

ORDINANCE NO. 2022-10
BOROUGH OF LEONIA
COUNTY OF BERGEN

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 123 ENTITLED
"FEES", ARTICLE I ENTITLED "SCHEDULE OF FEES", SECTION 123-23
ENTITLED "UNIFORM CONSTRUCTION CODE" OF THE CODE OF THE
BOROUGH OF LEONIA**

BE IT ORDAINED by the Mayor and Council of the Borough of Leonia as follows:

Section 1.

Chapter 123 of the Code of the Borough of Leonia, entitled "Fees", Article I entitled "Schedule of Fees", Section 123-23 entitled "Uniform Construction Code" is hereby repealed in its entirety and replaced with the following:

ARTICLE 1 - Schedule of Fees

§123-23. Uniform Construction Code

A. Building Subcode Fees

1. Minimum fee: \$78.00
2. New construction, including additions, per cubic foot of volume:

Use Group	Fee
All use groups	\$0.06
3. Renovations, alterations and repairs:

(a) Up to first \$50,000.00 in cost, per \$1,000.00:	\$35.00
(b) From \$50,000.00 to and including \$100,000.00 in cost, per \$1,000.00:	\$25.00
(c) Over \$100,000.00 in cost, per \$1,000.00:	\$22.00
4. Building or structural demolition:

(a) R-3 or R-5 Use Group, complete:	\$400.00
(b) All other use groups, complete:	\$800.00
(c) R-3 or R-5 Use Group, interior nonstructural:	\$ 80.00
(d) All other use groups, interior nonstructural:	\$250.00

5.	Garage or accessory building demolition:	
	(a) R-3 or R-5 Use Group:	\$100.00
	(b) All other use groups:	\$200.00
6.	Moving a building, per \$1,000.00 of estimated cost Of work:	\$ 30.00
7.	Asbestos abatement:	\$200.00
8.	Administrative certificate of occupancy:	\$ 25.00
9.	Lead hazard abatement:	\$200.00
10.	Administrative certificate of clearance:	\$ 25.00
11.	Flat fees for the following (not subject to minimum fee):	
	(a) Swimming pools (installations):	
	(i) Above ground	\$175.00
	(ii) In-ground	\$350.00
	(b) House and construction trailers, each	\$300.00
	(c) Tents, each	\$150.00
12.	Retaining wall with surface area greater than 550 square feet that is associated with a Class 3 residential structure	\$200.00
13.	Retaining wall with a surface area of 550 square feet or less that is associated with a Class 3 residential structure	\$100.00
14.	Signs, per square foot, each face:	\$ 4.00
15.	Certificate of occupancy:	
	(a) R-5 Use Group structures of less than 5,000 square feet in height:	\$150.00
	(b) All other buildings: Minimum	\$200.00
	or	10% of permit fee
16.	Charge of use group:	\$200.00
17.	Certificate of continued occupancy: minimum of Subcode fees, plus certificate of occupancy fee	

18. Temporary certificate of occupancy:
- (a) Initial issuance: No fee
 - (b) Subsequent renewals, each \$ 75.00
19. Certificate of approval: No fee
20. Plan review, nonrefundable: 20% of construction permit fee
21. Change of contractor, per subcode technical section: \$ 17.00
22. Permit fees:
- (a) Permit surcharge [state-mandated - N.J.A.C. 5:23-4.19(b), per cubic foot of volume (New work and additions only): \$ 0.00371
 - (b) Alterations, per \$1.00 of cost: \$ 0.0019
23. Variation application as per N.J.A.C. 5:23-2.10:
- (a) Class I structure: \$350.00
 - (b) Class I structure, resubmission: \$250.00
 - (c) Class II and III structures: \$100.00
 - (d) Class II and III structures, resubmission: \$ 78.00
24. Reinstatement of lapsed permit: Minimum of each subcode
Section not completed
25. Withdrawn permit administrative fee: 20% of permit fee

