

ORDINANCE NO. 2026-27

ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE PHILLIPSBURG TOWN CODE BY INCREASING CERTAIN FEES PROVIDED THEREIN

WHEREAS, the Town Council of the Town of Phillipsburg has reviewed the Town Code and has made a determination that certain fees are below the requisite amount and – therefore – require an increase; and

WHEREAS, the Town Council now wish to increase certain fees provided in the Town Code and believes that such amendment to the Town Code is in the best interest of the Town and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that certain sections of the Town Code are hereby amended and supplemented to increase certain fees pronounced therein, as follows:

SECTION I:

Additions to this Section shall be delineated by underlined text, thusly.

Deletions to this Section shall be delineated by strikethrough text, ~~thusly~~.

The following amendments are hereby made to certain Sections of Chapter 235 entitled “Construction Codes, Uniform”:

§ 235-3. Fees.

A. [. .]

D. Building subcode fees. The fees for new building construction or alterations shall be:

(1). [. .]

(a) The new construction fee shall be in the amount of ~~\$0.038~~ \$0.050 per cubic foot of volume for buildings and structures of use groups B, E, H, I, R-1, R-2, R-3, R-4, and R-5.

(b) The fee shall be ~~\$0.024~~ \$0.025 per cubic foot of volume for groups, A-1, A-2, A-3, A-4, A-5, F-1, F-2, S-1, and S-2, and the fee shall be ~~\$0.044~~ \$0.015 per cubic foot for structures on farms, including commercial farm buildings under N.J.A.C. 5:23-3.2(d), with a maximum fee for such structures on farms not to exceed ~~\$1,602~~ \$1,700.00.

(2). [. .]

(a) For Use Groups A-1, A-2, A-4, A-5, B, E, F-1, F-2, H, U, M, R-1, R-2, R-4, S-1, S-2, and U, the fee shall be \$56 for the first \$3,000 of estimated cost of work; ~~and \$24 \$50.00~~ per \$1,000 of value for the cost of work exceeding \$3,000 up to and including \$50,000; and \$42 \$35.00 per \$1,000 of value for the cost of work in excess of valued between \$50,000; and \$100,000; and \$35 per \$1,000 of value for the cost of work in excess of \$100,000.

(b) For Use Groups A-3, R-3, and R-5, the fee shall be \$46 for the first \$3,000 of estimated cost of work; ~~and \$16 \$50.00~~ per \$1,000 of value for the cost of work exceeding \$3,000 up to and including \$50,000 and \$42 \$35.00 per \$1,000 of value for the cost of work in excess of valued between \$50,000 and \$100,000; and \$35 per \$1,000 of value for the cost of work in excess of \$100,000.

- (3). [. . .]
- (5). The fee for tents, in excess of 900 square feet or more than 30 feet in any dimension, shall be a flat fee of ~~\$92~~ \$150.
- (6). The fee for roofing and siding work completed on a structure in Use Groups R-3 and R-5 shall be a flat fee of ~~\$48~~ \$75.
- (7). The fee for an aboveground swimming pool shall be ~~\$65~~ \$100. The fee for an in-ground swimming pool shall be ~~\$150~~ \$250 [. . .]
- (8). The fee for premanufactured garden and utility-type yard sheds, which are from 100 to 200 square feet or greater than 10 feet in height and accessory to Use groups R-3 or R-5 of the building subcode, shall be ~~\$36~~ \$75. The fee for utility yard sheds for all other use groups or sheds constructed on site shall be ~~\$48~~ \$100 [. . .]
- (9). The fee for the installation of a fence over six feet in height and accessory to Use Groups R-3 and R-5 of building subcode shall be ~~\$46~~ \$75. For all other use groups, the fee shall be ~~\$120~~ \$150.
- (10). [. . .]
 - (a) The fee for a retaining wall with a surface area greater than 550 square feet that is associated with a Class 3 residential structure shall be ~~\$120~~ \$150.
 - (b) The fee for a retaining wall with a surface area of 550 square feet or less that is associated with a Class 3 residential structure shall be ~~\$65~~ \$100 [. . .]

