

ORDINANCE 20 - 27 – 2019

AN ORDINANCE AMENDING CHAPTER 75A ENTITLED "FEES" OF THE CODE OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY TO INCLUDE CERTAIN FEE EXEMPTIONS FOR VETERANS AND EMERGENCY SERVICES VOLUNTEERS

WHEREAS, the Township Committee would like to create an exemption for active volunteer fire and rescue members who currently serve departments that cover Kingwood Township and for resident who are military service members or veterans.

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that Chapter 75A of the Code of the Township of Kingwood entitled "Fees" is hereby amended to include the following new provisions to read as follows:

Section 1:

Chapter 75A, "Fees"

§75A-4. Fee Exemptions for Active Volunteer Fire and Rescue Members who currently serve on Departments that cover Kingwood Township and for Military and Veterans who are Township Residents.

§75A-4(A). Definitions.

For purposes of this Chapter, the following terms, phrases, words and their derivations shall have the meanings stated below:

ACTIVE VOLUNTEER MEMBER - A person who has been so designated by the governing body of any of the following emergency service organizations serving the Township of Kingwood: (i) the Kingwood Township Fire Department and/or Kingwood Township First Aid/Rescue Squad, and who is faithfully and actually performing volunteer service in any of the aforementioned organizations.

EXEMPT RESIDENT OF KINGWOOD TOWNSHIP - A person whose primary place of residence is located within Kingwood Township as evidenced by his or her property Deed or a rental agreement and who, though use of documentation can demonstrate that he or she is an active volunteer member of (i) the Kingwood Township Fire Department and/or Kingwood Township First Aid/Rescue Squad; or (ii) active military as demonstrated by an identification card or other legally recognized form of documentation; or (iii) a United States Veteran as defined by this Section.

PERSONAL USE AND BENEFIT - Means for the non-commercial use and benefit of the person requesting a waiver pursuant to this Chapter only. The terms shall in no way include commercial uses or benefits that accrue due to commercial uses.

UNITED STATES VETERAN - An individual who (a) possesses a DD-214 form, or Active Military Identification Card, Reserve Identification Card, Dependent Identification Card, Retired Identification Card, Veteran Identification Card, Honorable Discharge Certificate and/or General Discharge Certificate and (b) satisfies any one or more of the following criteria:

- (i) is currently serving in the United States Army, Navy, Air Force, Marines or Coast Guard or their reserve components, the Army National Guard or the Air National Guard; or
- (ii) has served in the United States Army, Navy, Air Force, Marines or Coast Guard and has received a general discharge or higher; or
- (iii) has served in any combination of United States Army, Navy, Air Force, Marines or Coast Guard or their reserve components, the Army National Guard or the Air National Guard and has received a general discharge or higher; or
- (iv) A "veteran" as that term is defined pursuant to the laws of the State of New Jersey.

§75A-4(B). Fee Exemptions.

1. The fees for the following permits, approvals, licenses, certifications and copies shall be waived for all Exempt Residents of Kingwood Township as that term is defined in Section 96-3 of this Chapter, provided however, that said waiver shall only be for the Personal Use and Benefit of the individual receiving said waiver:

- (a) Vital Statistic Fees
 - (i) Certified copies of birth, marriage, civil union and domestic partnership certificates
 - (ii) Certified copies of death certificates
 - (iii) Marriage, remarriage, civil union, domestic partnership licenses
- (b) Certified list of names from current tax duplicates required in connection with notices required for hearing an application for development
- (c) Certified property owners list
- (d) Driveway construction or alteration permit
 - (i) Permit application
- (e) Tax bills, photographs, duplicates

2. The following fees shall not be waived or otherwise exempted under this Article:

Any fee that is collected and paid to the State of New Jersey, Hunterdon County or any other governmental entity that is not the Township of Kingwood; Construction Code fees, public records request fees, returned check fees, soil log testing fees, subdivision fees, site plan fees or escrows for professional services.

3. This Article is not intended to in any way limit other statutory fee or license exemptions provided by law.

Section 2:

Severability. If any article, section, subsection or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other articles, sections, subsections or provisions of this Ordinance and, to this end, the provisions of this Ordinance are declared to be severable.

Section 3:

Repealer. All ordinances and resolutions or parts thereof which are inconsistent with this Ordinance are repealed.

Section 4:

Renumbering. The articles, sections, subsections or provisions of this Ordinance may be renumbered as practical or reasonable for codification purposes.

Section 5:

Effective Date.

This ordinance shall take effect immediately upon final adoption and publication according to law.

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 3rd day of October 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 7th day of November, 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**

Thomas Ciacciarelli, Mayor

ATTEST: **November 7, 2019**

Cynthia L. Keller, RMC
Township Clerk

INTRODUCTION: **October 3, 2019**

PUBLICATION: **October 10, 2019**

FINAL ADOPTION: **November 7, 2019**

PUBLICATION BY TITLE ONLY: **November 14, 2019**

ROLL CALL VOTE	MOVED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
T. Ciacciarelli						
M. Synchron						
R. Dodds						

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. 20-27-2019** adopted by the Kingwood Township Committee on November 7, 2019.

Cynthia L. Keller, RMC
Township Clerk

