

ORDINANCE NO. 9, 2017

AN ORDINANCE AMENDING CHAPTER 119 CONSTRUCTION CODES, UNIFORM, SECTION 119-3 FEES OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey as follows:

SECTION 1: Chapter 119 Construction Codes, Uniform, Section 119-3 Fees, is hereby amended to reflect the following revisions:

F. The mechanical subcode fee shall be for all heat conversions on existing R-3, R-4, and R-5 single family dwellings and for installation of mechanical equipment in existing R-3, R-4, and R-5 single family dwellings only. A flat fee shall be \$175.

G. In order to provide for the training, certificate and technical support programs required by the Uniform Construction Code Act and the regulations, the enforcing agency shall collect, in addition to the fees specified above, a surcharge fee of \$0.00371 per cubic foot of volume of new construction and a surcharge fee of \$1.90 per \$1,000 for alterations, repairs, minor work, renovations, etc. The minimum permit surcharge fee shall be \$1. Said surcharge fee shall be remitted to the Department of Community Affairs on the dates as set forth in the Uniform Construction Code.

H. The enforcing agency shall and is permitted by the Uniform Construction Code to collect a fifteen-percent surcharge on any permits that would involve an off-site or third-party inspection agency. The enforcing agency shall report annually the total surcharge fee collected.

I. All fees and charges will be rounded off to the nearest dollar as permitted by the Uniform Construction Code. For example: \$1.01 shall be rounded off to equal \$1, and \$1.51 shall be rounded off to equal \$2.

J. Waiving of construction permit and enforcing agency fees for work done to promote accessibility by disabled persons. In accordance with N.J.S.A. 52:27D-126e, no person shall be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure or any of the facilities therein. Additionally, a disabled person, or a parent or sibling of a disabled person, shall not be required to pay any municipal fee or charge in order to secure a construction permit for any construction, reconstruction, alteration or improvement which promotes accessibility to his own living unit.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 3: Should any sentence, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 4: This ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

<i>FIRST READING:</i>	<i>October 11, 2017</i>
<i>PUBLICATION:</i>	<i>October 16, 2017</i>
<i>PASSAGE:</i>	<i>October 25, 2017</i>

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on, October 11, 2017 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on October 25, 2017.

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LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

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RICHARD L. DEPAMPHILIS, III, MAYOR