PROPOSED RATE SCHEDULE FOR THE
TOMS RIVER MUNICIPAL UTILITIES AUTHORITY
TO BE EFFECTIVE JANUARY 1, 2027

SECTION I. DEFINITION OF TERMS:

As used in this Rate Schedule, unless a different meaning clearly appears from the context, the following words shall have the following meanings:

(a) **AUTHORITY** means – Toms River Municipal Utilities Authority.

(b) **TOMS RIVER** means – **TOMS RIVER TOWNSHIP**, a municipality in the County of Ocean and State of New Jersey.

(c) **AUTHORITY'S LINES** shall mean - mains, laterals, manholes, pipes and appliances of the Toms River Municipal Utilities Authority.

(d) **RATES AND SERVICE CHARGES** shall mean - rents, rates, fees or other charges and service charges for the use of service of the sewerage system, and such terms shall be interchangeable, and shall apply to all customers of the Authority, within or without its district, and under any contract or agreement that the Authority has with any person or other municipality or Authority.

(1) **RATE DISCOUNT TO ELIGIBLE USERS** in accordance with the provisions of N.J.S.A. 40:14B-22.2, the Toms River Municipal Utilities Authority affords a discount of $13.52 per quarter to those users eligible under the Statute.

(2) **"TMP" COMMERCIAL ACCOUNT** means the category for each newly connected commercial unit(s) or reconnected unit(s) which shall be charged an annual base charge prorated from time of initial inspection; additional fixtures over two (2) to be assessed upon certificate of occupancy or occupancy.

(3) **"RTP" RESIDENTIAL ACCOUNT** means the category for each newly connected residential unit(s) or reconnected unit(s) which shall be charged an annual base charge prorated from time of initial inspection; additional fixtures over four (4), exclusive of one laundry facility and one dishwasher, to be assessed upon certificate of occupancy or occupancy.

(e) **INITIAL SERVICE CHARGE** shall mean - and be interchangeable with connection fee or tapping fee payable at the time of each connection of any property with the **AUTHORITY'S** sewerage system and shall be separate and in addition to **RATES AND SERVICE CHARGES**.

(f) **ADDITIONAL CONNECTION FEE** shall mean - an additional charge for a change in type of use, alteration or addition which may result in change in use or flow from any building already physically connected to the **AUTHORITY'S LINES.**

(g) **BUILDINGS** shall include - structures of all types, whether enclosed or not, such as sheds, pits, platforms, etc., which are connected, directly or indirectly, to the **AUTHORITY'S LINES.**

(h) **FIXTURES** shall mean - plumbing fixtures and appliances commonly so designated and shall include any and all devices which may discharge sewerage directly or indirectly into the **AUTHORITY'S LINES.**

(i) **UNIT** shall be defined as follows:

(1) **Residential**:

(a) Each single family dwelling.

(b) Each single family apartment dwelling in a multiple family structure or structures.

This definition does not include other primary accessory, or incidental uses on the premises such as, but not limited to, home/office combination uses.

(2) **Non-Residential**:

(a) Each 73,000 gallons per year of water consumption, for each commercial, industrial, institutional, professional, public, or other user not heretofore mentioned whose water consumption exceeds 73,000 gallons per year. The number of units shall be calculated to the nearest 1/10 unit.

(b) Common Area-Age Restricted – shall mean a building or facility within the common area of an age-restricted community which is for the sole use or benefit of the members of said community and is not available for use by way of rental or hire.

SECTION II. ANNUAL CHARGES, PAYMENT, APPORTIONMENT AND VACANCIES:

(a) All annual rates and service charges by the **AUTHORITY** shall be billed for the period from January 1st to December 31st. The said annual rates and service charges shall be due and payable quarter-annually in advance. Meter users shall be billed semi-annually.

(b) In the event that any quarterly bill is not paid within ten (10) days from its due date, or excess consumption bill within thirty (30) days of mailing, then interest shall accrue thereafter and be due the **AUTHORITY** on the unpaid balance at a rate of one and one-half percent (1-1/2%) from the due date until such service charge and the delinquency charges thereon, shall be fully paid to the **AUTHORITY**.