B. Electrical subcode fees.

- 1. Minimum fee: \$ 78.00
- 2. Electrical devices (i.e. lighting outlets, convenience receptacles, wall switches, smoke and heat detectors, fluorescent fixtures, fractional horsepower motors, emergency lights, exit lights, communication points, fire alarm devices, fire alarm control panel:
 - (a) From one to 20 devices: \$ 70.00
 - (b) Each additional 20 devices: \$ 22.00
- 3. Motors (all except those in plug-in appliances):
 - (a) From 1 to 10 horsepower: \$ 22.00
 - (b) From 11 to 50 horsepower: \$ 78.00
 - (c) From 51 to 100 horsepower: \$118.00
 - (d) Over 100 horsepower: \$550.00

4.	Appliance equipment:	
	(a) From 1 to 10 kilowatts:	\$ 22.00
	(b) From 11 to 45 kilowatts:	\$ 78.00
	(c) From 46 to 112.5 kilowatts:	\$120.00
	(d) Over 112.5 kilowatts:	\$550.00
5.	Transformers, generators:	
	(a) From 1 to 10 kilowatts:	\$ 70.00
	(b) From 11 to 45 kilowatts:	\$150.00
	(c) From 46 to 112.5 kilowatts:	\$200.00
	(d) Over 112.5 kilowatts:	\$550.00
6.	Service entrance, panel, subpanel or disconnect:	
	(a) Up to 100 amperes:	\$100.00
	(b) From 101 to 200 amperes:	\$150.00
	(c) From 201 to 1,000 amperes:	\$275.00
	(d) Over 1,000 amperes:	\$550.00
7.	Air-conditioning units (includes disconnect, compressor/ Condenser, air handler):	
	(a) R-3 or R-5 Use Group, new installations, each	\$ 78.00
	(b) All other use groups, new installations, each:	\$125.00
	(c) Replacement of any system part:	\$ 50.00
8.	Burglar alarm system:	
	(a) Fee:	\$ 80.00
	(b) Replacement of any system part:	\$ 40.00
9.	Swimming pools (includes receptacle, switch, trench, bonding):	
	(a) Fee:	\$100.00
	(b) Equipotential bonding grid:	\$ 50.00
10.	Hydromassage tub:	\$ 30.00
11.	Hot tub, spa:	\$ 75.00
12.	Certificate of compliance, annual inspection for Public swimming pools, spas, hot tubs:	\$150.00

13. Photovoltaic systems:
- | | | |
|-----|-----------------------------|----------|
| (a) | From 1 to 50 kilowatts: | \$150.00 |
| (b) | From 51 to 100 kilowatts: | \$300.00 |
| (c) | Greater than 100 kilowatts: | \$650.00 |
14. Signs: \$ 15.00
15. Light standards: \$ 15.00

C. Elevator sub code fees:

1. The fee for elevators will be the third-party fee, plus an additional administrative fee of 40%, with the minimum Borough fee being \$78.00.

D. Fire sub code fees:

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|-----|--|------------|
| 1. | Minimum Fee: | \$ 78.00 |
| 2. | Photovoltaic Systems: | |
| | (a) 1-20 panels: | \$125.00 |
| | (b) Each additional 20 panels: | \$ 50.00 |
| 3. | Sprinkler systems, each: | |
| | (a) Pipe schedule: | \$125.00 |
| | (b) Hydraulically calculated: | \$125.00 |
| | (c) R-5 Use Group, 20 or fewer heads: | \$100.00 |
| 4. | Sprinkler system heads, all use groups: | |
| | (a) From 1 to 20 heads: | \$ 85.00 |
| | (b) From 21 to 100 heads: | \$160.00 |
| (c) | From 101 to 200 heads: | \$250.00 |
| | (d) From 201 to 400 heads: | \$500.00 |
| | (e) From 401 to 1,000 heads: | \$800.00 |
| | (f) Over 1,000 heads: | \$1,200.00 |
| 5. | Sprinkler system supervisory devices (i.e. water flow switch, tamper switches low/high air), each: | \$ 25.00 |
| 6. | Standpipes, each: | \$250.00 |

