

**TOWNSHIP OF PEQUANNOCK**

**ORDINANCE NO. 2011-24**

**ORDINANCE APPROPRIATING \$40,000 FROM THE WATER CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF AN EXTENSION OF THE WATER SUPPLY MAIN IN AND BY THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY AND DIRECTING THE SPECIAL ASSESSMENT OF PART OF THE COST THEREOF.**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY AS FOLLOWS:

Section 1. \$40,000 is hereby appropriated from the Water Capital Improvement Fund for the construction of an extension of the water supply main on Mountain Avenue from Tudor Drive to Mountain Ridge Road, including adding a fire hydrant to improve fire protection along Mountain Avenue and making the municipal water system available to Block 1101, Lot 8, including all work and materials necessary therefor and incidental thereto.

Section 2. The capital budget of the Township of Pequannock, in the County of Morris, New Jersey (the "Township") is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 3. Notice is hereby given to the owners of Block 1101, Lot 8 benefitted by the improvement described in Section 1 hereof and affected by the improvement described therein that the Township intends to make and to levy special assessments against Block 1101, Lot 8 in an aggregate amount of not exceeding \$20,000. Such special assessments shall be made and levied in the manner provided by law and shall be as nearly as possible in proportion to and not in excess of the peculiar benefit, advantage or increase in value that the respective lots and parcels of real estate shall be deemed to receive by reason of the improvement. It is expected that the Township will not contribute to the cost of the improvement.

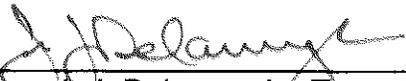
Section 4. The owners of Block 1101, Lot 8 may pay such assessment in the number of equal yearly installments determined herein with legal interest on the unpaid balance of the assessment. The first of such installments shall be due and payable two months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year at such time as the governing body shall determine by resolution, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or any balance of installments with accrued interest thereon at one time. In case any such installment shall remain unpaid for thirty (30) days after the time it shall become due and payable, the whole assessment or the balance thereof shall become and be

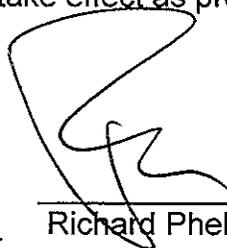
immediately due and payable, shall draw interest at the rate imposed upon the arrearage of taxes in the Township and shall be collected in the same manner as provided by law for other past-due assessments. Such assessment shall remain a lien upon the land described herein until the assessment, with all installments and accrued interest thereon, shall be paid and satisfied. Notwithstanding anything herein to the contrary, the Township shall have the right to waive default as may be permitted by law.

Section 5. The number of annual installments within which the special assessments are to be levied on the lots and parcels of real estate benefitted by the improvement is 10.

Section 6. This ordinance shall take effect as provided by the law.

**Introduced: August 23, 2011**  
**Adopted: September 27, 2011**

  
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Joseph J. Delaney, Jr., Township Clerk

  
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Richard Phelan, Mayor