(c) **"TMP" COMMERCIAL ACCOUNT AND "RTP" RESIDENTIAL ACCOUNT** Newly to be connected unit(s) or reconnected unit(s) shall be chargeable in proportion to the base charge for each such unit from the date when the connection of the customer's property is made available to the lines of the **AUTHORITY**, upon its notice. Upon certificate of occupancy or occupancy, the full annual charge will be assessed.

(d) Except as stated immediately above, the annual service charges of the **AUTHORITY** shall not be adjusted or apportioned for a vacancy in all or part of a building or structure during any portion of a year.

(e) Annual service charges to any property (whether or not the connected structure has been demolished or removed), shall not be removed from billing until such date as the **AUTHORITY** has inspected and approved a physical disconnect and capping at the curb of the service line.

SECTION III. RENTS, RATES, FEES, OTHER CHARGES:

The following rents, rates, fees or other charges are hereby fixed and officially established as the Service Charges by the **AUTHORITY** for direct or indirect connection with, and the use and service of, the sewerage system, and the same shall be charged and collected by the **AUTHORITY** in accordance with the following schedule which is hereby prescribed:

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY SCHEDULE FOR SERVICE CHARGES FOR DIRECT OR INDIRECT CONNECTION WITH, AND FOR THE USE AND SERVICES OF SAID AUTHORITY.

SUBSECTION A. RATES APPLICABLE TO UNITS, BUILDINGS, OR FACILITIES CONNECTED TO SEWERAGE SYSTEM:

ANNUAL SERVICE CHARGE

(a)	**Residential** - single family unit or each individual dwelling unit of a multi-dwelling use.	A minimum rate of $360.43 plus $19.50 per fixture over four (4) shall apply, exclusive of one laundry facility and one dishwasher.

(b)	**Non-Residential** - includes all other users not classified as residential above.	$6.77 per thousand gallons of water consumption or approved discharge into the system, however, a minimum rate of $360.43 plus $60.06 per fixture over two (2) shall apply.
(c)	**Common Area-Age Restricted**	$6.77 per thousand gallons of water consumption, however, a minimum rate of $360.43 plus $19.50 per fixture over four (4) shall apply.

TERMS OF PAYMENT:

(a) Residential Bills and Non-Residential Minimum Bills are rendered annually in advance with four quarterly coupon payments due January 1st, April 1st, July 1st and October 1st.

(b) Excess Consumption Bills are rendered semi-annually. Excess consumption bills are due thirty days after mailing.

(c) Pursuant to N.J.S.A. 40:14B-20.2, the **AUTHORITY** has established a service charge of $20.00 for each check or other written instrument returned for insufficient funds. This fee shall be added to the customer's sewer billing account upon re-posting of the amount of the deficient payment.

SUBSECTION B. WATER CONSUMPTION READINGS AND FIXTURE COUNTS:

(a) All water consumption readings shall be those obtained by the **AUTHORITY** from the water company furnishing water to the respective units. If a customer obtains its water supply from a private well or unmetered public water supply, then the user shall install a meter at its own cost, the type and location of which is to be approved by the **AUTHORITY**. In the event the user fails to install such meter within thirty (30) days after receiving notice from the **AUTHORITY**, then the user shall pay a charge based upon the **AUTHORITY'S** estimate of water consumption, which estimate shall be conclusive and binding upon the user.

(b) In the event that estimated water consumption readings should prove to be inaccurate, the **AUTHORITY** reserves the right to re-calculate prior annual service charges with the difference charged or credited to the user.

(c) The **AUTHORITY** makes every attempt to maintain accurate and correct fixture counts for all residences and buildings connected to the system. To maintain the accuracy of these records, the **AUTHORITY** conducts random survey updates of fixture counts and will conduct a fixture count survey when the **AUTHORITY** believes the existing account information to be inaccurate.

Should the user request a fixture count verification or alter the number of fixtures and request a re-survey, the cost shall be $25.00 per account survey to be paid in advance.

