet of gross floor area or more $ 200.00

(10) Fire pump and pump buildings separate from primary $ 50.00

(b) Additional inspections and fees

(1) Any building, structure, or premises requiring reinspection due to violations of the Uniform Fire Code, an additional inspection fee, which fee shall not include the penalty that may be assessed pursuant to the Uniform Fire Code for failure to abate violations on second reinspection and any additional reinspection $ 45.00

(3) Fire watch fee, per hour, for apparatus standby at a commercial building to establish water supply and/or fire prevention bureau registration $ 50.00

(5) Commercial fire alarm and suppression systems, annual fire prevention bureau registration $ 50.00

11-17 Residential smoke alarm, fire extinguisher, carbon monoxide sensor Inspection and issuance of certificate of compliance

(a) Requests received more than four business days prior to the change in occupant $ 80.00

(b) Requests received two to four business days prior to the change in occupant $ 90.00

(c) Requests received fewer than two business days prior to the change in occupant $ 100.00

(d) Reinspection fee will be the same as the first inspection fee

Chapter 16, Parks and Recreation Areas

16-2 Recreation fees

<table>
<thead>
<tr>
<th>Early Registration</th>
<th>From March 1</th>
<th>From May 8</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>through May 8</td>
<td></td>
</tr>
<tr>
<td>(e) (i) Summer Rec</td>
<td>$350.00</td>
<td>$450.00</td>
</tr>
<tr>
<td>per child</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

16-8 Community Park pool fees

<table>
<thead>
<tr>
<th>From March 1</th>
<th>New Residents</th>
</tr>
</thead>
<tbody>
<tr>
<td>After August 1</td>
<td></td>
</tr>
</tbody>
</table>

(a) Residents

<table>
<thead>
<tr>
<th></th>
<th>$</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Family (parent(s) and child(ren))</td>
<td>425.00</td>
<td>190.00</td>
</tr>
<tr>
<td>(2) Couple</td>
<td>300.00</td>
<td>145.00</td>
</tr>
<tr>
<td>(3) Single</td>
<td>225.00</td>
<td>110.00</td>
</tr>
</tbody>
</table>

(d) Nonresidents

<table>
<thead>
<tr>
<th></th>
<th>$</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Family (parent(s) and child(ren))</td>
<td>475.00</td>
<td></td>
</tr>
<tr>
<td>(2) Couple (husband and wife)</td>
<td>385.00</td>
<td></td>
</tr>
<tr>
<td>(3) Single (11 years old or over)</td>
<td>300.00</td>
<td></td>
</tr>
</tbody>
</table>
(62 years old and over)

(i) Single $ 150.00
(ii) Couple $ 225.00

(g) Swimming lessons, per child, available for pool members only $ 100.00

Chapter 18, Police Department

18-10 Services of off-duty law enforcement officers of the Borough of Morris Plains, rates of compensation and fees as follows:

(a) Sunday through Saturday, per hour $ 85.00
(b) All hours beyond the written contractual assignment and all holidays observed by the State of New Jersey, per hour $ 95.00
(c) Third party administrative fee- The Borough will be permitted to add a reasonable third-party administrative fee

Section 3:

All other provisions of the aforesaid FEE SCHEDULE, Chapter 2, of the Revised Ordinances shall be unaffected and are hereby continued.

Section 4:

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5:

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid by a Court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance.

Section 6:

This Ordinance shall take effect immediately after final passage and publication.

Introduced: December 15, 2022
Adopted: December 29, 2022

/s/ Jason Karr