

ORDINANCE NO. 2026-04

ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF THE TOWNSHIP CODE TO MODERNIZE THE FEES PRONOUNCED THEREIN

WHEREAS, the Township Committee of the Township of Hardwick, following an extensive review of the Hardwick Township Code, believes that certain fees presently provided by the Township Code are outdated and require modernization; and

WHEREAS, specifically, certain fees pronounced in the Hardwick Township Code are less than the permitted statutory minimums established by State law; and

WHEREAS, the Township Committee believes that an amendment to the Township Code to modernize these outdated fees is necessary; and

WHEREAS, such amendment to the Township Code is in the best interest of the Township and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Hardwick Township Code is hereby amended and supplemented to modernize certain fees provided therein, as follows:

SECTION I:

Chapter 3 – Police Regulations – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 3.1. PENALTIES

§ 3.1.1. Maximum Penalty.

For violations of any provision of this chapter, any other chapter of this revision, or any other ordinance of the Township where no specific penalty is provided regarding this section violated, the maximum penalty, upon conviction, shall be a fine not exceeding two one thousand two hundred fifty (\$1,250,000.00) dollars, or imprisonment for a period not exceeding 90 days, or both.

§ 3-7.4. Violations.

Any person violating any of the provisions of this section shall, upon conviction thereof, forfeit and pay a fine not to exceed the sum of one hundred fifty dollars (\$10050.00) or be imprisoned in the county jail for not more than 90 days, or both.

SECTION II:

Chapter 4 – General Licensing – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 4-1. PEDDLERS, HAWKERS, VENDORS AND SOLICITORS

§ 4-1.8. Fees

License fees shall be paid as follows:

- a. Peddler on foot - \$100.00 ~~\$10.00~~ per year.
- b. Peddlers from vehicles - \$100.00 ~~\$25.00~~ per year.
- c. Solicitors on foot or in vehicles - \$100.00 ~~\$10.00~~ per year.
- d. Transfer of license during licensing year - \$100.00 ~~\$5.00~~.

All licenses shall terminate on the last day of the calendar year.

§ 4-2. POP MUSIC FESTIVALS

§ 4-2.7. Application and Permit Fee.

Each person, firm, group or corporation making any application for any permit set forth herein shall pay the sum of one thousand five hundred (\$1,0500.00) dollars.

§ 4-3. SHOOTING RANGES

§ 4-3.4. Investigation of Applicant; Approval or Rejection by Township Committee.

[. . .]

There shall be a fee of one hundred fifty (\$100.00 50.00) dollars for each permit issued pursuant to this Section. Applications for permit must be submitted to the Township prior to the March Township Committee meeting for consideration. The permit shall expire as of December 31 of the calendar year in which it is applied for and granted, subject to periodic inspections as set forth herein. A permit required under this section may be denied, suspended or revoked for failure to comply with any provisions of this section including, but not limited to, the failure to obtain such a permit in a timely manner. Any organization that has not renewed its permit shall not be permitted to operate a shooting range until such shooting range permit is obtained from the Township and an additional cost of two one hundred (\$200.00 100.00) dollars will be applied to any permit obtained/applied for beyond the March Township Committee meeting of each calendar year, in addition to the fee set forth above.

§ 4-5. COMMERCIAL WATER EXTRACTION OPERATIONS

§ 4-5.5. Licensing Fee.

The annual license fee shall be three two thousand five hundred (\$3,000.00 2,500.00) dollars, which shall cover all costs incurred by the Township for such activities and must be paid in full to the Township at the time of filing an application for licensing or license renewal.

§ 4-6. MARRIAGE AND CIVIL UNION CEREMONIES FEES

§ 4-6.2. General Regulations.

- a. Collection of fees. Persons seeking to be married or joined in civil union by the Mayor of Hardwick shall remit the applicable fee delineated below to be paid to the Open Space Fund of Hardwick:
 1. Residents of Hardwick: ~~\$100.00~~ \$50.00.
 2. Nonresidents of Hardwick: ~~\$200.00~~ \$50.00.
 3. Active military or veterans: \$0.00.
 4. It shall be within the Mayor's discretion to decide when a fee is not to be charged.
- b. [. . .]

