

**BOROUGH OF FRANKLIN
COUNTY OF SUSSEX
ORDINANCE 03-2017**

**AN ORDINANCE AMENDING CHAPTER 119 "GENERAL FEES," Code
of the Borough of Franklin §119-4**

WHEREAS, pursuant to the N.J. Municipal Land Use Law, specifically N.J.S.A. 40:55D-8b and 53.2, Franklin Borough is authorized to charge reasonable fees for municipal review of an application for development and other land use-related activities and to hold an escrow as a deposit for same; and,

WHEREAS, the Franklin Borough Mayor and Council, in consultation with the Borough's Planning Board, finds and declares that it is in the best interests of the residents and the Borough to adjust certain fees as more specifically discussed in the proposed ordinance modifications noted herein; and

WHEREAS, Franklin Borough desires to amend and/or replace certain specific fees and escrow requirements under the Code of the Borough of Franklin §119-4 and referenced by Chapter 161 Land Development, as more specifically stated below;

NOW, THEREFORE, BE IT ORDAINED by the Franklin Borough Mayor and Council amend and replace the Borough Code as follows with [bracketed text] representing new, added language and ~~strikethrough text~~ representing deleted text as follows:

Section §119-4

...Variance (Planning Board)

Variance in connection with Planning Board application (residential)

Application Fee \$100 ~~each variance~~ [for first variance under any application, \$75 for second variance under any application, \$50 for third variance under any application; and \$25 for every variance thereafter under any application]

Variance in connection with Planning Board application (commercial/ industrial)

Application Fee \$200 ~~each variance~~ [for first variance under any application, \$150 for second variance under any application, \$100 for third variance under any application; and \$50 for every variance thereafter under any application]...

...Escrow Account Deposit

...Variance

...Residential

Dimensional or "c" variance, ~~each~~-per application, regardless of number of variances \$950

Commercial/ industrial, \$1,500 [for first variance under any application, \$1,000 for second variance under any application, \$500 for third variance under any application; and \$250 for every variance thereafter under any application]...

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BE IT FURTHER ORDAINED that all ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this ordinance are hereby repealed in their entirety; and,

BE IT FURTHER ORDAINED, this ordinance shall take effect after its final passage and publication as required by law.



Nicholas Giordano, Mayor

ATTEST:



Robin Hough, Municipal Clerk

NOTICE

TAKE NOTICE that the above entitled ordinance was introduced at a regular meeting of the Borough Council of the Borough of Franklin on March 16, 2017, and will be considered for final passage after public hearing at a regular meeting of the Borough Council of the Borough of Franklin to be held on March 28, 2017, at 7:00 p.m. in the Municipal Building, 46 Main Street, Franklin, New Jersey, and shall take effect according to law.



Robin Hough, Municipal Clerk

**BOROUGH OF FRANKLIN
LEGAL NOTICE**

**ORDINANCE 03-2017
AN ORDINANCE AMENDING CHAPTER 119 "GENERAL FEES," CODE OF THE
BOROUGH OF FRANKLIN 119-4**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Franklin, in the County of Sussex, State of New Jersey, held in the Municipal Building on the 16th day of March, 2017, and the same came up for final passage at a meeting of the said Borough Council on the 28th day of March, 2017, at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law by order of the Borough Council of the Borough of Franklin, County of Sussex and State of New Jersey.


Robin Hough, Municipal Clerk