

ORDINANCE # 2015-16

AN ORDINANCE OF THE TOWNSHIP OF WEST DEPTFORD MANDATING THE CONNECTION TO THE PUBLIC WATER SYSTEM AND THE SEALING OF CONTAMINATED POTABLE WELLS FOR THOSE PROPERTIES LOCATED ON CLEMENT DRIVE AND INCLUDING ANY OTHER PROPERTIES WITH CONTAMINATED POTABLE WELLS LOCATED WITHIN THE TOWNSHIP OF WEST DEPTFORD

WHEREAS, the State of New Jersey Department of Environmental Protection has determined that certain properties located within the Township of West Deptford are located in an area defined as containing properties that have contaminated or threatened wells should be connected to the public water supply system and the potable wells sealed; and

WHEREAS, the State of New Jersey Department of Environmental Protection and the Township of West Deptford have entered into an agreement for the construction of a public water supply system that includes the construction of service connections and sealing of wells at those properties defined as having contaminated or threatened wells; and

WHEREAS, the Township of West Deptford has determined that once a public water supply is available to these properties the properties shall be required to hook-up to the public water supply system and abandon the private wells located on the property.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of West Deptford, County of Gloucester and State of New Jersey as follows:

1. Upon notification of the completion of a public water supply servicing their properties the following properties shall be required to connect to the public water supply system within 30 days:

PROJECT AREA

<u>BLOCK</u>	<u>LOT(S)</u>
342	34
342	34.02
342	34.03

2. Upon completed hook-up to the public water supply system all potable wells on the properties referred to in Section 1 shall be sealed within sixty (60) days.
3. Any person who commits a violation of this ordinance shall, upon conviction thereof, pay a fine in an amount not to exceed \$2,000.00. In addition to the above penalties, if the owner of any house, building or structure referred to in Section 1 hereof shall fail to make the installation or connection required by this Ordinance within the time herein required, then the Township shall have the right to seek an Order from a Court of competent jurisdiction to compel a property owner to comply with the requirements of this Ordinance and to make the connection to the public water system and seal the well together with attorney fees and costs incurred by the Township in seeking such enforcement, or, in the alternative, to have the Township enter onto the property to make such connection or installation and assess the cost thereof as a lien against the property pursuant to and in accordance with provisions of applicable regulations and statutes.
4. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.
5. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

TOWNSHIP OF WEST DEPTFORD



DENICE DICARLO, Mayor

Attest:



AMY LESO, RMC, Township Clerk

INTRODUCED at a meeting of the Township Committee of the Township of West Deptford, held on August 19, 2015.

ROLL CALL VOTE				
	AYES	NAYS	ABSTAIN	ABSENT
Denice DiCarlo	X			
Jeff Hansen	X			
James Mehaffey	X			
Jerry Maher	X			
Adam Reid	X			
TALLY:	5	0	0	0

ADOPTED at a meeting of the Township Committee of the Township of West Deptford, held on September 2, 2015.

ROLL CALL				
	AYES	NAYS	ABSTAIN	ABSENT
Denice DiCarlo	X			
Jeff Hansen	X			
James Mehaffey	X			
Jerry Maher	X			
Adam Reid	X			
TALLY	5	0	0	0