

1st - July 21st
2nd - Aug. 4th

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE # 2014-09

TITLE: ORDINANCE AMENDING CHAPTER 235, UNIFORM CONSTRUCTION CODES PERMIT AND SURCHARGE FEES TO EXEMPT DISABLED VETERANS FROM CONSTRUCTION PERMIT FEES FOR CONSTRUCTION RELATED TO ACCESSIBILITY TO THEIR LIVING UNITS

WHEREAS, the Township Council of the Township of Lower desires to amend Chapter 235 of The Code of the Township of Lower to exempt disabled veterans or their caretakers in whose home they reside from the payment of any construction permit fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his or her own living unit whether owned by the caretaker or disabled veteran.

NOW, THEREFORE, BE IT ORDAINED that the Township Council of the Township of Lower, County of Cape May, State of New Jersey hereby determines and declares as follows:

Section 1. A new paragraph "D" is hereby added to Section 235-4, Fees; surcharge fees, of Chapter 235 which shall read as follows:

§ 235-4. Fees; surcharge fees.

D. Notwithstanding the provisions of the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) or any rules, regulations or standards adopted pursuant thereto to the contrary, a person who has a service-connected disability declared by the United States Veterans Administration, or its successor, to be a total or 100% permanent disability that would entitle them to a property tax exemption under section 1 of P.L.1948, c.259 (C.54:4-3.30) or a spouse, parent, sibling, or guardian of the disabled veteran, shall not be charged a construction permit fee, as defined in Paragraph A above, for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by the disabled veteran to or within his or her own living unit.

Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Section 3. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

Section 4. This Ordinance shall become effective immediately upon final passage and publication, according to law.

Thomas Conrad
Thomas Conrad, Councilmember

James P. Neville
James Neville, Councilmember

Erik Simonsen
Erik Simonsen, Councilmember

Norris Clark
Norris Clark, Deputy Mayor

Michael E Beck
Michael E Beck, Mayor

Adopted: August 4, 2014
Attest: *Julie A Picard*
Julie A Picard, Township Clerk