



South Brunswick Township

540 Ridge Road
Monmouth Junction, NJ 08852
Telephone: (732) 329-4000

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Monmouth Junction, NJ 08852

ORD-2015-32

ORDINANCE 2015-32

Amending and Supplementing Chapter 114, Utilities, of the Township Code of the Township of South Brunswick Regarding Sewer Service Charges

WHEREAS, Chapter 114-38 of the South Brunswick Code related to Sewer Service sets forth guidelines for maintenance of sewer service facilities within the Township; and

WHEREAS, the Sewer Division Supervisor has made certain recommendations to clarify the responsibility between the homeowner and the Township for maintenance of the sewer lines as well as certain fees; and

WHEREAS, N.J.S.A. 40A:26A-1, et seq., and N.J.S.A. 40A:31-1, et. seq., permit the Township to take such action;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of South Brunswick, County of Middlesex, State of New Jersey, that;

I. Chapter 114-38, Sewer Service, shall be and is hereby amended and supplemented as follows, with deletions in strikethrough and additions in underline:

(4) *Maintenance by users.* All service laterals, cleanout stand pipes, connections and fixtures located on the property served shall be maintained in good order and shall be the property of the user and shall be protected and properly cared for by the user. All leaks in the service lateral or any other pipe or fixture in or upon the premises served must be repaired immediately by the owner or occupant of the premises. The user shall be responsible for securing a plumbing permit prior to commencing any work, and the party shall not backfill any trench until the work has been inspected and approved by the plumbing subcode official. Any work not acceptable shall be immediately removed and replaced by work which is acceptable.

(5) *User's responsibility.* The township shall not be responsible for maintaining any portion of the service lateral or fixtures or be responsible for blockages in any portion of the lateral between the structure served and the curb area cleanout, which includes the lateral cleanout stand pipe, as described in subsection (I)(2) of this section, or for damage done by sewage escaping therefrom. The user shall, at all times, comply with applicable township regulations with respect thereto and make changes therein required by reason of relocation of mains or otherwise.

(6) *Township's responsibility.* The township shall be responsible for maintaining all domestic laterals four to five inches in diameter located in a dedicated public right-of-way provided that a curb area cleanout, as described in subsection (I)(2) of this section,

is provided by the property owner at his expense. The homeowner is responsible for maintaining the sewer lateral cleanout stand pipe as well as the rest of the lateral up to the house. The township will install a cleanout at the property owner's request for a fee of ~~\$600.00~~ \$950.00. The installation fee may be paid in full or may be paid in three equal installments of \$200.00 which shall be added to his sewer account. Any unpaid balance of each installment will be subject to all the rules on nonpayment. Following installation of the curb area cleanout, the township will assume full responsibility for the care, cleaning, repair or replacement of that public portion of the service lateral between the ~~cleanout and~~ sewer main and up to, not including the service lateral cleanout stand pipe.

(12) *Infiltration.* If it is found that there is infiltration caused by a broken lateral stand pipe, open joints, sump pump connection or some other problem with the user's piping, it shall be reported and repaired immediately by the user or owner.

II. If any clause, sentence, paragraph, section or part of this ordinance or any other codes or ordinances incorporated herein shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which said judgment shall have been rendered.

III. This ordinance shall become effective twenty (20) days after its final passage.

The above ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of South Brunswick held on August 25, 2015, and will be considered on second reading and final passage at a regular meeting of the Township Council of the Township of South Brunswick to be held at the Municipal Building, Monmouth Junction, New Jersey, at 7:30 p.m. on September 22, 2015, at which time and place any person having an interest therein will be given an opportunity to be heard.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joseph Camarota, Councilman
SECONDER:	Josephine "Jo" Hochman, Councilwoman
AYES:	Joseph Camarota, Josephine "Jo" Hochman, Frank Gambatese
ABSENT:	Charlie Carley, Chris Killmurray

This is to certify that the foregoing is a true copy of a Ordinance Adopted at the South Brunswick Township Council meeting held on September 22, 2015.


Barbara Nyitrai, Township Clerk