

**ORDINANCE NO. 09-2016**

**BOROUGH OF ROSELAND  
COUNTY OF ESSEX, STATE OF NEW JERSEY**

**AN ORDINANCE AMENDING CHAPTER XVII OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF ROSELAND ENTITLED  
“WATER AND SEWER”, IMPLEMENTING REQUIREMENTS FOR  
HYDRANT METER PERMITS**

**WHEREAS**, Section 17-3.3e., entitled “Hydrant Meter Deposit”, of Chapter XVII of the Revised General Ordinances of the Borough of Roseland entitled “Water and Sewer”, is limited in scope and outdated; and

**WHEREAS**, the Mayor and Council of the Borough of Roseland wish to update the ordinance by implementing requirements that are commensurate with current practice and by establishing fees that will encourage compliance;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Roseland that Section 17-3 “Service”, of Chapter XVII of the Revised General Ordinances of the Borough of Roseland entitled “Water and Sewer”, shall be amended as follows:

**SECTION I**

That section 17-3.2e., entitled “Hydrant Meter Deposit”, shall be deleted, and new section 17-3.3 entitled “Hydrant Meter Permit” shall be amended to add the following **thus** and to delete the following **thus**:

**CHAPTER XVII WATER AND SEWER**

**Article II Service**

**17-3 SERVICE.**

**17-3.1 No change**

**17-3.2 Meters and Meter Fees.**

- a. No change
- b. No change
- c. No change
- d. No change

**e. ~~Hydrant Meter Deposit. The hydrant meter deposit shall be fifty (\$50.00) dollars.~~**

### **17-3.3 Hydrant Meter Permit.**

Any Owner of Property located within the limits of the Borough of Roseland is permitted to apply to the Roseland Department of Public Works for a Hydrant Meter Permit in accordance with this section. Issuance of a Hydrant Meter Permit will be dependent upon the status of the water system and/or any water restrictions at the time of application. No hydrant meter will be permitted to be used during temperature periods below 45 degrees Fahrenheit. No Hydrant Meter Permit will be granted to a contractor.

a. *Permit Duration/Fees.* A Hydrant Meter Permit will be issued for a maximum of three (3) months. A non-refundable fee of one hundred fifty (\$150.00) dollars will be charged for the use of the meter. The meter will be installed on a hydrant as determined by Department of Public Works personnel and/or the Roseland Fire Chief or his designee.

b. *Appurtenances.* All associated devices or apparatus, such as valves, backflow devices, hoses, and nozzles used in conjunction with the meter, must be supplied by the permit holder.

c. *Hydrant Operation.* The hydrant must be operated in a manner described by the Department in association with this permit.

d. *Water Consumption Rates/Billing.* The user will be billed for all water recorded by the hydrant meter in conjunction with the Hydrant Meter Permit. The rates used to determine the charges will be billed in accordance with Section 17-8.1 of this Chapter.

e. *Lost/Stolen/Damaged Meters.* Any meter found to be damaged while being used under a Hydrant Meter Permit will result in a charge to the permit holder of eight hundred and fifty (\$850.00) dollars. Any meter provided in conjunction with a Hydrant Meter Permit that is lost, stolen or rendered inoperable will subject the permit holder to a water use charge based on two hundred thousand (200,000) gallons, charged at the current rate for potable water as per Ordinance. The current rate shall be defined as the rate in effect at the time of the notification of the meter loss by the permit holder.

### **SECTION II**

If any section of provision of this ordinance shall be invalid in any court the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

### **SECTION III**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

### **SECTION IV**

This ordinance shall take effect upon publication as provided by law.

DATE OF INTRODUCTION: July 19, 2016

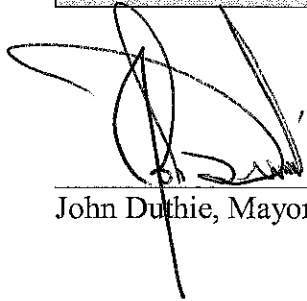
Motion to Introduce by: Councilman Tsilionis

Motion Seconded by: Councilman Leonard

Introduction Approved: 5-0 Roll Call Vote (Smith absent)

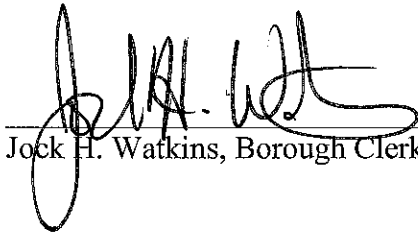
DATE OF ADOPTION: September 20, 2016

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Council President Jacobs	X		X				
Councilman Leonard			X				
Councilman Smith							X
Councilwoman Tolli			X				
Councilman Tsilionis							X
Councilman Vidovich		X	X				
Mayor Duthie (In case of tie)							
VOTE:			4	0			



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John Duthie, Mayor



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Jock H. Watkins, Borough Clerk

Date of Publication: September 29, 2016, The Progress