§ 4-7. SPECIAL EVENTS

§ 4-7.6. Violations.

Any person who shall violate any provision of this Section shall, upon conviction thereof, be punished by a fine not exceeding one thousand five hundred (\$1,500.00) dollars, or by imprisonment in the county jail for a term not exceeding 90 days, or both. Each day any violation of this Section shall continue shall constitute a separate offense and be punishable as such. The institutions of any fine or penalty shall not relieve the applicant of the obligation to pay any municipal costs related to the special event.

SECTION III:

Chapter 5 – Animal Control – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 5-1. LICENSING OF DOGS

§ 5-1.4. Fees.

- a. The person applying for the license and registration, except for the noncommercial kennels, shall pay a fee of either fifteen ~~ten~~ (\$15~~10~~.00) dollars for a spayed and/or neutered dog(s), or twenty ~~thirteen~~ (\$20~~13~~.00) dollars for a non-spayed and/or non-neutered dog(s), for a one-year license and a one-year registration for each dog. For each renewal, the fee for the license and registration tag shall be the same as the original license and tag, and such license/registration tags and renewals thereof shall expire on January 31 of the year following the year the license/registration was issued, consistent with the term of the license. In the event that said license and registration was applied for after March 1 of each year, an additional late fee of ten ~~five~~ (\$10~~5~~.00) dollars per month, per dog, will be charged. After April 1 of each year, the late fee shall increase to fifteen (\$15~~10~~.00) dollars per month,

per dog. The noncommercial kennel license must be obtained before individual licenses/registrations can be issued. All dogs, irrespective of whether they are housed at a commercial or noncommercial kennel, are required to wear a tag.

b. [. . .]

c. The annual license fees, including licensure/registration for each dog, are as follows:

1.

Kennel Type	Annual Flat Fee
Commercial Kennel	~~\$300~~ <u>125</u> .00
Noncommercial Kennel	~~\$250~~ <u>100</u> .00

2. No fee shall be required for a shelter, pound, pet shop or veterinary office. An additional fee of ~~twenty-five ten~~ (~~\$25~~10.00) dollars for each dog exceeding the total number of ten for each commercial kennel will be charged. Example: one commercial kennel with 12 dogs will be charged one hundred ~~fifty twenty-five~~ (~~\$125~~50.00) dollars for a flat annual fee plus ~~twenty-five ten~~ (~~\$25~~10.00) dollars for each of the two dogs exceeding the total of ten dogs for that kennel, equaling ~~fifty twenty~~ (~~\$50~~20.00) dollars. Total fee is ~~one two hundred forty-five~~ (~~\$145~~200.00) dollars.

3. [. . .]

4. In the event that said license was applied for after February 1st of each month, an additional ~~twenty fifteen~~ (~~\$20~~15.00) dollars per month will be charged.

d. A pick up fee for retrieval of any dog running at large upon any public highway, street, alley, park, sidewalk or other public place, or upon any private property shall be ~~fifty twenty-five~~ (~~\$50~~25.00) dollars per calendar year for the second offense and ~~one hundred twenty-five~~ (~~\$100~~25.00) dollars per calendar year for each subsequent offense thereafter. Such fee shall be paid upon release of the dog. There shall be no penalty fee for the first offense.

§ 5-2. Penalty.

Any person who violates any of the provisions of this Chapter who fails to refuses to comply with any of the provisions hereof shall, upon conviction, be punished by a fine of not more than ~~two one~~ thousand (~~\$12~~2,000.00) dollars or by imprisonment for a period not to exceed 90 days or by community service for a period not to exceed 90 days, or by both fine and imprisonment.

§ 5-3.4. Penalty.

Any person, firm or corporation who shall violate any of the terms or provisions of this Section shall, upon conviction thereof, be subject to imprisonment for a term not to exceed ten days or to

a fine not exceeding ~~two~~ one hundred (\$~~21~~100.00) dollars or both. Each day that a violation of any of the terms or provisions of this Ordinance shall continue, shall constitute a separate offense.

SECTION IV:

Chapter 6 – Alcoholic Beverages – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 6-3. LICENSES

§ 6-3.4. License Fees.

