

ORDINANCE #17-23
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VIII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 8 “General Licensing”

WHEREAS, the Borough previously established Chapter 8, “General Licensing”, to provide a uniform set of procedures for administering the issuance, renewal and revocation of all licenses issued by the Borough, except alcoholic beverage licenses, dog licenses, and taxicab licenses; and,

WHEREAS, the Mayor and the Borough Council desire to amend the following sections of Chapter 8 as set forth below: (1) 8-4.4 (Fees); (2) 8-7.5 (License Fee); (3) 8-8.2 (License Fee); (4) 8-9.3 (a) & (b) (Application for License; Fee); (5) 8-10.2 (License Required; Fee); (6) 8-11.6 (License Fee); (7) 8-14.19 (Fees); (8) 8-15.4 (License Fees); (9) 8-16.4, 5 & 8 (License Fee; Application Procedure; Review); and (10) 8-17.2 (License Fee); and,

WHEREAS, the Mayor and the Borough Council desire to amend the aforementioned Sections of Chapter 8 to update certain fees associated with required licenses within the Borough and to create synergy between existing and updated Borough Ordinances; and,

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as ~~*strikeovers in italics*~~. Those sections of Section Chapter 8 that will remain unchanged are shown in normal type.

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows and shall be added and/or amended to reflect said changes:

SECTION ONE. Chapter 8, “General Licensing” shall be amended as follows:

1. **8-4.4 Fees.** The following fee shall be established for a solicitors and canvassers license issued in the Borough:

Annual solicitor/canvasser license ~~\$75.00~~ **\$100.00**

2. **8-7.5 License Fee.** The following fees shall be established for a Mechanical and Electronic Amusement Device License issued in the Borough:

a. Annual device license (1st unit)	\$100.00 <u>\$125.00</u>
b. Annual device license (additional unit)	\$30.00 <u>\$35.00</u>
c. Annual game room license	\$300.00
d. Annual license (after 7/1)	\$25.00 surcharge

<u>Late Fees</u>	<u>30 Days = Add'l \$50.00</u>
	<u>60 Days = Add'l \$100.00</u>
	<u>90 Days = Add'l \$200.00</u>

3. 8-8.2 License Fee.

a. The following fees shall be established for a Pool and Billiard Parlor License issued in the Borough:

1. Annual license (1st table) ~~\$100.00~~ **\$125.00**
2. Annual license (additional table) ~~\$25.00~~ **\$35.00**
3. ~~Annual license (after 7/1) \$25.00 surcharge~~

Late Fees: 30 days = Add'l \$50.00

60 days = Add'l \$100.00

90 days = Add'l \$200.00

4. Late Fees for Add'l Tables:

30 days = Add'l \$25.00

60 days = Add'l \$50.00

90 days = Add'l \$100.00

4. 8-9.3 Application for License; Fee.

a. All licenses shall be issued by the Clerk ~~in writing on approval of the Council and the~~ **upon** payment of the fee required for the license.

b. The following fees shall be established for a Barber Shop and Beauticians License issued in the Borough.

1. Annual license fee ~~\$3.00 per chair~~ **\$5.00 per chair**
2. ~~Annual license (after 7/1) \$25.00 surcharge~~

Late Fees: 30 days = Add'l \$5.00

60 days = Add'l \$10.00

90 days = Add'l \$20.00

5. 8-10.2 License Required; Fee.

a. No person shall operate a junk yard in the Borough without having first obtained a license from the Borough Clerk and paid the regular license fee.

b. The following fees shall be established for a Junk Yard License issued in the Borough:

1. Annual license (100 cars or less) ~~\$100.00~~ **\$200.00**
2. Annual license (more than 100 cars) ~~\$200.00~~ **\$400.00**
3. Annual license (no cars) ~~\$100.00~~ **\$200.00**
4. ~~Annual license (after 7/1) \$25.00 surcharge~~

