

**ORDINANCE 2012-001**

**CALENDAR YEAR 2012 ORDINANCE OF THE TOWNSHIP OF STILLWATER,  
COUNTY OF SUSSEX, NJ TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of Stillwater in the County of Sussex finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee hereby determines that a **1%** increase in the budget for said year, amounting to **\$ 22,673.58** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Stillwater, in the County of Sussex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Stillwater shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by **3.5%**, amounting to **\$ 79,357.53**, and that the CY 2012 municipal budget for the Township of Stillwater be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**TOWNSHIP COMMITTEE  
OF STILLWATER TOWNSHIP**

**ATTEST:**

\_\_\_\_\_  
Lynda Knott, Acting Township Clerk

\_\_\_\_\_  
Mayor

DATED:

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Township Committee on the first reading at a meeting of the Township Committee of Stillwater Township, held on the 3<sup>rd</sup> day of January, 2012, and will be considered for a second reading and final passage at a regular meeting of the Township Committee to be held on the 7th day of February, 2012, at 7:00 p.m., at the Municipal Building, located at 964 Stillwater Road, Newton, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

\_\_\_\_\_  
Lynda Knott, Acting Clerk  
Stillwater Township

**CERTIFICATION**

I, \_\_\_\_\_, Clerk of Stillwater Township, do hereby certify that the foregoing Ordinance was duly adopted by the Stillwater Township Committee on the \_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Lynda Knott, Acting Township Clerk