

Introduced: 09/13/2022
Public Hearing: 10/11/2022
Adopted: 10/11/2022

**TOWNSHIP OF TEWKSBURY
HUNTERDON COUNTY, NEW JERSEY
ORDINANCE NO. 13-2022**

**AN ORDINANCE OF THE TOWNSHIP OF TEWKSBURY, HUNTERDON
COUNTY, NEW JERSEY CREATING TITLE 5, BUSINESS LICENSES
AND REGULATIONS, CHAPTER 5.20, BUSINESS INSURANCE
REGISTRATION, OF THE TOWNSHIP CODE OF ORDINANCES**

WHEREAS, pursuant to N.J.S.A. 40A:10A-1, *et seq.* (the “Act”), owners of businesses and certain multifamily dwellings must annually register with the municipality in which the business or multifamily dwelling is located a certificate of registration demonstrating compliance with the Act; and

WHEREAS, the Act permits the Township establish a reasonable administrative fee for the certificate of registration required pursuant to the Act for properties located in the Township; and

WHEREAS, the Township Committee finds and declares that it is in the best interests of the Township and its residents to establish a fee pursuant to the Act to cover administrative costs incurred in collecting and processing certificates of registration.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Tewksbury, Hunterdon County, New Jersey, as follows:

SECTION 1. Title 5, Business Licenses and Regulations, Chapter 5.20, Business Insurance Registration, of the Township Code of Ordinances is hereby created as follows:

CHAPTER 5.20 – BUSINESS INSURANCE REGISTRATION

5.20.010 – Business Insurance Registration Required.

It is unlawful for any owner of a business, owner of a rental unit or units, or the owner of a multifamily home of four or fewer units, one of which is owner occupied, to operate within the Township without first registering its certificate of insurance demonstrating compliance with the requirements of N.J.S.A. 40A:10A-1, *et seq.*, and paying the registration fee required herein.

5.20.020 – Entities Covered.

The following entities are required to register their certificate of insurance under this Chapter:

- A. Businesses, which for purposes of this Chapter shall mean, any person intending to sell or dispose of or to offer to sell or dispose of any goods, wares, merchandise or render any services for fees within the Township. This shall include businesses operating on a temporary basis within the Township such as peddlers, solicitors, and transient vendors and temporary retail food establishments and mobile food units.
- B. Owners of single rental dwelling units.
- C. Owners of multiple dwelling rental units.
- D. Owners of multi-family homes that include rental units, even where one unit is owner-occupied.

5.20.030 – Registration Official.

The Township Clerk shall accept, approve, and file registration applications, and collect registration fees hereunder.

5.20.040 – Registration Fees, Expiration and Renewals.

All registration applications submitted under this Chapter, including renewals, shall be accompanied by a \$25.00 fee. Registrations shall expire on December 31 of each year. Renewals of existing registrations must be submitted no later than December 1 of each year.

5.20.050 – Application and Insurance Requirements.

An application for a business insurance registration shall be accompanied by the required fee and shall be made to the Township Clerk upon forms provided by the Clerk. The application shall contain the following information:

- A. Name and address of the applicant. If the applicant is a corporation, the name and address of its registered agent;
- B. The address of the rental dwelling units or business as applicable. If the registration applies to a transient business or a mobile food unit, a general description of the time frame for operation and area where the business will be operated;
- C. A description of the nature of the business and the goods, property or services to be sold or supplied; and

D. A certificate of insurance reflecting the required amounts of insurance in compliance with N.J.S.A. 40A:10A-1, et seq.

5.20.060 - Violations and Penalties.

Any person or entity that violates the terms of this Chapter shall pay the registration fee plus a fine of not less than \$500.00 but no more than \$5,000.00, plus any court costs.

SECTION 2. All actions of the Township taken prior to the date of adoption hereof contemplated by this Ordinance are hereby ratified and approved.

SECTION 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any remaining part thereof.

SECTION 4. All Ordinances or parts of Ordinances of the Township of Tewksbury heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This Ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Township Committee of the Township of Tewksbury at a duly convened meeting held on September 13, 2022 and adopted on October 11, 2022.

Jennifer Ader
Township Clerk