

**TOWNSHIP OF MOORESTOWN**

**ORDINANCE NO. 1-2004**

**AMENDING CHAPTER 56 OF THE CODE OF THE TOWNSHIP OF MOORESTOWN  
ENTITLED "CONSTRUCTION CODES, UNIFORM"**

WHEREAS, N.J.A.C. 5:23-4.18(k) limits a municipality's Administrative Fee to fifteen percent (15%) of the permit fees when subcode disciplines are contracted out to a private inspection agency; and

WHEREAS, all of the Township of Moorestown Division of Building and Inspections ("Division") subcode disciplines are contracted out to various private inspection agencies; and

WHEREAS, the New Jersey Department of Community Affairs, Office of Regulatory Affairs, has performed an audit of the Division's budget; and

WHEREAS, as a result of that audit, the Office of Regulatory Affairs granted a waiver, by letter dated December 9, 2003, from the fifteen-percent requirement of N.J.A.C. 5:23-4.18(k); and

WHEREAS, it is the Construction Official's recommendation that the Administrative Fee be increased to twenty-six percent (26%) in order to help defray the costs of administering the Uniform Construction Code.

NOW, THEREFORE, BE IT ORDAINED by the Township Council, of the Township of Moorestown, in the County of Burlington, State of New Jersey that:

Section 1: *Chapter 56-3 "Fees; Reports," Paragraph B*  
of the Code of the Township of Moorestown, be amended as follows:

- B. Administrative fee. At any time a third-party inspection agency is to perform the inspections required of any of the uniform construction subcodes, the township shall add an administrative fee of ~~15%~~ twenty-six percent (26%) to the cost of the permit for that subcode.

Section 2: In all other respects, Chapter 56 shall remain in full force and effect.

Section 3: Repealer. Any and all other ordinances inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistencies

Section 4: Severability. In the event that any section paragraph, clause phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, clause, term, provision or part thereof directly involved in the controversy in such judgment shall be rendered.

**NOTE: LANGUAGE WITH A "~~STRIKEOUT~~" SHALL BE "DELETED"  
LANGUAGE WITH AN "UNDERLINE" SHALL BE "INSERTED"**

Section 5:     Effective Date.   This ordinance shall take effect upon proper publication in accordance with law.

Section 6:     Short Title.     This Ordinance shall be known as Ordinance 1-2004.

CERTIFICATION

I, Patricia L. Hunt, hereby certify that Ordinance No. 1-2004 was introduced and adopted on first reading by the Township Council at a meeting held on January 12, 2004. This ordinance was duly adopted by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey at a meeting of the Township Council held on January 26, 2004.

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Patricia L. Hunt, Township Clerk

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