Late Fees: 30 days = Add'l \$150.00

60 days = Add'l \$250.00

90 days = Add'l \$400.00

6. 8-11.6 License Fee. The following fees shall be established for a Stable License issued in the Borough:

a. ~~Annual license (10 horses or less) \$15.00~~ **Annual License (w/ 1 Horse) - \$30.00 in addition to \$20.00 per each additional horse.**

b. ~~Annual license (11 horses or more) \$150.00~~

Late Fees: 30 days = Add'l \$25.00 + \$15.00 for each add'l horse

60 days = Add'l \$50.00 + \$30.00 for each add'l horse

90 days = Add'l \$75.00 + \$50.00 for each add'l horse

c. ~~Annual license (after 7/1) \$25.00 surcharge~~

~~7. 8-14.19 Fees. The following fees shall be established for a Wreckers License issued in the Borough:~~

~~a. Each application shall be accompanied by an application fee of seventy five (\$75.00) dollars, plus an inspection fee for each vehicle to be licensed as follows:~~

~~1. First vehicle to be inspected \$25.00~~

~~2. Second through 5th vehicle \$15.00,
to be inspected per vehicle~~

~~3. For every additional vehicle \$10.00,
in excess of five (5) vehicles per vehicle~~

~~b. Prior to receipt of a license, each licensee shall pay an annual fee of one hundred fifty (\$150.00) dollars.~~

8. 8-15.4 License Fee. The following fees shall be established for a Trailer Camp License issued in the Borough:

a. Annual license \$200.00,
 (per trailer) ~~upon~~
 ~~application~~

\$1,000.00 per trailer

b. Annual license \$25.00
 (after 7/1) surcharge

Late Fees: 30 days = Add'l \$250.00

60 days = Add'l \$400.00

90 days = Add'l \$600.00

9. 8-16.4 License Fee. The following fees shall be established for a Transportable Use License issued in the Borough:

a.	Annual license (per trailer)	\$200.00 <u>\$300.00</u> upon application
b.	<i>Annual license (after 7/1)</i> <u>Late Fees</u>	\$25.00 <i>surcharge</i> <u>30 days = Add'l \$150.00</u> <u>60 days = Add'l \$250.00</u> <u>90 days = Add'l \$400.00</u>

8-16.5 Application Procedure. The applicant shall obtain the necessary application forms and materials from the Borough Clerk's office. The Borough Clerk shall then transfer the application to the Zoning Officer to review the application for compliance or noncompliance with the use requirements of Chapter XXVIII Zoning and the specific requirements of subsection 28-7.15 entitled Transportable Standards.

The Zoning Officer, upon determination of the absence of pre-existing use or structure status, will direct the applicant to the next appropriate reviewing body: (a) the Zoning Board of Adjustment for variance or site plan approval or (b) the Planning Board for site plan approval or recommendation. When more than a recommendation is required, all applicable development application fees shall be submitted in accordance with development application procedures.

A copy of the resulting resolution or recommendations shall then be submitted to the Borough Clerk from the Reviewing Board, attached to the original application form. *The whole package shall then be sent to the Mayor and Council for final review. The Mayor and Council may approve, deny or condition the transportable license and shall further establish the length of time for which the license will be valid.*

If the temporary transportable application fee is approved, the applicant shall submit the appropriate licensing fee to the Borough Clerk before a license will be issued.

8-16.8 Review. All applications pursuant to this section shall be reviewed by the appropriate Development Review Board in compliance with subsection 8-16.5 of this section. All appropriate fees required by these Boards shall apply. *Final review of all applications pursuant to this section shall be undertaken by the Mayor and Council and no license shall issue until approved by resolution of the Mayor and Council.*

10. 8-17.2 License Fee.

- a. The following fees shall be established for a Bowling Alley License issued in the Borough:

1. Annual bowling alley license \$100.00
2. Annual certificate fee ~~\$2.00~~ **\$10.00 per lane**
3. *Annual license (after 7/1)* ~~\$25.00~~ *surcharge*

Late Fees: **30 days = Add'l \$50.00**

60 days = Add'l \$80.00

90 days = Add'l \$125.00

- b. The application for license shall state the number of alleys which will be used.

SECTION 2. Severability Clause.

If any article, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. Repealer.

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions are hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCED/APPROVED ON FIRST READING

DATED: June 19, 2023

Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

Daniel Balka, Councilman
(Admin & Finance)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: July 17, 2023

Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

Daniel Balka, Councilman
(Admin & Finance)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2023.

Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

SEAN KEAN, ESQ., Borough Attorney