

**TOWNSHIP OF EAST WINDSOR
COUNTY OF MERCER
ORDINANCE NO. 2026-11**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVIII, "HEALTH CODE," WITH REVISED FEE SCHEDULE FOR THE HEALTH DEPARTMENT OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EAST WINDSOR

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EAST WINDSOR in the County of Mercer and the State of New Jersey, that Chapter XVIII, "Health Code," of the Revised General Ordinances of the Township of East Windsor is hereby amended as follows:

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Chapter XVIII, "Health Code," is hereby amended as follows (deleted sections are noted by strikethroughs, new sections are underlined):

18-4.11 Fees Established

The following fees and charges are established:

- a. For the filing of an application and plans for a permit to locate and construct an individual sewage system, there shall be a fee of ~~\$500~~ \$600.
- b. For the filing of an application and plans for a permit to alter an existing individual sewage system, there shall be a fee of ~~\$500~~ \$550.
- c. Whenever on-site witnessing of percolation tests or inspection of construction occurs the cost to the applicant shall be ~~\$100 per hour~~ \$200 per day of inspection or part thereof. ~~The applicant shall deposit with the township the estimated cost of such inspection prior to its being made. The deposit shall be rendered at the rate of \$100 per hour established~~ rate and shall be given to the administrative authority prior to any inspection in the field. After completion of the tests, the administrative authority shall determine the actual fees due and shall remit to the township treasurer the amount due to the township and shall return to the applicant any portion of the deposit money due the applicant. In the event that the deposit does not cover the actual fee due the administrative authority shall collect the balance due and owing from the applicant immediately.
- d. ~~For plan review, there shall be a fee of \$500.~~
- e. For ~~minor alterations~~ repairs to an existing individual sewage system, there shall be a fee of \$150.
- f. Each reinspection caused by failure of permittee to act in accordance with the term of the permit: \$100.
- g. Failure to cancel township witness, less than 72 hours prior to scheduled date(s), except for inclement weather, the day of testing, shall result in a cancellation penalty fee charge per day: \$50.

18-7.5 Fees Established

The fee and charge for the issuance or renewal of a permit to operate a public swimming pool shall be ~~\$300~~ \$350. A plan review fee shall be \$500 for review of plans for new construction and renovations to existing pools.

18-8.4 License Fees

License fees shall be as follows:

- a. Temporary retail food establishment – sale at a fixed location(s) not more than ~~24~~ 14 consecutive days: \$75
- b. Mobile retail food establishments — sale at diverse locations on a frequent basis: ~~\$50~~ \$100.
- c. Permanent retail food establishments — sale at a fixed location on a regular basis:
 1. Retail food establishment selling primarily for on-premises consumption and have on the premises:
 - (a) Less than 50 seats: ~~\$150~~ \$200.
 - (b) More than 200 seats: ~~\$400~~ \$500

In cases where benches are used instead of seats, or where retail consumption at a stand-up counter is permitted, every 24 linear inches of such bench or stand-up counter shall be deemed to be one seat.

2. Retail food establishment selling primarily for off-premises consumption and having:
 - (a) A gross square footage of less than 3,500 sq. ft.: ~~\$150~~ \$200.
 - (b) Seasonal farm stands: \$50.
3. Retail establishments selling solely packaged foods ~~confectionery~~: \$25. ~~As herein used, "confectionery" shall mean candy, chewing gum, crackers, pies, nuts and cookies.~~

18-8.5 Payment of Fees

- a. All fees as set forth in subsection 18-8.4 hereof, except those in paragraph a, shall be paid on an annual basis before December 1 of each year. A late charge of 50% will be added to the license fee if not renewed by February 15th of that same year.
- b. When a licensee requires the issuance of an interim, conditional, or temporary license, the township shall be entitled to charge a processing fee of \$100 for each such issuance.

18-8.5.1 Waiver or reduction of fees

The health officer or township administration, subject to law, may waive or reduce the license fee or permit fee herein established in any particular case or class of cases where the imposition of said fee, would work a hardship or injustice considering the costs of administration, regulation, and inspection.

18-17.2 Vending Machines for Cigarettes and Other ~~Tobacco~~ Products Prohibited.

- a. All vending machines for cigarettes, tobacco, vapes, electronic cigarettes, or natural / synthetic hemp or CBD products in any form are hereby prohibited in the Township of East Windsor.
- b. Any person owning, operating, renting or permitting the use of a these machines ~~for vending cigarettes or tobacco in any form~~ on premises under his or her control shall immediately terminate the use of such machine and shall, within 20 days after the effective date of this section, remove, or cause to be removed, any such machine from the township.

**II
REPEAL**

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

**III
SEVERABILITY**

If any section, subsection, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance.

**IV
EFFECTIVE DATE**

This Ordinance shall take effect 20 days after final passage and publication according to law.

ATTEST:

ALLISON QUIGLEY
Municipal Clerk

JANICE S. MIRONOV
Mayor

Introduced:
Adopted:
Effective Date: