

**O: 2014-18**

**AN ORDINANCE OF THE TOWN OF PHILLIPSBURG,  
COUNTY OF WARREN, STATE OF NEW JERSEY,  
AMENDING CHAPTER 235, CONSTRUCTION CODES,  
UNIFORM, OF THE CODE OF THE TOWN OF PHILLIPSBURG  
IN ORDER TO PROVIDE FOR REVISED FEE SCHEDULE FOR  
CONSTRUCTION PERMIT FEES AND TO ADD A NEW  
SECTION GOVERNING FEES FOR RETAINING WALLS**

**BE IT ORDAINED** by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that Chapter 235, Construction Codes, Uniform, of the Code of the Town of Phillipsburg, is hereby amended as follows:

Section 1

Chapter 235-3(d)(1) is deleted in its entirety and in its place and stead replaced with the following:

For use groups A-1, A-2, A-3, A-4, A-5, B, E, F-1, F-2, H, I, M, R-1, R-2, R-3, R-4, R-5, S-1, S-2 and U, the permit fees shall be \$68.00 for the first 2,000 cu. ft. of building or structure volume and .034 cents per cu. ft. for 2,001 to 100,000 cu. ft. of building or structure volume, and .010 cents per cu ft. for 100,001 to 900,000 cu. ft. of building or structure volume, and .0010 cents per cu. ft. for the building or structure volume in excess of 900,000 cu. ft.

Chapter 235-3(d) is hereby amended by adding a new subpart (10) as follows:

Fees for retaining walls supporting an unbalanced fill greater than two (2) feet shall be as follows:

- (A) The fee for a retaining wall with a surface area greater than 550 sq. ft. that is associated with a Class 3 residential structure shall be \$120.00.
- (B) The fee for a retaining wall with a surface area of 550 sq. ft. or less that is associated with a Class 3 residential structure shall be \$65.00.
- (C) The fee for a newly constructed retaining wall of any size other than a Class 3 residential structure shall be based on the cost of construction.

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder off this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

**ATTEST:**

**TOWN OF PHILLIPSBURG**

\_\_\_\_\_  
VICTORIA L. KLEINER,  
Acting Municipal Clerk

\_\_\_\_\_  
HARRY L. WYANT  
Mayor

DATED:

**CERTIFICATION**

I, Victoria L. Kleiner, 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 August 05, 2014 meeting.

\_\_\_\_\_  
VICTORIA L. KLEINER,  
Acting Municipal Clerk