Appendix VI
JCMUA SEWER CONNECTION FEE RULES

1. Calculation of the applicable connection fee for a project is based on the formula set forth in N.J.S.A. 40: 14B-22, as same may be amended from time to time. That statute also enumerates certain projects that are entitled to a reduction in, or a credit to, the applicable connection fee and establishes the qualifying criteria associated with those reductions and credits.

2. The applicant is responsible for consulting N.J.S.A. 40:14B-22, for requesting all applicable connection fee reductions and/or credits from the JCMUA, and for providing all necessary supporting documentation to affirmatively demonstrate eligibility for the reduction or credit, including, as may be required by the JCMUA, drawings prepared and signed by a New Jersey licensed architect and/or engineer.

3. Calculation of an alternative connection fee may be approved by the JCMUA for qualifying applicants that meet the terms and conditions set forth in the JCMUA's voluntary Sustainability Incentive Program (SIP). A description of the SIP, eligibility terms and conditions, and the application for an alternative connection fee can be found in Appendix I of the Sewer Rules and Regulations. The alternative connection fee calculation authorized under the SIP shall be retroactive to the City's adoption of the Flood Overlay Zone Ordinance.

4. No connection fee shall be charged to an applicant qualified as a 501(c)(3) entity provided that the project being constructed is a House of Worship, community center, civic center, recreation center, or another public purpose or public use. The Board of Commissions of the JCMUA reserve the exclusive right to determine what constitutes a public purpose or public use.

5. No connection fee will be charged for a building which is being reconstructed for the sole purpose of complying with all current plumbing, building, safety, fire and access codes.

6. If a service line is replaced in kind due to its condition and not related to change in use or size of a building, a connection fee will not be charged.

7. If a service lateral is replaced without alternations to the building, a connection fee will not be charged.

8 All buildings submitted as part of one development or contained within one set of plans will be assessed only one application fee in accordance with the rate per EDU based upon the total EDU (the estimated flow from the development and the maximum fees are set by resolution.)

9. For short term, temporary connections with discharges to the system for a period of less than three (3) years, the following connection fees will be charged:

a. For connections that can be in use up to one (1) year – no connection fee.

b. For connections that can be in use for a period from one (1) year and one (1) day up to two (2) years – one third (1/3) the normal connection fee.

c. For connections that can be in use for a period from two (2) years and one (1) day up to three (3) years – two thirds (2/3) the normal connection fee.

d. For connections that can be in use for a period greater than three (3) years and one (1) day – the normal connection fee.

If a connection exceeds the anticipated duration, the appropriate connection fee will be charged. If after the connection fee has been paid and the discharge ceases for any reason, the JCMUA will not issue a refund.

10. The connection fee to be assessed is that connection fee in effect on the date of the payment.

11. The JCMUA shall not execute any applications on behalf of the applicant, including, but not limited to, treatment works approval applications and water extension permit applications, or release meters until all applicable connection fees are paid in full.

12. Upon the applicant's full payment of the entire connection fee and JCMUA's inspection and approval of all physical sewer connections, the JCMUA shall provide the applicant with an original and one (1) copy a letter acknowledging that a certificate of occupancy (CO) may be issued by the City of Jersey City. The applicant shall keep the original "CO Letter" for its records and submit the copy to the City when applying for a CO.

13. If an applicant wishes to pay the connection fee in more than one payment, a written request to enter into an installment plan shall be made to the JCMUA. The JCMUA shall have the absolute discretion to enter into a connection fee installment plan and any such plan is automatically conditioned upon the applicant receiving a CO Letter prior to issuance of a CO by the City.

14. If the rates to be changed for various types of developments/uses are restricted or limited by New Jersey State Law, the applicable connection fees will be modified to comply with said law.