

ORDINANCE NO. 17 - 2023

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

Specific Provisions	Type of Fees, Charges or Rates	Fee
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.	
	(1) Professional or office use common areas; or the common areas of multifamily dwellings having 3 or more dwelling units, per 8 dwelling units	\$ 60.00
	(2) Retail stores and other mercantile uses having not more than 4,000 square feet of gross floor area	\$ 60.00

	(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	\$ 100.00
	(4) Professional and office uses having not more than 4,000 square feet of gross floor area	\$ 60.00
	(5) Professional and office uses having more than 4,000 square feet but not more than 12,000 square feet of gross floor area	\$ 100.00
	(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
	(8) Each additional 4,000 square feet over 20,000 square feet of gross floor area	\$ 25.00
	(9) Parking garage/decks, open and enclosed, unlimited number of levels and parking spaces	\$100.00
	(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
	(2) Fire watch fee, per hour, per inspector and/or firefighter	\$ 40.00
11-10A	The permit fees established by the Uniform Fire Code shall be incorporated and adopted herein in their entirety as follows:	
	(a) Type 1(A), per year, unoccupied or vacant building, up to 11,999 square feet	\$ 54.00
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	
	(c) Tennis Key, first Key	\$ 25.00

16-8	Community Park pool fees	New Residents After August 1
(a)	Residents	
	(1) Family [(parent(s) and child(ren)]	\$ 425.00
	(2) Couple	\$ 300.00
	(3) Single	\$ 225.00
	(4) Senior Citizen (62 or older)	
	(i) Single	\$ 100.00
	(ii) Couple	\$ 150.00
	(5) Babysitter (with couple or Family membership)	\$ 100.00
(b)	Guests	
	(1) Single Guest Pass (adult or child)	\$ 10.00
(c)	Swim Team Pool Membership (residents only) (per child)	\$ 200.00
(d)	Nonresidents	
	(1) Family [(parent(s) and child(ren)]	\$ 475.00
	(2) Couple (husband and wife)	\$ 385.00
	(3) Single (11 years old or over)	\$ 300.00
	(4) Senior citizen (62 years old and over)	
	(i) Single	\$ 150.00
	(ii) Couple	\$ 225.00
	(5) Babysitter (with couple or (Family Membership)	\$ 100.00
(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
(e)	Third party administrative fee- The Borough will be permitted to add a reasonable third-party administrative fee	

App. A. 1-7	Miscellaneous Fees	
	(b) Police Department	
	(5) Issuance of firearm identification cards	\$ 2.00

Chapter 13, Land Development

Zoning Officer Reviews		
	(1) Fences, Residential	\$ 40.00

(2) Sheds, 100 square feet or less \$ 45.00

Appendix A , COMPILATION OF THE ORDINANCES OF THE BOROUGH BOARD OF HEALTH

Article 7: RETAIL FOOD ESTABLISHMENTS
Part B. LICENSING AND GENERAL PROVISION

5. The fees for mobile food establishments and temporary Food shall be as follows:

- (a) Temporary food establishments \$ 60.00
- (b) Mobile food establishments \$ 15.00

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

Specific Provisions	Type of Fees, Charges or Rates	Fee
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.	
	(1) Professional or office use common areas; or the common areas of multifamily dwellings having 3 or more dwelling units, per 8 dwelling units	\$ 65.00
	(2) Retail stores and other mercantile uses having not more than 4,000 square feet of gross floor area	\$ 65.00
	(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	\$ 115.00
	(4) Professional and office uses having not more than 4,000 square feet of gross floor area	\$ 65.00
	(5) Professional and office uses having more than 4,000 square feet but not more than 12,000 square feet of gross floor area	\$ 115.00
	(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	\$ 160.00
	(7) Professional, office retail and other mercantile uses having 20,001 square feet of gross floor area or more	\$ 225.00
	(8) Each additional 4,000 square feet over 20,000 square	

