

**ORDINANCE  
TOWNSHIP OF FRANKLIN  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS AND TO ESTABLISH A CAP BANK PURSUANT TO NJSA 40A:4-  
454.14**

**O-1-07**

**WHEREAS**, the Local Government Cap Law, NJSA 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to two and one half percent (2.5%) unless authorized by ordinance to increase it to three and one half percent (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 three and one half percent (3.5%) 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 Franklin in the County of Gloucester finds it advisable and necessary to increase its 2006 budget by up to three and one half percent (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 one percent (1.0%) increase in the budget for said year, amounting to EIGHTY FIVE THOUSAND TWO HUNDRED EIGHTY TWO DOLLARS AND THIRTEEN CENTS (\$85,282.13) in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

**WHEREAS**, the Township Committee of the Township of Franklin, County of Gloucester 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 FRANKLIN, COUNTY OF GLOUCESTER**, a majority of the full authorized membership of this governing body affirmatively concurring that, in the 2007 budget year the final appropriations of the Township of Franklin shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by three and one half percent (3.5%), amounting to TWO HUNDRED NINETY EIGHT THOUSAND FOUR HUNDRED EIGHTY SEVEN DOLLARS AND FORTY SIX CENTS (\$298,487.46), and that the 2007 municipal budget for the Township of Franklin be approved and adopted in accordance with this ordinance; and

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

**BE IT FURTHER ORDAINED**, 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 said Director within five (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 five (5) days after such adoption.

ATTEST:

TOWNSHIP OF FRANKLIN

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Carol J. Coulbourn, Clerk

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Peter Scapellato, Mayor

**CERTIFICATION**

I, Carol J. Coulbourn, Clerk of the Township of Franklin, do hereby certify that the foregoing ordinance was introduced by the Township Committee at a meeting held on January 9, 2007 and will be considered for final passage and adoption at a subsequent meeting to be held on February 27, 2007 at which time any person interested therein will be given an opportunity to be heard.

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Carol J. Coulbourn, Clerk