The annual fees of licenses for the sale or distribution of alcoholic beverages in the Township of Hardwick shall be as follows:

Class of License	Annual License Fee
Plenary Retail Consumption License	\$ ~~740~~ <u>622</u> .00

The license fees shall cover the period from July 1st of each year to June 30th of the year following and shall be for a full year or any portion of that year, there shall be no prorating of such licensing fee.

SECTION V:

Chapter 8 – Building and Housing – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 8-3. SMOKE SENSITIVE ALARM DEVICES

§ 8-3.3. Fee for Inspection.

Each homeowner and/or developer, where applicable, whose home is covered under the provisions of this Section will be charged fifty ~~twenty-five~~ (\$~~50~~25.00) dollars for an inspection by the fire protection subcode official or other designated individual leading to the certificate of compliance heretofore mentioned.

SECTION VI:

Chapter 10 – Streets and Sidewalks – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 10-7. DRIVEWAY ENTRANCES FRONTING TOWNSHIP ROADWAYS

§ 10-7.10. Penalty.

Any person, persons, firm or corporation violating any of the provisions of this section shall, upon conviction thereof, be subject to a fine not to exceed two thousand five hundred (~~\$500~~2,000.00) dollars at the discretion of the judge. Each and every day that a violation continues after notification thereof shall constitute an additional, separate and distinct violation.

§ 10-9. CONDITIONS AND IMPROVEMENTS

§ 10-9.1. Runoff.

- a. [. . .]
- b. Any person or persons or firm or corporation violating any provision of this chapter which results in damage to or destruction of any street or road, shoulder or right-of-way, gutter, storm drain, catch basin, inlet or culvert shall be responsible for all expenses incurred by the township in repairing such damage, removing any obstruction and/or correcting the condition, in addition to a fine not to exceed two thousand five hundred (~~\$500~~2,000.00) dollars or imprisonment for a period not to exceed 30 days or both. Each and every day that a violation continues after notification thereof shall constitute an additional, separate and specific violation.

§ 10-10. Roadway Opening and Excavations.

- a. [. . .]
- e. Fee.
 1. The application shall be accompanied by an application fee of one hundred (\$100.00) dollars and an escrow deposit as listed in paragraph 2. Escrow deposits ~~and~~ will thereafter be supplemented as necessary as provided for in paragraph g.
 2. Escrow deposits. The following escrow deposits are required:
 - (a) Three hundred (\$300.00) dollars for all openings up to 50 linear feet.
 - (b) Five hundred dollars (\$500.00) dollars for all openings consisting of ~~from~~ 50 to 100 linear feet.
 - (c) One thousand dollars (\$1,000.00) dollars for openings more than 100 linear feet.
 - (d) One hundred fifty (\$150.00) dollars for utility service connections for approved utilities (utilities where restoration and maintenance guarantees are covered by annual bonds).
 3. [. . .]

SECTION VII:

Chapter 12 – Soil and Soil Removal – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 12-2.4. Permit Requirements; Fees.

- a. No person shall import or engage in any preparatory site work to import soil or fill materials onto a site within the Township of Hardwick in quantities of 250 cubic yards or more without first having procured a permit thereof by the filing of an application for such soil importation with the Zoning Officer. The application shall be accompanied by a minimum fee of ~~\$150~~ \$500.00 for a maximum of 500 cubic yards. For quantities in excess of 500 cubic yards, said fee shall be ~~\$300~~ \$1,000.00. The applicant shall also deposit an escrow with the Township Clerk in the amount of ~~\$150~~ 1,500.00 to cover the costs of the Township Engineer's review of the application pursuant to § 12-2.6. The Township Engineer may require additional escrow provided that Township Engineer's initial review results in a determination for additional engineering review or retention of professional services as described in § 12-2.6 herein.

SECTION VIII:

Chapter 13 – Land Development – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, ~~thusly~~.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 13-90A. Fees Enumerated.

