

Mayor Nolan offered the following Ordinance pass third and final reading and moved on its adoption and authorized its publication according to law:

**O-12-11**  
**BOROUGH OF HIGHLANDS**  
**COUNTY OF MONMOUTH**

**ORDINANCE ADOPTING SECTION 9-8.14**  
**OF THE CODE OF THE BOROUGH OF HIGHLANDS ESTABLISHING A**  
**LATE FEE TO BE CHARGED FOR OVERDUE SEWER BILLS**

**WHEREAS**, the Borough of Highlands provides and sewer services to the residents and businesses of the Borough; and

**WHEREAS**, the Borough's auditor has recommended that late charges be charged for any sewer charges not be paid when due, and that said late charges shall take the form of interest on overdue charges;

**WHEREAS**, the Borough wishes to establish and codify late charges to be charged for overdue sewer charges, in accordance with applicable law and regulations; and

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Highlands, County of Monmouth, State of New Jersey, as follows:

**SECTION ONE.** Section 9-8.14 of the Code of the Borough of Highlands shall be adopted to provide as follows:

All sewer charges shall be due and payable within thirty (30) days of the quarterly due date. In the event that any charges are not paid within thirty (30) days of the quarterly due date, then the charges shall be considered delinquent as of the quarterly due date. Interest shall accrue from the date of delinquency on all unpaid delinquent balances at the rate of 8% per annum on the first \$1,500.00 of any unpaid balances and 18% per annum for any balances in excess of \$1,500.00, with said interest accruing upon the balances, and interest thereon, until such time as they are paid in full.

**SECTION TWO.** The Borough shall add to the Borough Code a new Section, 9-8.15, which shall be Reserved.

**SECTION THREE.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

**SECTION FOUR. REPEALER.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION FIVE. EFFECTIVE DATE.** This Ordinance shall take effect after final passage as provided by law.

Seconded by Mr. Redmond and adopted on the following roll call vote:

**ROLL CALL:**

**AYES:** Mr. Redmond, Mr. O'Neil, Mr. Francy, Ms. Kane, Mayor Nolan

**NAYES:** None

**ABSENT:** None

**ABSSTAIN:** None

**DATE:** April 18, 2012

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**Carolyn Cummins, Borough Clerk**

**Introduction:** March 21, 2012

**Publication:** March 30, 2012, Two River Times

**P.H./Adoption:** April 18, 2012

**Publication:** April 27, 2012, Two River Times

I hereby certify this to be a true copy of Ordinance O-12-11 which was adopted by the Mayor & Council of the Borough of Highlands on April 18, 2012.

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**BOROUGH CLERK/DEPUT CLERK**