

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 376 OF
THE BOROUGH CODE TO AMEND SECTION 59 TEST OF METER;
FEE;ADJUSTMENT OF BILL**

WHEREAS, in order to ensure that the Borough is paid for services with respect to the testing of water meters the Superintendent of Public Works has recommended that the fee charged for the testing of water meters be amended to reflect current costs.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Spring Lake in the County of Monmouth, State of New Jersey as follows:

Section 1:

Chapter 376-59 entitled "Test of Meter; Fee; Adjustment of Bill" of the Borough Code of the Borough of Spring Lake is hereby amended and supplemented as follows:

§ 376-59 Test of meter; fee; adjustment of bill.

The Water Department will, at the request of any consumer, test the meter upon the payment of a fee of \$100.00, payable in advance. If the meter is found to be fast, bills rendered will be adjusted with the understanding that, when the test is made, the meter or meters will record within 2% of absolute correctness upon ordinary size flows or openings. In no case shall there be an adjustment of less than the minimum of the annual service charge. If the meter is found to be fast, the test fee shall be refunded to the consumer or owner.

Section 2:

All other provisions of Chapter 376 not amended or replaced herein remain in full force and effect.

Section 3.

If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

Section 4.

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

Section 5.

This Ordinance shall take effect on upon passage and publication in accordance with applicable law.

INTRODUCED: November 10, 2009

ADOPTED: December 8, 2009

APPROVED:


JENNIFER NAUGHTON, Mayor

Attest:


JANE L. GILLESPIE, BOROUGH CLERK