

LOWER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

RESOLUTION NO. 15-2011

RE: PROVIDING FOR MANDATORY CONNECTIONS OF ALL PROPERTIES TO THE LOWER TOWNSHIP MUNICIPAL UTILITIES AUTHORITY SEWER SYSTEM

WHEREAS, the Township of Lower (the "Township") pursuant to N.J.S.A. 40:14B-1 et seq. and by ordinance numbered 68-10, adopted July 4, 1968, established the Lower Township Municipal Utilities Authority (the "MUA"); and

WHEREAS, since that time the MUA has undertaken various capital projects constituting the MUA's Sewer System (the "Sewer System") and has provided sewer services connecting thereto.

NOW THEREFORE, BE IT RESOLVED, by the Lower Township Municipal Utilities Authority of the Township of Lower, in the County of Cape May, New Jersey as follows:

WHEREAS, the Township of Lower adopted Ordinance No. 68-15, on October 29, 1968, authorizing a Contract between the Township and the MUA to the supplying of Water and Disposal of Sewage in the Township.

NOW THEREFORE, BE IT RESOLVED, by the Lower Township Municipal Utilities Authority that in accordance with Section 207 of the Service Contract between the MUA and the Township, all properties fronting on the Sewer System or having reasonable access thereto are required to be connected with the System for the purpose of delivering sewage therefrom into the System subject to all rules and regulations of the MUA.

BE IT FURTHER RESOLVED, that once a public Sewer System is available to any properties within the Township the property owner shall make application for connection to the Sewer System and pay the annual User Fees for such sewer services within thirty (30) days of such notification. If such properties have not connected to the Sewer System within thirty (30) days of notification, the property owner shall pay the annual minimum User Fee and a lien shall be placed on the property in the amount of the Connection Fee and /or any delinquent User Fees. Such a lien and payment of fees is in addition to any and all other remedies the Township and the Authority have to effectuate mandatory connection of a property.

All notices required by this resolution to be sent to the owners of any property in the Township shall be sent by first class regular mail and certified mail, return receipt requested to the address of the property owner reflected on the then current Township tax records.

This resolution shall become effective immediately upon adoption.

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	JOHNSON	BROWN	BITTING	MENTO	MANN
MOTION	✓				
SECOND					✓
AYES	✓	✓	✓	✓	✓
NAY					
ABSENT					
ABSTAIN					

I hereby certify that the foregoing is a true and exact copy of a resolution introduced and adopted by the Township of Lower Municipal Utilities Authority at a meeting held on January 18, 2011.

Emily Oberkofler  
Emily Oberkofler, Secretary