

**PUBLIC NOTICE – TOWNSHIP OF LOWER
NOTICE OF ADOPTION**

Notice is hereby given that the Township Council of the Township of Lower, County of Cape May, State of New Jersey, at a meeting held April 6, 2026, did adopt the following Ordinances:

Ordinance #2026-05

An Ordinance to Exceed the Municipal Budget Appropriation Limit and to Establish A Cap Bank (N.J.S.A. 400A:4-15-14)

Ordinance #2026-06

An Ordinance Amending Chapter 570, Solid Waste, Article 1, Rubbish and Trash, Subsection 4, Collection Days and Times; Recyclables, of the Code of the Township of Lower .

Julie A Picard, RMC
Township Clerk
April 7, 2026

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

ORDINANCE #2026-05

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-15.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Lower in the County of Cape May finds it advisable and necessary to increase its CY 2026 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township of Lower hereby determines that a 2.0% increase in the budget for said year, amounting to \$554,480.78 in excess of the increase in final appropriations otherwise permitted by the Local Government Cape Law is advisable and necessary; and,

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Lower, in the County of Cape May, a majority of the full authorized membership of this governing body affirmatively concurring, that in the CY 2026 budget year, the final appropriation of the Township of Lower shall, in accordance with this ordinance and N.J.S.A. 40A: 4-15.14, be increased by 3.5 % amounting to \$970,341.37 and the CY 2026 municipal budget for the Township of Lower be approved and adopted in accordance with this ordinance.

BE IT FURTHER ORDAINED, that any amount authorized hereinafter that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced: March 2, 2026

Adopted: *April 6, 2026*

Attest: *J. Picard*

Julie A Picard, Township Clerk

Thomas Conrad
Thomas Conrad, Councilmember

Joseph Wareham
Joseph Wareham, Councilmember

Roland Roy
Roland Roy, Councilmember

Kevin Coombs
Kevin Coombs, Deputy Mayor

Frank Sippel
Frank Sippel, Mayor

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

ORDINANCE #2026-06

Title: AN ORDINANCE AMENDING CHAPTER 570, SOLID WASTE, ARTICLE I, RUBBISH AND TRASH, SUBSECTION 4, COLLECTION DAYS AND TIMES; RECYCLABLES, OF THE CODE OF THE TOWNSHIP OF LOWER

WHEREAS, Chapter 570, Article I, Rubbish and Trash, of the Code of the Township of Lower establishes regulations governing the storage and collection of trash/rubbish throughout the Township; and

WHEREAS, the Township Council of the Township of Lower has determined that the existing regulations should be revised to further promote the public health, safety, and welfare of Township residents; and

WHEREAS, requiring the prompt removal of private trash/rubbish receptacles from the public right-of-way and curbside areas following collection will help preserve the cleanliness, appearance, and orderly character of residential neighborhoods; and

WHEREAS, establishing standards for the storage of trash/rubbish receptacles on private property will reduce visual blight, promote proper property maintenance, and prevent receptacles from being left within public view or within the public right-of-way, thereby potentially interfering with pedestrian and motor vehicle traffic; and

WHEREAS, the Township Council of the Township of Lower has determined that it is in the best interests of the Township to amend Chapter 570, Article I, Subsection 4, to establish clear standards governing the placement, removal, and storage of trash/rubbish receptacles;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey as follows:

Section 1. Chapter 570, Solid Waste, Article I, Rubbish and Trash, Section 4, Collection Days and Times; Recyclables, Subsection (A), is hereby amended as follows:

570-4 Collection days and times; recyclables.

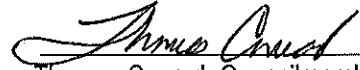
A. Rubbish.

- (1) Rubbish will be collected in accordance with a definite schedule, which will be announced from time to time by the Department of Public Works.
- (2) When collections are made during the day, all authorized private receptacles shall be placed in the curbside area directly in front of the residence from which the rubbish is generated, within the property's street frontage, between the extended side property lines, before 7:00 a.m., but not before 7:00 p.m. on the previous day. All private receptacles shall be removed from the public right-of-way and curbside areas by no later than 7:00 p.m. on the day of collection.
- (3) All authorized private cans, receptacles, and containers shall be stored on the property from which the rubbish is generated, within the property lines, in an enclosure or corral, directly adjacent to or behind the principal structure, or within the structure itself.

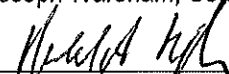
Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.


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 20 days after final passage and publication according to law.


Thomas Conrad, Councilmember


Joseph Wareham, Councilmember

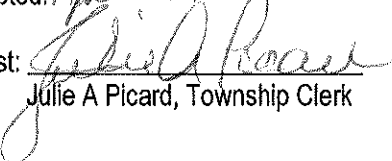

Roland Roy, Jr., Councilmember


Kevin Coombs, Deputy Mayor


Frank Sippel, Mayor

First Reading: March 16, 2026

Adopted: 

Attest: 
Julie A Picard, Township Clerk