

40:14B-22

LEGISLATIVE

LEGISLATIVE FACT SHEET

ON *Municipal Utilities Authority -
Sewer connection fee*

N.J.R.S. 40:14B-22

(1971 Amendment)

LAWS OF 1971

CHAPTER 298 *Aug. 27, 1971*

SENATE 2046

ASSEMBLY

INTRODUCED *Jan. 25, 1971*

BY *Bateman*

STATEMENT

YES

NO

AMENDED DURING PASSAGE

YES

NO

HEARING *None discovered*

VETO

STATEMENT *to S 2046 (1971)*

This bill accords to Municipal Utilities Authorities the same authority with respect to sewer connection fees as was accorded Municipal Sewerage Authorities by an amendment to the Municipal Sewerage Authorities Law enacted in 1968 by P. L. 1968, c. 317, s. 2 (C, 40:14A-8).

SENATE, No. 2046

STATE OF NEW JERSEY

INTRODUCED JANUARY 25, 1971

By Senator BATEMAN

Referred to Committee on County and Municipal Government

AN ACT to amend the "Municipal Utilities Authorities Law,"
approved August 22, 1957 (P. L. 1957, c. 183).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 22 of P. L. 1957, c. 183 (C. 40:14B-22) is amended
2 to read as follows:

3 22. Every municipal authority is hereby authorized to charge
4 and collect rents, rates, fees or other charges (in this act sometimes
5 referred to as "sewer service charges") for direct or indirect
6 connection with, or the use or services of, the sewerage system.
7 Such sewer service charges may be charged to and collected from
8 any person contracting for such connection or use or services or
9 from the owner or occupant, or both of them, of any real property
10 which directly or indirectly is or has been connected with the
11 sewerage system or from or on which originates or has originated
12 sewage or other wastes which directly or indirectly have entered or
13 may enter the sewerage system, and the owner of any such real
14 property shall be liable for and shall pay such sewerage service
15 charges to the municipal authority at the time when and place
16 where such sewerage service charges are due and payable. Such
17 rents, rates, fees and charges, being in the nature of use or service
18 charges, shall as nearly as the municipal authority shall deem
19 practicable and equitable be uniform throughout the district for
20 the same type, class and amount of use or service of the sewerage
21 system, and may be based or computed either on the consumption
22 of water on or in connection with the real property, making due
23 allowance for commercial use of water, or on the number and kind
24 of water outlets on or in connection with the real property, or on
25 the number and kind of plumbing or sewerage fixtures or facilities
26 on or in connection with the real property, or on the number of

27 persons residing or working on or otherwise connected or identified
28 with the real property, or on the capacity of the improvements on
29 or connected with the real property, or on any other factors
30 determining the type, class and amount of use or service of the
31 sewerage system, or on any combination of any such factors, and
32 may give weight to the characteristics of the sewage and other
33 wastes and any other special matter affecting the cost of treatment
34 and disposal of the same, including chlorine demand, biochemical
35 oxygen demand, concentration of solids and chemical composition,
36 and, as to service outside the district, the cost of installation of
37 necessary physical properties.

38 *In addition to any such sewer service charges, a separate charge*
39 *in the nature of a connection fee or tapping fee, in respect of each*
40 *connection of any property with the sewerage system may be im-*
41 *posed upon the person making such connection or upon the owner*
42 *or occupant of the property so connected. Such connection charges*
43 *shall be uniform within each class of users but the amount thereof*
44 *shall otherwise be entirely within the discretion of the authority in*
45 *order that the combination of such connection fee or tapping fee*
46 *and the aforesaid sewer service charges shall meet the require-*
47 *ments of section 23 (C. 40:14B-23).*

1 2. This act shall take effect immediately.

STATEMENT

This bill accords to Municipal Utilities Authorities the same authority with respect to sewer connection fees as was accorded Municipal Sewerage Authorities by an amendment to the Municipal Sewerage Authorities Law enacted in 1968 by P. L. 1968, c. 317, s. 2 (C. 40:14A-8).