7.	Fire alarm systems:	
	(a) Control panel, R-5 Use Group, each:	\$ 78.00
	(b) Control panel, non-R-5 Use Group, each:	\$150.00
8.	Detection devises (i.e. smoke detector heads, heat detector heads, pull stations, carbon monoxide detectors):	
	(a) From 1 to 20 devices:	\$ 90.00
	(b) From 21 to 100 devices:	\$160.00
	(c) From 101 to 200 devices:	\$225.00
	(d) From 201 to 400 devices:	\$500.00
	(e) From 401 to 1,000 devices:	\$900.00
	(f) Over 1,000 devices:	\$1,200.00
9.	Fire alarm system security devices (i.e. door locks, electromagnetic releases):	\$ 25.00
10.	Fire alarm system signaling devices (i.e. horns, Strobes, bells, water flow alarms), each	\$ 18.00
11.	Independent pre-engineered system, each:	
	(a) Wet chemical system:	\$150.00
	(b) All other systems:	\$250.00
12.	Gas or oil fired appliances, each:	
	(a) R-3 or R-5 Use Group, new installations:	\$ 78.00
	(b) All other use groups:	\$ 90.00
13.	Solid fuel fired appliances (i.e. boilers, water heaters, Furnaces, generators) each:	\$ 78.00
14.	Metal chimney liner installation, each:	\$ 80.00
15.	Exhaust systems, each:	
	(a) Commercial kitchen:	\$150.00
	(b) Smoke control system:	\$250.00
16.	Incinerators, each:	\$400.00
17.	Crematorium, each:	\$400.00

18.	Fuel storage tanks:	
	(a) R-5 Use Group, install, remove or abandon, each:	\$175.00
	(b) All other use groups, install, remove or abandon, each:	
	(i) Up to 275 gallons:	\$200.00
	(ii) From 276 gallons to 1,000 gallons:	\$250.00
	(iii) Each additional 500 gallons:	\$ 50.00
19.	Fire pump, each	\$150.00
20.	Fire service main:	
	(a) Less than or equal to four inches in diameter:	\$150.00
	(b) Greater than four inches in diameter:	\$200.00
E.	Plumbing subcode fees:	
1.	Minimum fee:	\$ 78.00
2.	Fixtures (i.e. lavatories, kitchen sinks, basins, urinals, water closets, bathtubs, shower stalls, sill cocks, laundry tubs, floor drains, drinking fountains, dishwashers, garbage disposals, clothes washers and similar devices), each:	\$ 28.00
3.	Stacks, each:	\$ 65.00
4.	Special devices (i.e. grease traps, oil separators, refrigeration units, utility service connections, backflow preventers, gas service interceptors and fuel oil piping) each:	
	(a) R-5 Use Group:	\$100.00
	(b) All other use groups:	\$250.00
5.	Utilization equipment (i.e. steam boilers, hot-water boilers, warm-air furnaces) each:	
	(a) R-3 or R-5 Use Group, new installations:	\$100.00
	(b) All other use groups:	\$150.00
6.	Extension of existing heating systems:	\$ 60.00

7.	Air-conditioning units:	
	(a) R-3 or R-5 Use Group, new installations:	\$ 75.00
	(b) All other use groups:	\$100.00
8.	Water heaters, each	
	(a) R-3 or R-5 Use Group, new installations:	\$ 80.00
	(b) All other use groups:	\$100.00
9.	Gas piping, each:	
	(a) R-3 or R-5 Use Group:	\$ 60.00
	(b) All other use groups:	\$ 80.00
10.	Chimney liner, gas-fired appliance:	\$ 80.00
11.	Vapor recovery systems, each:	\$100.00
12.	Required annual re-inspections (i.e. cross-connections, back flow preventers):	\$ 75.00
13.	Medical gas piping, per outlet:	\$ 22.00
14.	VAV boxes:	\$ 22.00
15.	Humidifiers:	\$ 22.00
16.	Pre-manufactured homes, plan review and connection inspections:	\$200.00
17.	Swimming pools (backflow preventer and main drain):	\$150.00
F.	Zoning/land use fees	
1.	Zoning permit (includes review for use and/or development):	
	(a) One and two family dwellings:	\$ 50.00
	(i) i.e. AC condensers, walkways, patios, Pavers, deck	
	(ii) Additions	\$100.00
	(iii) New Homes	\$150.00

