

**NORTHWEST BERGEN COUNTY UTILITIES AUTHORITY**

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**RESOLUTION**

**Offered by** Commissioner Kasparian

**No. 31-2013**

**Seconded by** Commissioner DaPuzzo

**Date: May 7, 2013**

**AUTHORIZATION TO ADJUST CONNECTION FEE**

**WHEREAS**, after a public hearing on December 6, 2006, as set forth in the Resolution adopted on said date, the Northwest Bergen County Utilities Authority (the "Authority") determined that it would be in the best interest of the public and the local governmental units it serves to institute a connection fee program in the manner prescribed by N.J.S.A. 40:14B-23, and to adopt the necessary amendments to the Authority's Rules, Regulations and Standards required to implement the connection fee program; and

**WHEREAS**, at the hearing on May 1, 2012, the Authority determined that the cost of the connection fee for the year 2012 would be \$4,140 per service unit as calculated in the 2012 Sewer Connection Fee Rate Study prepared by Lerch, Vinci & Higgins, LLP, and the Authority applied a reduction of 50% to mitigate the impact of the imposition of the connection fee program, resulting in the cost of the connection fee to be \$2,070 per unit; and

**WHEREAS**, the firm of Lerch, Vinci & Higgins, LLP, the auditors for the Authority, has prepared a report entitled "2013 Sewer Connection Fee Rate Study Update" for the Authority, with the assistance of the Authority staff, on the proper amount for a connection fee payable by an individual or party making a new connection to the System for the year 2013, in accordance with the formula set forth in N.J.S.A. 40:14B-22, for the privilege of making the connection ("2013 Sewer Connection Fee Rate Study Update"); and

**WHEREAS**, on May 7, 2013, in accordance with the requirements of N.J.S.A. 40:14B-22, the Authority conducted a public hearing on the proposed adjustment of the connection fee prescribed by N.J.S.A. 40:14B-23; and

**WHEREAS**, the Authority, having considered, at the public hearing held on May 7, 2013: (i) the testimony provided at said hearing; (ii) the 2013 Sewer Connection Fee Rate Study Update; and (iii) the statements of those attending the public hearing; and has determined that it would be in the best interest of the Authority to adopt an adjustment to the connection fee charge implemented for the year 2013; and

**WHEREAS**, the Authority has determined that the cost of the connection fee would be \$4,227 per service unit as calculated in the 2013 Sewer Connection Fee Rate Study Update; and

**WHEREAS**, the Authority has deemed it is still desirable to provide a reduction of 50% to mitigate the impact of the imposition of the connection fee program; and

**WHEREAS**, after applying such reduction, the Authority has determined that the cost of the connection fee shall be \$2,114 per service unit, after taking into account the factors set forth in N.J.S.A. 40:14B-22;

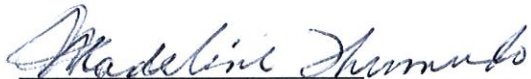
**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Northwest Bergen County Utilities Authority, as follows:

1. The Authority hereby establishes an adjustment to the connection fee of \$2,114 per service unit as calculated in the 2013 Sewer Connection Fee Rate Study Update, effective as of the date of this Resolution, effective May 7, 2013 until amended.

2. The Executive Director is hereby authorized to take any and all steps necessary for the implementation of the adjustment of the connection fee.

3. The formal action(s) of the Commissioners of the Northwest Bergen County Utilities Authority embodied herein are expressly contingent upon and subject to the provisions of N.J.S.A. 40:14B-14(b).

IT IS HEREBY CERTIFIED that this is a true copy of a Resolution adopted by the Northwest Bergen County Utilities Authority upon a roll call vote of all Commissioners of the Authority eligible to vote at a public hearing meeting held on May 7, 2013.

  
SECRETARY

  
CHAIRMAN

Roll Call:    **AYES:** Commissioners Dachnowicz, DaPuzzo, DePhillips,  
                  Kasparian, Plumley, Salazer, Chewcaskie  
                  **NAYES:** None  
                  **ABSENT:** Commissioners Gabbert, Kelaher