	feet of gross floor area	\$ 30.00
	(9) Parking garage/decks, open and enclosed, unlimited number of levels and parking spaces	\$125.00
	(10) Fire pump and pump buildings separate from primary	\$ 60.00
	(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	\$ 50.00
	(2) Fire watch fee, per hour, per inspector and/or firefighter	\$ 50.00
11-10A	The permit fees established by the uniform fire code shall be incorporated and adopted herein in their entirety as follows:	
	(a) Type 1(A), per year, unoccupied or vacant building, up to 11,999 square feet	\$ 60.00
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	\$ 85.00
	(b) Requests received two to four business days prior to the change in occupant	\$ 100.00
	(c) Requests received fewer than two business days prior to the change in occupant	\$ 125.00
	(d) Reinspection fee will be the same as the first inspection fee	

Chapter 16, Parks and Recreation Areas

16-2	Recreation fees			
	(c) Tennis Key, first Key			\$ 30.00
16-8	Pool Fees	Community Park Pool	Idlewild Pool	Dual Membership
	(a) Residents			
			New Residents After August 1	
	(1) Family [(parent(s) and child(ren)	\$ 425.00	\$ 190.00	\$ 425.00 \$ 550.00
	(2) Couple	\$ 300.00	\$ 145.00	\$ 300.00 \$ 425.00
	(3) Single	\$ 225.00	\$ 110.00	\$ 225.00 \$ 350.00
	(4) Senior Citizen (62 or older)			
	(i) Single	\$ 100.00	\$ 55.00	\$ 100.00 \$ 175.00
	(ii) Couple	\$ 150.00	\$ 65.00	\$ 150.00 \$ 275.00
	(5) Babysitter (with couple or Family membership)	\$ 100.00		\$ 100.00 (shared Membership)
	(b) Guests			
	(1) Single Guest Pass (adult or child)	\$ 10.00		\$ 10.00 \$ 10.00

(c)	Swim Team Pool Membership (residents only) (per child)	\$ 200.00	N/A	N/A
(d)	Nonresidents			
	(1) Family [(parent(s) and child(ren)]	\$ 475.00	\$ 475.00	\$ 600.00
	(2) Couple (husband and wife)	\$ 385.00	\$ 385.00	\$ 510.00
	(3) Single (11 years old or over)	\$ 300.00	\$ 300.00	\$ 425.00
	(4) Senior citizen (62 years old and over)			
	(i) Single	\$ 150.00	\$ 150.00	\$ 275.00
	(ii) Couple	\$ 225.00	\$ 225.00	\$ 350.00
	(5) Babysitter (with couple or (Family Membership)	\$ 100.00	\$ 100.00	(shared Membership)
(g)	Swimming lessons, per child, available for pool members only	\$ 100.00	N/A	N/A
	• There shall be a 10% active military discount for residents and non-residents			

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		\$ 88.00	
	(b) All hours beyond the written contractual assignment and all holidays observed by the State of New Jersey, per hour		\$ 98.00	
	(e) Third party administrative fee- The Borough will be permitted to add a reasonable third-party administrative fee			

App. A. 1-7	Miscellaneous Fees			
	(b) Police Department			
	(5) Issuance of firearm identification cards		\$ 5.00	
	(10) Application for permit to carry firearm		\$ 150.00	
	(11) Application for permit to purchase handgun or firearm		\$ 25.00	
	(m) Farmers Market			
	(1) Seasonal/Non-food Vendors		\$ 50.00	

Chapter 13, Land Development

Zoning Officer Reviews	(10) Fences, Residential	\$ 35.00
	(11) Sheds, 100 square feet or less	\$ 40.00

Appendix A , COMPILATION OF THE ORDINANCES OF THE BOROUGH BOARD OF HEALTH

Article 7:	RETAIL FOOD ESTABLISHMENTS Part B. LICENSING AND GENERAL PROVISION	
	The fees for mobile food establishments and temporary Food shall be as follows:	
	(a) Temporary food establishments	\$ 20.00

(b)	Mobile food establishments	\$ 50.00
(c)	Farmers/Seasonal Vendor	\$ 50.00

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 7, 2023

Adopted: December 21, 2023

/s/ Jason Karr