

**ORDINANCE NO. 20-19- 2019**

**AN ORDINANCE OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 75A-2, "ESTABLISHMENT OF FEES," OF THE CODE OF THE TOWNSHIP OF KINGWOOD TO CREATE A FEE FOR THE ON-SITE INSPECTION OF FARMS SEEKING FARMLAND ASSESSMENT**

**WHEREAS**, an application for farmland assessment must contain a representation that the land will continue to be actively devoted to agricultural or horticultural use from the date of the application to the end of the tax year for which the application for assessment is made; and

**WHEREAS**, N.J.A.C. 18-15-3.4(b)(1) provides that an application for farmland assessment shall include an on-site inspection of the land at least once every three years; and

**WHEREAS**, N.J.A.C. 18-15-3.4(b)(2) allows the municipality to impose a fee for on-site inspection of not more than \$25.00; and

**WHEREAS**, the Township Committee wishes to amend its fee ordinance to include a fee for on-site farm inspections.

**NOW, THEREFORE BE IT RESOLVED** that Chapter 75A-2 shall be amended as follows:

Section 1:

**P. FARMLAND ASSESSMENT APPLICATION ON-SITE INSPECTION FEE**

1. A fee of \$25 shall be imposed for all on-site inspections performed by the Township Tax Assessor.
2. Contiguous and non-contiguous parcels of land under the same ownership shall be subject to a single fee.
3. Property owners will be notified with their farmland application that an on-site inspection is going to be performed that tax year and the fee shall be submitted with the taxpayer's application. If the taxpayer is notified of an on-site inspection after July 1 of any given year, the taxpayer shall have 30 days to submit payment of the on-site inspection fee.
4. Failure to submit the inspection fee for inspection can delay the approval of farmland or be grounds for denial of farmland assessment.
5. The Township reserves the right to perform on-site farm inspections annually if the Township Tax Assessor deems it necessary.

Section 2:

All other provisions of CHAPTER 75A-FEES, ESTABLISHMENT OF FEES, shall remain unchanged and in full force and effect.

Section 3:

If the provision of any article, section, subsection, paragraph, subdivision or clause of this Chapter shall be judged invalid by any Court of competent jurisdiction, such Order or Judgement shall not effect or invalidate the remainder of any such article, section, subsection, paragraph or clause, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 4:

This Ordinance shall take effect upon final adoption and publication according to the Laws of the State of New Jersey.

**NOTICE**

**NOTICE is hereby given that the foregoing Ordinance was introduced on first reading at a regular meeting of the Kingwood Township Committee of the Township of Kingwood, County of Hunterdon held on the 1<sup>st</sup> day of July 2019. The Ordinance was then ordered to be published accordance with the law. The said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on the 1<sup>st</sup> day of August, 2019 at 7:00p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building located at 599 Oak Grove Road, Frenchtown, New Jersey, at which time all persons interested may appear for or against the passage of this Ordinance.**

**TOWNSHIP COMMITTEE OF  
TOWNSHIP OF KINGWOOD**

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**Thomas Ciacciarelli, Mayor**

**Attest:**                      **August 1, 2019**

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**Cynthia L. Keller, RMC**  
**Township Clerk**

**Introduction:**                      **July 1, 2019**

**Publication:**                      **July 11, 2019**

**Final Adoption:**                      **August 1, 2019**

**Publication By Title Only:**                      **August 8, 2019**

<b>ROLL CALL VOTE</b>	<b>MOVED</b>	<b>SECONDED</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
R. Dodds						
M. Syrnick						
T. Ciacciarelli						

I, **Cynthia L. Keller**, Clerk of the Township of Kingwood, County of Hunterdon and State of New Jersey do hereby certify the foregoing to be a true copy of **Ordinance No. 20-19-2019** adopted by the Kingwood Township Committee on August 1, 2019.

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**Cynthia L. Keller, RMC**  
**Township Clerk**