ORDINANCE AMENDING CHAPTER 87 OF THE CODE OF THE BOROUGH OF METUCHEN, ENTITLED, “FEES”, SPECIFICALLY CREATING ARTICLE 15, ENTITLED, “METUCHEN TOWN PLAZA FEES”

WHEREAS, by way of Ordinance No. 2018-16, the Borough adopted rules and regulations relating to the usage of the Metuchen Town Plaza, including the required permit fees and security deposit; and

WHEREAS, Chapter 87 of the Code of the Borough of Metuchen, entitled “Fees” lists various permit and other fees required by the Borough; and

WHEREAS, the Mayor and Council have determined to include the Metuchen Town Plaza Fees adopted pursuant to Ordinance No. 2018-16, §§ 124-15 through 124-27, within Chapter 87, by creating “Article 15” thereof, entitled “Metuchen Town Plaza Fees”.

NOW THEREFORE BE IT ORDAINED by the Borough Council of the Borough of Metuchen, that the following provisions shall be added to the existing Chapter 87 of the Code of the Borough of Metuchen:

ARTICLE 15

Metuchen Town Plaza Fees

§ 87-24. Permit Fee, Security Deposit and Insurance Requirements

A. There shall be a Permit Fee of $300.00 for a full day use of the Town Plaza. Full day shall be the use of the Town Plaza for over five (5) hours. There shall be a Permit Fee of $150.00 for a half day use of the Town Plaza. Both set-up and clean-up time shall be factored into the time required and which permit is required. The Permit Fee shall be waived by the Borough for all public entites and Metuchen based school, civic, community, non-profit, charitable, associations, entities or groups.

B. A security deposit of $250.00 in the form of a check made payable to the “Borough of Metuchen” shall be submitted with the Application for a use permit. The security deposit shall be refunded, without interest, to the applicant within thirty (30) days of the event date with any deductions made for any damage and/or failure to comply with clean-up policies after an event. The required security deposit may be waived by the Borough Administrator.

C. In addition to the permit fee and security deposit set forth above, prior to a permit being issued for the use of the Town Plaza, an applicant shall provide the Borough with satisfactory proof of insurance as set forth in required by §124-21(c).
BE IT FURTHER ORDAINED by the Borough Council of the Borough of Metuchen that all Ordinances or parts of Ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency; and

BE IT FURTHER ORDAINED that Ordinance No. 2018-16, and the provisions and requirements thereof, including §§ 124-15 through 124-27 shall not be amended or altered by the within ordinance and shall remain unchanged and in full effect; and

BE IT FURTHER ORDAINED by the Borough Council of the Borough of Metuchen that if any Section, Paragraph, Clause or Provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, Paragraph, Clause or Provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Date of Introduction:  September 4, 2018
Date of Publication:  September 7, 2018

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X – INDICATES VOTE  AB- ABSENT  NV- NOT VOTING

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 4, 2018

________________________
Susan D. Jackson, RMC
Borough Clerk

Date of Adoption:  September 17, 2018
Date of Publication:  September 20, 2018

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I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on September 17, 2018

Susan D. Jackson, RMC
Borough Clerk

ATTEST:       BOROUGH OF METUCHEN

________________________  _______________________________
Susan Jackson, Clerk     Jonathan M. Busch, Mayor