- a. [. . .]
- c. Escrow Fees. The following escrow fees shall be collected by the respective board secretary at the time of the filing of the application to be applied for the review of applications by the applicable professional staff. For purposes of this section, review by the professional staff shall include, but not be limited to, all office review, phone calls, preparation of reports, conferences and appearances at meetings. The Planning Board and/or Zoning Board of Adjustment may, in its discretion, waive the filing of a portion of the escrow fees if so requested, in writing, by the applicants. The Planning Board and/or Zoning Board of Adjustment may request additional escrow fees in the event that the review of the application requires same. For purposes of this section, professional staff shall include the Planning Board Attorney, Zoning Board of Adjustment Attorney, Township Planner, Township Engineer and such other professionals as may be deemed necessary by the Planning Board and/or Zoning Board of Adjustment to review an application:
 1. Minor site plan – ~~\$750.00~~ \$1,500.00

2. Preliminary major site plan –\$5,000.00
3. Final major site plan application –\$2,000.00
4. Minor subdivision – \$750.00
5. Preliminary major subdivision –\$5,000.00
6. Final major subdivision –\$2,000.00
7. Variance application: –~~\$200.00~~
 - a. Deed variance (N.J.S.A. 40:55D-70(d)) – \$3,000.00
 - b. All other variances – ~~\$500.00~~ \$1,500.00
8. Conditional use application – \$3,000.00
9. Appeals pursuant to N.J.S.A. 40:55D-70(a) – \$1,500.00
10. Interpretations pursuant to N.J.S.A. 40:55D-70(b) – \$2,500.00
11. Cluster application – \$5,000.00
12. Zone change application – \$5,000.00
13. Concept application – at the discretion of the application, a \$1,000.00 dollar escrow may be deposited with the applicable Board Secretary if the applicant requests, as part of a concept application, a review of by the applicable Board staff.
- d. Special Meetings. At the request of the applicant, a special meeting may be held by the Planning Board and/or Zoning Board of Adjustment; the fee for a special meeting shall be five hundred (\$500.00) dollars and an escrow deposit of \$1,000.00.
- e. [. . .]

§ 13-107.6. Fee for Permits.

The Zoning Officer shall charge a nonrefundable fee for the issuance of zoning permits, according to the following schedule:

~~Detached Single Family Dwelling: \$50.00~~

~~Accessory Structures, Buildings, or Uses Related Thereto: \$35.00.~~

New Residential Construction: \$150.00.

Residential Renovations/Additions and Accessory Structures/Buildings: \$100.00.

Residential or Commercial – Home Occupation, New Business, Change of Use: \$100.00.

Commercial Renovations/Alterations and Accessory Structures/Buildings: \$100.00.

Residential – Work Commenced/Completed Without Prior Zoning Approval (Additional): \$100.00.

Commercial – Work Commenced/Completed Without Prior Zoning Approval (Additional): \$150.00.

SECTION IX:

Chapter 15 – Vacant Property Maintenance – is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, thusly.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 15-8. Violations and Penalties.

Any person who shall violate the provisions of this Chapter shall be cited and fined by one or more of the following: imprisonment in the county jail or in any place provided by the municipality for the detention of prisoners for any term not exceeding ninety (90) days; or by a fine not less than five hundred dollars (\$500.00) or exceeding ~~one thousand two hundred fifty two thousand~~ two thousand dollars (~~\$1,250-\$2,000.00~~); or by a period of community service not exceeding ninety (90) days.

SECTION X:

Chapter 17 – Health– is hereby amended as follows:

Deletions to this Chapter shall be delineated by strikethrough text, thusly.

Additions to this Chapter shall be delineated by underlined text, thusly.

§ 17-1.4. Penalty.

Any person who violates, or neglects to comply with any provision of this chapter or code established herein or notice issued pursuant thereto, shall upon conviction thereof be liable to a penalty of not less than ~~two (\$2.00)~~ five (\$5.00) dollars nor more than ~~one hundred (\$100.00)~~ five hundred (\$500.00) dollars for each violation.

SECTION XI: Repealer.

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION XII: Severability.

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, inconsistent with the Code of the Township of Hardwick, or is held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION XIII: Effective Date.

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

Introduction: May 20, 026

Motion: Lovell

Second: Jacksic

AIF: Lovell, Meuse, Jacksic

Adoption August 20, 2026

Motion: Lovell,

Second: Jacksic

Roll Call: Lovell—yes, Meuse—yes, Jacksic—yes

Kristin Shipps, RMC