E. Plumbing subcode fees; plumbing fixtures and equipment.

- (1). For plumbing fixtures and equipment, the minimum fee shall be \$90. The fee shall be in the amount of \$13 per fixture for the first four (4) fixtures, and for every fixture in excess of four (4), the fee shall be in the amount of \$25 per fixture, piece of equipment or appliance connected to the plumbing system and for each appliance connected to the gas piping or oil piping system, except as indicated in Subsection E(2) below.
- (2). The fee shall be ~~\$65~~ \$125 per special device for the following: grease traps, oil separators, refrigeration units, utility service connections, backflow preventers equipped with test ports (double check valve assembly, reduced pressure zone and pressure vacuum breaker backflow preventers), steam boilers, hot-water boilers (excluding those for domestic water heating), active solar systems, sewer pumps and interceptors. There shall be no inspection fee charged for gas service entrance.
- (3). There shall be a flat fee of ~~\$52~~ \$90 for four or fewer plumbing fixtures, appliances, or pieces of equipment connected to the gas or oil piping system.

F. Electrical subcode fees; electrical fixtures and devices.

- (1). The fee for the first block of outlets consisting of one to 25 receptacles, fixtures or devices shall be ~~\$46~~ \$100, and for each additional block consisting of 25 receptacles, fixtures or devices, the fee shall be ~~\$8~~ \$25. For the purpose of computing this fee, receptacles, fixtures or devices shall include lighting fixtures, wall switches, convenience receptacles, sensors, dimmers, alarm devices, smoke and heat detectors, communication outlets, light standards eight feet or less in height including luminaries, emergency lights, electric signs, exit lights or similar electric fixtures and devices rated 20 amperes or less including motors or

equipment rated less than one horsepower (hp) or one kilowatt (kw). The minimum fee shall be in the amount of \$90.

- (2). For each motor or electrical device rated from one hp or one kw to 10 hp or 10 kw; for each transformer or generator rated from one kw or one kva to 10 kw or kva; for each replacement of wiring involved one branch circuit or part thereof; for each storable pool or hydromassage bathtub; for each underwater lighting fixture; for household electric cooking equipment rated up to 16 kw; for each fire, security or burglar alarm control unit; for each receptacle rated from 30 amperes to 50 amperes; for each light standard greater than eight feet in height including luminaries; and for each communications closet, the fee shall be ~~\$13~~ \$50.
- (3). For each motor or electrical device rated from greater than 10 hp or 10 kw to 50 hp or 50 kw, for service equipment, panel board, switch board, switch gear, motor control center, or disconnecting means rated 225 amperes or less; for each transformer or generator rated from greater than 10 kw or 10 kva to 45 kw or 45 kva; for each electric sign rated from greater than 20 amperes to 225 amperes including associated disconnecting means; for each receptacle rated greater than 50 amperes; and for each utility load management device, the fee shall be ~~\$54~~ \$100.
- (4). For each motor or electrical device rated from greater than 50 hp or 50 kw to 100 hp or 100 kw; for each service equipment panel board, switch board, switch gear, motor control center or disconnecting means rated from greater than 225 amperes to 1,000 amperes; and for each transformer or generator rated from greater than 45 kw or 45 kva to 112.5 kw or 112.5 kva, the fee shall be ~~\$116~~ \$150.
- (5). For each motor or electrical device rated greater than 100 hp or 100 kw; for each service equipment, panel board, switch board, switch gear, motor control center or disconnecting means rated greater than 1,000 amperes; and for each transformer or generator rated greater than 112.5 kw or 112.5 kva, the fee shall be ~~\$576~~ \$800.
- (6). The fee charged for electrical work for each permanently installed private swimming pool as defined in the building subcode, spa, hot tub or fountain shall be a flat fee of \$65 which shall include any required bonding and associated equipment such as filter pumps, motors, disconnecting means, switches, required receptacles, and heaters, etc., excepting panel boards and underwater lighting fixtures. For public swimming pools, the fee shall be based on the basis of number of electrical fixtures and ratings of electrical devices involved in accordance with Subsection F(1) through (5) above.
- (7). The fee charged for the installation of single- and multiple-station smoke or heat detectors and fire, burglar or security alarm systems in any one- or two-family dwelling shall be a flat fee of ~~\$29~~ \$50 per dwelling unit. For fire, burglar and security alarm systems and detectors in buildings, other than one- or two-family dwellings, the fee shall be charged in accordance with Subsection F(1) and (2) above.
- (8). For photovoltaic systems, the fee shall be based on the designed kilowatt rating of the solar photovoltaic system as follows:
 - (a) For one to 50 kilowatts, the fee shall be ~~\$58~~ \$90.
 - (b) For 51 to 100 kilowatts, the fee shall be ~~\$116~~ \$150.
 - (c) For greater than 100 kilowatts, the fee shall be ~~\$576~~ \$800.

