

**BOROUGH OF EMERSON
COUNTY OF BERGEN
NOTICE OF ADOPTION**

Introduced: February 15, 2011

Adopted: March 1, 2011

NOTICE IS HEREBY GIVEN that the following ordinance was adopted on the second reading after a Public Hearing at the Regular Meeting of the Borough Council of the Borough of Emerson on the 1st day of March, 2011. A copy of Ordinance 1420-11 is on file in the Borough Clerk's Office in the Municipal Building, 1 Municipal Pl., Emerson, NJ 07630.

ORDINANCE NO. 1420-11

AN ORDINANCE OF THE BOROUGH OF EMERSON, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 146 OF THE BOROUGH CODE, ENTITLED "FEES" SO AS TO ADD A NEW SECTION TO ARTICLE 2, ENTITLED "MISCELLANEOUS FEES" PROVIDING FOR FEES FOR REDEMPTION CALCULATIONS

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Emerson, County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 146 of the Borough Code of the Borough of Emerson, entitled "FEES" is hereby amended and supplemented so as to add a new section to Article II entitled "MISCELLANEOUS FEES," by the addition of the following subsection:

§146-1(a) ARTICLE II. MISCELLANEOUS FEES

A. In accordance with N.J.S.A. 54:5-54 the tax collector shall provide to any party entitled to redeem a certificate pursuant to this section (N.J.S.A. 54:5-54) two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation requested from the tax collector there shall be a \$50.00 fee. A request for a redemption calculation shall be made in writing to the tax collector.

B. In accordance with N.J.S.A. 54:5-97.1 the tax collector may charge a lien holder of a tax lien \$50.00 for the calculation of the amount due to redeem the tax lien as required pursuant to N.J.S.A. 54:5-97.1 Any request for a redemption calculation shall specify the date to be used for the calculation, which shall be the date of the notice. Neither the tax collector nor the municipality shall be liable for an incorrect calculation. The fee paid to the municipality shall not become part of the lien and shall not be passed on to any party entitled to redeem pursuant to N. J.S.A.54:5-54.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

ATTEST:

Carol Dray, RMC, CMC, CMR, Borough Clerk

Carlos Colina, Mayor