

ORDINANCE NO. 2024-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**ORDINANCE DELEGATING AUTHORITY TO THE TOWNSHIP OF
MIDDLETOWN SEWERAGE AUTHORITY RELATING TO THE
INSPECTION AND ENFORCEMENT OF REGULATIONS
GOVERNING GREASE TRAPS AND INTERCEPTORS**

WHEREAS, pursuant to the Sewerage Authorities Law (N.J.S.A. 40:14A-1 et seq.) (the “Sewer Law”), the Township of Middletown (the “Township”) formed and empowered the Township of Middletown Sewerage Authority (the “Sewerage Authority”) to exercise all the powers and perform all the duties authorized under the Sewer Law; and

WHEREAS, as the Sewerage Authority owns and operates all of the wastewater sewer infrastructure within the Township, the Township has determined it to be more efficient to delegate authority to the Sewerage Authority over the inspection and enforcement of grease traps and interceptors pursuant to applicable State and TOMSA regulations.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby amends and supplements § 100 of the Code of the Township of Middletown, as follows:

SECTION 1. Amending § 100-3 Governing Establishment; Powers and Duties.

There is hereby created and established a Sewerage Authority for the Township of Middletown, in the County of Monmouth, New Jersey, under the corporate name and title of Township of Middletown Sewerage Authority. The Township of Middletown Sewerage Authority shall have and exercise all of the powers and perform all of the duties provided for by N.J.S.A. 40:14A-1 et seq., as amended, together with any other powers and duties which may hereafter be conferred by law upon sewerage authorities.

The powers and duties of the Sewerage Authority shall include exercising all inspection and enforcement authority over grease traps and interceptors within the Township in accordance with all applicable State and Sewerage Authority regulations.

[SECTION 2. Severability.

If any section, subsection or paragraph of this ordinance is declared unconstitutional, invalid or inoperative, in whole or in part, by a court of competent jurisdiction, such chapter, section subchapter or paragraph shall to the extent that it is not held unconstitutional, invalid or inoperative remain in full force and effect and shall not affect the remainder of this ordinance.

SECTION 3. Repealer.

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

SECTION 4. Effective Date.

This ordinance shall take effect immediately after final adoption and approval pursuant to law.]