(9). [. . .]

(14). For the inspection of an electrical service and the issuance of a cut in card, as part of an electric utility request to install or unblock an electric meter, the fee shall be ~~\$54~~ \$90.

(15). The fee for the annual electrical inspection of swimming pools, spas or hot tubs, which are required to be inspected pursuant to N.J.A.C. 5:23-2.18C, shall be ~~\$54~~ \$90.

G. Fire protection subcode fees. For fire protection and hazardous equipment, sprinklers, standpipes, detectors (smoke and heat), pre-engineered suppression systems, gas- and oil-fired appliances not connected to the plumbing system, kitchen exhaust systems, incinerators and crematoriums, the fee shall be as follows:

(1). The fee for 20 or fewer heads shall be ~~\$82~~ \$150; for 21 to and including 100 heads, the fee shall be ~~\$145~~ \$250; for 101 to and including 200 heads, the fee shall be ~~\$289~~ \$350; for 201 to and including 400 heads, the fee shall be ~~\$748~~ \$950; for 401 to and including 1,000 heads, the fee shall be ~~\$1,036~~ \$1,500; for over 1,000 heads, the fee shall be ~~\$1,323~~ \$2,500.

(2). The fee for one to 12 detectors shall be ~~\$72~~ \$100; and for each additional 25 detectors or portion thereof, the fee shall be in the amount of ~~\$45~~ \$50.

(3). The fee for each standpipe shall be ~~\$289~~ \$450.

(4). The fee for each independent pre-engineered system shall be ~~\$146~~ \$200.

(5). The fee for each gas- or oil-fired appliance that is not connected to the plumbing system shall be ~~\$58~~ \$100.

(6). The fee for each kitchen exhaust system shall ~~\$58~~ \$100.

(7). The fee for each incinerator or crematorium shall be ~~\$365~~ \$500.

(8). For single- and multiple-station smoke or heat detectors and fire alarm systems in any one- or two-family dwellings, there shall be a flat fee of ~~\$36~~ \$75 per dwelling unit. For detectors and fire alarm systems in buildings other than one- or two-family dwellings the fee shall be charged in accordance with Subsection G(2) above.

(9). The fee for the installation of a flammable or combustible liquid storage tank in excess of 275 gallons' capacity in use groups R-3 and R-5 shall be ~~\$46~~ \$75. For all other use groups the fee shall be ~~\$72~~ \$150 per tank.

H. Fees for certificates and other permits are as follows:

(1). For a demolition or removal permit for a building or structure less than 5,000 square feet in area and less than 30 feet in height; for one- or two-family residences (Use Group R-3 or R-5) and structures on farms including commercial farm buildings under N.J.A.C. 5:23-3.2(d), the fee shall be ~~\$82~~ \$100. For all other use groups the fee shall be ~~\$150~~ \$200. For the removal of a structure, accessory to use group R-3 or R-5 and less than 200 square feet in area, the fee shall be ~~\$36~~ \$50.

(2). For the removal or abandonment of an underground flammable or combustible liquid storage tank and accessory to a Use Group R-3 or R-5 of the building subcode the fee shall be ~~\$46~~ \$75. For all other use groups, the fee for underground storage tanks shall be ~~\$120~~ \$150. The removal of an above-ground combustible or flammable liquid storage tank up to 660 gallons in capacity for all use groups shall be ~~\$39~~ \$75. For above-ground tanks over 660 gallons, the fee shall be ~~\$120~~ \$150.