SUBSECTION C. COMBINATION RESIDENTIAL AND NON-RESIDENTIAL USERS:

(a) All uses which consist of more than one classification of unit as defined above, shall be defined as combined uses. The service charge for combined uses shall be applied to each class of combined user connected.

SUBSECTION D. CONNECTION FEES AND CHARGES:

(a) **INITIAL SERVICE CHARGES** or Initial Fees for the right to connect directly or indirectly to the **AUTHORITY'S** sewer system shall include a connection charge or fee per unit, as well as and in addition to fees and charges for the inspection of the work to be accomplished by applicants in keeping with the **AUTHORITY'S RULES AND REGULATIONS** as the same are promulgated, amended, modified and supplemented from time to time. Such connection fees, which constitute **INITIAL SERVICE CHARGES** for the right to connect to the **AUTHORITY'S** sewer system, are an integral part of this rate schedule and are a distinct and separate charge from all other **RATES AND SERVICE CHARGES** and payment of one shall not constitute payment of the other.

(b) No connection shall be made to, into, or with the street lines, mains, sewers, laterals, or other sewerage facility to the **AUTHORITY** without approval and permit issued by the **AUTHORITY**. Application for permits for any unit of any such connection shall be made upon forms prescribed by the **AUTHORITY** and submitted together with payment of the applicable charges, as hereinafter set forth, and no permit shall be issued until such connection fee or charge is paid in accordance with the current **RULES AND REGULATIONS**.

(c) The **INITIAL SERVICE CHARGE**, (connection fee), shall be at the rate of $3,288 per unit as determined by N.J.S.A. 40:14B-22.

(d) Each commercial, industrial, professional, institutional, public, or other user, not heretofore mentioned, whose estimated water consumption exceeds 73,000 gallons, by the **AUTHORITY** per year shall pay a connection fee based on the number of units. Such number of units shall be calculated to the nearest one-tenth (1/10) of unit, with a minimum of one unit per user.

(e) Upon an addition, alteration, or change in use of any building already connected to the **AUTHORITY'S LINES**, an additional connection fee may be charged based upon the Schedule of **SECTION (4)** above.

(f) No connection to or into the **AUTHORITY'S** sewer system shall be made unless and until full compliance with the requirements set forth in this Revised Rate Schedule as the same may hereafter be promulgated, amended, modified, or supplemented from time to time, shall have been met, and no excavation shall be backfilled until inspection has been completed by the duly designated representative of the **AUTHORITY**.

(g) Re-connection Fee for Shut-off because of non-payment of fees or charges, or because of customer request: Charge of $125.00 per unit, plus actual costs to include time and materials, equipment, plus thirty-five percent (35%) benefits at current costs.

(h) Charges for all work including, but not limited to, stoppages caused by nonbiodegradable products or grease, and repairs to damaged facilities, such as sewer mains, laterals, manholes, etc., which are beyond the responsibility of the **AUTHORITY**, will be based upon cost of labor, tools, materials, and equipment.

(i) Lateral to be installed by Owner at Owner Expense: Seventy-two (72) hours advance notice that work is to be started shall be given to the Operations Director of the Authority. Minimum inspection fee is $150.00.

(j) The **AUTHORITY** shall make the determination whether a new lateral installation shall be made by the **AUTHORITY**, (at the owner's expense), or by the owner's contractor, (at the owner's expense).

SUBSECTION E. – OTHER FEES AND CHARGES:

(1)	Review Fees	
	Preliminary Application	$50.00/Unit
	Re-Approval	$25.00
(2)	Change of Applicant	$15.00
(3)	Inspection Fees	
	Cut/Cap Lateral	$125.00
	Re-Connect Lateral	$125.00
	New Lateral – Main Tap	$300.00
	New Lateral – Manhole Tap	$400.00
(4)	Fixture Count Verification	$25.00

SUBSECTION F. LIENS, RIGHTS AND REMEDIES, ENFORCEMENT:

(a) In the event that an **INITIAL SERVICE CHARGE** or Connection Fee or Annual Service Charge with regard to any parcel or real property owned by any person, corporation, or other entity other than the State or any Agency or Subdivision therefore, and all interest accruing thereon, shall be a lien on such parcel, and all such liens shall become enforceable with and as any other municipal lien on real property in the municipality in addition to the other remedies of civil suit or foreclosure or any other remedies which may be available provided by and under the Laws and Statutes of the State of New Jersey in such case made and provided.

