



# **BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY**



## **ORDINANCE NO. 22-CODE-899**

### **ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XIII, SECTION 10 OF THE OAKLAND CODE, ENTITLED "FEE SCHEDULE" AND SECTION 13 ENTITLED "CHARGES AND FEES"**

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**WHEREAS**, the Borough of Oakland operates a water and sewer system as a municipal utility which must be self-sustaining; and

**WHEREAS**, the Water Quality Accountability Act requires purveyors to create and implement an asset management plan designed to inspect, maintain, repair, and renew its infrastructure consistent with standards established by the American Water Works Association. In addition, the Act also specifies a methodology for routinely testing of valves and fire hydrants; and

**WHEREAS**, compliance to the requirements of the Water Quality Accountability Act will generate increased operating and capital expenses; and

**WHEREAS**, increases in the costs of goods and services for the water utility due to inflation and increases in costs associated with labor and various other contracted services have increased overall operating and capital expenses for the utility; and

**WHEREAS**, in the event of revenue shortfalls, rates must be raised in order to keep the utility solvent;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Oakland as follows:

**Section I.** Chapter 13, Section 10.2 of the Borough of Oakland Code entitled "Minimum Charges" be and the same is hereby repealed and replaced with the following:

#### **13-10.2 Minimum Charge.**

Effective January 1, 2022 each customer shall pay a minimum charge of fifty-two dollars and zero (\$52.00) cents per quarter on the account, which charge shall entitle the customer to utilize up to six thousand (6,000) gallons of water. In the event that a customer commences or ceases to require services, during such portion of a quarter that it would be inequitable to charge the full minimum quarterly charge, the aforesaid amount shall be prorated as nearly as possible at the rate of sixteen dollars and sixty-six (\$17.33) cents which entitled the user to two thousand (2,000) gallons of water per month. In any event, any customer owning a home in Oakland for a minimum of one (1) year, using water supplied by the Borough, shall be required to pay a minimum of two hundred dollars and zero (\$208.00) cents per year.

**Section II.** Chapter 13, Section 10.3 of the Borough of Oakland Code entitled "Water and Sewer - Fee Schedule - Charges Over Minimum" be and the same is hereby repealed and replaced with the following:

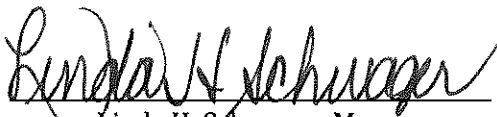
#### **13-10.3 Charges Over Minimum.**

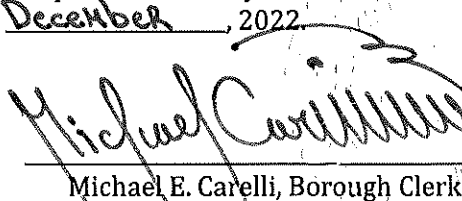
Effective January 1, 2022, customers who use in excess of six thousand (6,000) gallons per quarter shall pay, in addition to the minimum charge set forth in subsection 13-10.2, the sum of four dollars and five (\$4.05) cents for each one thousand (1,000) gallons used in a quarter above six thousand (6,000) gallons, up to ten thousand (10,000) gallons; the sum of five dollars and fourteen (\$5.14) cents for each one thousand gallons used in a quarter above ten thousand (10,000) gallons up to twenty-five thousand (25,000) gallons; the sum of five dollars and seventy (\$5.70) cent for each one thousand gallons used in a quarter above twenty-five thousand (25,000) gallons up to fifty thousand (50,000) gallons; and the sum of seven dollars and twenty-four (\$7.24) cents for each one thousand gallons used in a quarter above fifty thousand (50,000) gallons up to one hundred thousand (100,000) gallons. For each one thousand (1,000) gallons used in a quarter above one hundred thousand (100,000) gallons, the customer shall pay eight dollars and seventy-eight (\$8.78) cents per one thousand (1,000) gallons.

**Section III.** All other parts, portions and provisions of Chapter 13 of the Borough of Oakland Code be and the same are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms of this Ordinance shall be deemed to govern.

**Section IV.** The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

**Section V.** This Ordinance shall take effect immediately upon final passage and publication according to law.

  
Linda H. Schwager, Mayor

Adopted this 21 day of  
December, 2022  
  
Michael E. Carelli, Borough Clerk