(3). The fee for a permit to construct a sign shall be in the amount of ~~\$1.45~~ \$1.75 per square foot of surface area of the sign, computed on one side only for double-faced signs. The fees for signs with a surface area of 32 square feet or less shall be a flat fee of ~~\$46~~ \$75

(4). [. . .]

(12). For cross connections and backflow preventers that are subject to testing and requiring an annual re-inspection, the fee shall be ~~\$65~~ \$75 for each device when they are tested. In occupancies where multiple backflow preventers are inspected and tested on the same day, requiring one commute to the inspection site, the fee shall be ~~\$65~~ \$75 for the first device and ~~\$13~~ \$25 for each additional device. For other inspection arrangements requiring additional commutes to the inspection site the fees shall repeat and be in addition to the initial inspection fees.

(13). The fee for a mechanical inspection in a Use Group R-3 or R-5 structure by a mechanical inspector shall be a flat fee of ~~\$58~~ \$90 for the first installed devise, appliance or piece of equipment and ~~\$16~~ \$25 for each additional devise, appliance or piece of equipment. No separate fee shall be charged for the gas, fuel oil or water-piping connections associated with the mechanical equipment inspected.

I. [. . .]

SECTION II:

Additions to this Section shall be delineated by underlined text, thusly.

Deletions to this Section shall be delineated by strikethrough text, ~~thusly~~.

The following amendments are hereby made to Article IV – Emergency Management/Fire Department Fees – of Chapter 290 entitled “Fees”:

§ 290-4. Fees Established.

The Town of Phillipsburg is hereby authorized to charge the following fees:

Item/Service	Fee
Materials	\$6 <u>\$10.00</u> per bag
Auto dry absorbent	
[. . .]	
Foam (AFFF)	~~\$35~~ <u>\$55.00</u> per gallon
Flares	~~\$12.50 per dozen~~ <u>\$2.50 per single unit</u>
~~Small~~ <u>Hand</u> tools	~~\$25~~ <u>\$35.00</u> per hour
<u>Power tools</u>	<u>\$35.00 per hour</u>
Vehicles	
Command Vehicle	~~\$75~~ <u>\$125.00</u> per hour
~~Use of van/pickup/fire police van~~	~~\$75~~ <u>\$125.00</u> per hour
<u>Utility Pick-Up</u>	
<u>Rescue Vehicle</u>	<u>\$200.00 per hour</u>
Boat	~~\$75~~ <u>\$125.00</u> per hour
Pumper	~~\$200~~ <u>\$400.00</u> per hour

Tower Ladder

~~\$250~~ \$500.00 per hour

SECTION III:

Additions to this Section shall be delineated by underlined text, thusly.

Deletions to this Section shall be delineated by strikethrough text, ~~thusly~~.

The following amendments are hereby made to Section 555-23 entitled "Application Fees" of Article VII – Miscellaneous Provisions– of Chapter 555, "Subdivision of Land":

§ 555-23. Application Fees.

A. [. . .]

B. Fees for informal applications shall be ~~\$25~~ \$75.00.

SECTION IV: Repealer.

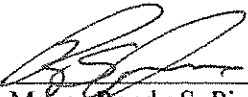
All ordinances, or parts of ordinances, inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION V: Severability.

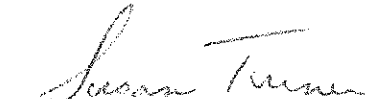
If any article, section, subsection, paragraph, phrase, or sentence of this Ordinance is, for any reason, declared to be unconstitutional or invalid, such article, section, subsection, paragraph, phrase, or sentence shall be deemed severable.

SECTION VI: Effective Date.

This Ordinance shall take effect immediately upon final publication, as provided by law.



Mayor Randy S. Piazza, Jr.

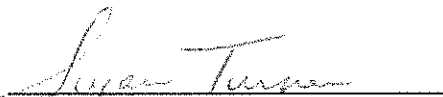


Attest: Susan Turner, Acting Clerk

Date: 10/15/24

CERTIFICATION

I, Susan Turner, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their October 13, 2026 meeting.



Susan Turner Acting Municipal Clerk