(b) In the event that an **INITIAL SERVICE CHARGE** or Connection Fee or any service charge of the **AUTHORITY** with regard to any parcel or real property shall not be paid as and when due, the **AUTHORITY** may enter upon such parcel and cause the connection thereof to be cut and shut-off until such service charge and subsequent service charge with regard to such parcel and all interest accrued thereon, together with a re-connection fee shall be fully paid to the **AUTHORITY**; and/or may avail itself of any and all other remedies which may be available and provided by and under the Laws and Statutes of the State of New Jersey in such case made and provided. The re- connection fee shall be in the amount of all labor, materials and administrative costs incurred by the **AUTHORITY** for re-connection. The minimum re-connection fee shall be $125.00.

(c) All rights and remedies provided in this Rate Schedule and in any amendments or modifications hereof and supplements hereto for the collection and enforcement of **RATES AND SERVICE CHARGES**, **INITIAL SERVICE CHARGES**, Connection Fees or Tapping Fees, Rents and Rates, and all other fees and charges shall be cumulative and concurrent with and in addition to those provided and authorized in and by the Laws and Statutes of the State of New Jersey in each such case made and provided.

SECTION IV. COMPLIANCE WITH USER CHARGE REQUIREMENTS:

In order to comply with the requirements of 40 C.F.R. Sec. 35. 929, et. seq., the **AUTHORITY** agrees as follows:

(a) The **AUTHORITY** will conduct an annual review of its charges and attempt to institute such changes as may be required in its schedule of charges as a result of said review.

(b) The **AUTHORITY** during this annual review will insure and proportionate distribution of operation and maintenance costs among users and will generate sufficient revenue from those users to pay its total operation and maintenance costs.

(c) Within the service areas of the **AUTHORITY**, each user who discharges toxic pollutants that cause an increase in treatment costs, or costs associated with the managing of the effluent or sludge of the Ocean County Utilities Authority, (OCUA), shall pay for such increased costs in accordance with guidelines for approved user charge systems adopted by the OCUA**.** The **AUTHORITY** will assist the OCUA in taking whatever steps necessary to enforce payment of such costs by the user.

(d) The **AUTHORITY** will notify its users at any time the **AUTHORITY** changes its rates or the OCUA changes its rates. The notice will include a breakdown of costs, which the rate and that approximate portion of its charges which are attributable to the OCUA's wastewater treatment services. The **AUTHORITY** will charge all users evenly for all extraneous flows not directly attributable to users in the same manner that the **AUTHORITY** distributes the cost of operation and maintenance of the user's wastewater flow.

SECTION V. RESCISSION OF PRIOR RESOLUTION, ETC.:

(a) If any section, subsection, clause, or provision of this Rate Schedule shall be adjudged unconstitutional or to be ineffective, in whole or in part, to the extent it is not adjudged unconstitutional or is not ineffective, it shall be valid and effective, and no other section, subsection, clause, or provision of this Rate Schedule shall on account thereof be deemed invalid or ineffective, and the inapplicability or invalidity of any section, subsection, clause, or provision of this Rate Schedule in any one or more instances or under any one or more circumstances shall not be taken to affect or prejudice in any ways it applicability or validity in any other instances or under any circumstances.

SECTION VI. EFFECTIVE DATE:

(a) This Rate Resolution shall take effect as of January 1, 2027 and a copy of same shall at all times be kept on file at the principal office of the **AUTHORITY** and shall at all reasonable times be open to public inspection.

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY
Bernard Rutkowski, Executive Director

Commissioner	Aye	Nay	Abstain	Absent
Valvano, Charles	X			
Siddiqui, Tariq	X			
Brilliant, Philip	X			
Pascarella, Kim	X			
Braaten, James	X			