2.	Amended zoning application, each:	
	(a) One and two family dwellings:	\$ 50.00
	(b) All other uses:	\$ 50.00
3.	Fences:	\$ 50.00
4.	Sign/awning permit, each	\$ 50.00
5.	Temporary zoning permit (i.e. outdoor café, tents, Seating, pods):	\$100.00
6.	Development applications:	
	(a) Minor subdivision:	\$500.00
	(b) Preliminary major subdivision:	
	(i) Up to one acre:	\$750.00
	(ii) Each additional acre or fraction thereof:	\$200.00
7.	Final major subdivision:	\$500.00
8.	Preliminary site plan:	
	(a) Residential:	
	(i) Residential uses:	\$250.00
	(ii) Plus each dwelling unit:	\$ 50.00
	(b) All other:	
	(i) All other uses:	\$350.00
	(ii) Plus per 1,000 square feet of gross floor area:	\$ 50.00
9.	Final site plan:	
	(a) Residential:	
	(i) Residential uses:	\$250.00
	(ii) Plus per each dwelling unit:	\$ 50.00
	(b) All other:	
	(i) All other uses:	\$350.00
	(ii) Plus per 1,000 square feet of gross floor area:	\$ 50.00
10.	Amended sit plan application:	\$150.00
11.	Change of use or occupancy, existing buildings:	\$100.00

12. Certificate of sale/rental occupancy (CRO):
 - (a) Inspection fee three weeks prior to inspection date: \$ 50.00
 - (b) Inspection fee two weeks prior to inspection date: \$ 75.00
 - (c) Inspection fee one week prior to inspection date: \$100.00
13. Contractor registration, other than R Use Groups: \$ 50.00
14. Conditional use permit: \$250.00
15. Appeals filed pursuant to N.J.S.A. 40:55D-70(a) of the MLUL, each: \$100.00
16. Interpretations filed pursuant to N.J.S.A. 40:55D-70(b) of the MLUL, each: \$100.00
17. Variance appeals filed pursuant to N.J.S.A. 40:55D-70(c)(1) or (2):
 - (a) Initial variance: \$250.00
 - (b) Each additional: \$100.00
18. Variance appeals filed pursuant to N.J.S.A. 40:55D-70(d)(1), each: \$500.00
19. Variance appeals filed pursuant to N.J.S.A. 40:55D-70(d)(2) or (3), each: \$350.00
20. Variance appeals filed pursuant to N.J.S.A. 40:55D-70(d)(4), (5) or (6), each: \$350.00

G. Other

1. Planning Board and Board of Adjustment:
 - (a) Certified list of property owners: Finance Department
 - (b) Publication of decisions: Applicant's responsibility
2. Letters of code confirmation, each \$ 75.00
3. Transcripts of hearings, each: Cost plus 10%
4. Audio tape/CD, per appeal: \$ 25.00

5. Information request requiring historical research:

- (a) Non-managerial/non-executive, clerical, per hour: \$ 45.00
- (b) Managerial/executive, professional, per hour: \$ 75.00

Section 2. Repealer

All other ordinances of the Borough of Leonia, which are in conflict with this ordinance, are hereby repealed to the extent of such conflict.

Section 3. Severability

The provisions of this ordinance are severable and if any sentence, section or other part of this ordinance should be found to be invalid such invalidity shall not affect the remaining provisions and the remaining provisions shall continue in full force and effect. In the event any part or provision of this code is held to be illegal or void, this shall not have the effect of making void or illegal any of the other parts or provisions hereof, which are determined to be legal; and it shall be presumed that this code would have been passed without such illegal or invalid parts or provisions. Any invalid part of this code shall be segregated from the remainder of this code by the court holding such part invalid and the remainder shall remain effective.

Section 4. Effective Date

This ordinance shall take effect upon final adoption and publication of notice of adoption as required by law.



JUDAH ZEIGLER, Mayor

ATTEST:



TRINA LINDSEY
Borough Clerk

Introduced: July 18, 2022
Adopted: August 1, 2022
Approved: August 1, 2022

RECORD OF VOTE

Council	First Reading						Second Reading					
	July 18, 2022						August 1, 2022					
	M	S	Y	N	A	AB	M	S	Y	N	A	AB
Flaim			✓						✓			
Davis			✓									✓
Fusco	✓		✓				✓		✓			
Grandelis		✓	✓									✓
Terrell			✓					✓	✓			
Ziegler			✓									✓
Mayor Zeigler												

M - Motion S - Seconded Y - Yes N - No A - Abstain AB - Absent



 Judah Zeigler, Mayor

ATTEST:


 Trina Lindsey, Borough Clerk