

CITY OF WILDWOOD  
Cape May County, New Jersey

ORDINANCE NO. 774-09

AN ORDINANCE LIMITING CLAIMS FOR ABATEMENT  
OR REDUCTION OF WATER BILLS IN THE CITY OF WILDWOOD

BE IT ORDAINED by the Board of Commissioners of the City of Wildwood in the County of Cape May, New Jersey, the Governing Body of the City of Wildwood as follows:

SECTION 1 Commencing on the date that this Ordinance becomes law, there will be a limitation on the relief granted to a property owner who seeks an abatement of Wildwood Municipal water bill. Henceforth, a property owner shall receive only one (1) abatement or reduction of a water bill during his/her or its (in the case of a Corporation, Limited Liability Company or Partnership) period of ownership of a given property. Such reduction requests must be accompanied by an affidavit from the property owner setting forth, under oath, the facts and circumstances supporting the request, and an affidavit from a registered, qualified licensed New Jersey Plumber confirming under oath that a leak or other plumbing difficulty occurred on site and was repaired, thus causing the abnormal water usage.

SECTION 2 The request shall be reviewed by the Supervisor of Accounts of the Water Utility, the Director and the Water Utility Department Head and approved or denied by said Authority. If approved by the Authority, the customer will receive an adjustment based on the average of the previous four (4) quarters consumption for the same time period (first quarter, second quarter, third quarter and fourth quarter). If four (4) quarters are not available, then the available quarters for the time period will be averaged. This consumption average is then subtracted from the amount of the quarterly consumption to be adjusted times 65%. The customer is then given a credit adjustment. The customer will be notified that this is a one time leak adjustment and a note will be permanently placed in the customer's account history indicating that they have received this one time courtesy leak adjustment. Under no circumstances will the customer be granted an additional leak adjustment.

EXAMPLE:

- 1) Quarterly Consumption Usage: 125,000 gallons
- 2) Customer Consumption Average: - 6,000 gallons
- Difference 119,000 gallons
- 3) 119,000 consumption overage multiplied by the rate multiplied by 65% equals the adjustment amount.
- 4) All adjustments will be rounded to the next higher 1,000 gallons.

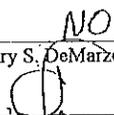
The Board of Commissioners may impose additional standards to the applied or modify the provisions herein, from time to time, by resolution.

SECTION 3 All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 4 Shall 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 provisions of this Ordinance are hereby declared to be severable.

SECTION 5 This Ordinance shall become effective immediately upon final passage and publication according to law.

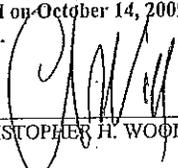
  
William Davenport, Commissioner

  
Gary S. DeMarzo, Commissioner

  
Ernest Troiano, Jr., Mayor

Attest:  
  
Christopher H. Wood, City Clerk  
or  
Karen M. Gose, Deputy City Clerk

The above ordinance was introduced and passed first reading on September 23, 2009.  
Second Reading/Public Hearing on the above ordinance was held on October 14, 2009.  
The above ordinance passed second reading on October 14, 2009.

  
CHRISTOPHER H. WOOD, CITY CLERK