

**TOWNSHIP OF MAURICE RIVER**

**ORDINANCE NO. 602**

**AN ORDINANCE OF MAURICE RIVER TOWNSHIP, CUMBERLAND  
COUNTY, AMENDING ORDINANCE NO. 517 REGARDING FEES  
CHARGED PURSUANT TO THE OPEN PUBLIC RECORDS ACT (OPRA)**

**WHEREAS**, the Township previously adopted Ordinance No. 517 on July 18, 2002 establishing a policy to access public records and to set forth the fees associated with the retrieval of said records from the Township Clerk; and

**WHEREAS**, the Township previously adopted Ordinance No. 591 amending Ordinance No. 517 which set forth fees relating to the reproduction and distribution of the Zoning Map and fees associated with the Township's Land Use Ordinance; and

**WHEREAS**, in order to comply with Assembly Bill 559 and Senate Bill 1212, which amend the fees permitted pursuant to NJSA 47:1A-5.b, Ordinance No. 517 must be amended.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** that the Township Committee of the Township of Maurice River, County of Cumberland, State of New Jersey, does hereby ordain that Ordinance No. 517 establishing a policy to access public records and to set forth the fees associated with the retrieval of said records from the Township Clerk, as adopted, is hereby amended as follows:

A. Paragraph 2, Photocopying Charges, is deleted in its entirety and amended as follows:

2. **Photocopying Charges:** Except as otherwise provided by law or regulation, the fees for the duplication of a government record embodied in the form of printed matter shall be the following:

- a. \$0.05 per page for letter size pages and smaller.
- b. \$0.07 per page for legal size pages and larger.
- c. When the actual cost to produce paper copies exceeds the charges as set forth in "a" and "b"

above, the actual cost of duplication to be charged.

B. Paragraph 3, Additional Fees When Request Is Not In Person, is deleted in its entirety.

C. Paragraph 3, Disk Reproduction, is amended as follows:

3. **Disk Reproduction:** Except as otherwise provided by law or regulation, the fee assessed for the duplication of a government record in another medium such as computer disc, CD-ROM, DVD, shall be the actual cost to provide such records.

D. New paragraph 4 to be added as follows:

4. **Electronic Records:** All electronic records, such as records sent via e-mail and fax, shall be provided free of charge.

E. All other provisions of Ordinance No. 517 as amended by Ordinance No. 591, shall remain in full force and effect except as amended by this Ordinance.

F. **Severability:** Should any section, sentence, clause or provision or a portion of this Ordinance be held to be invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not affect or impact upon any other section, sentence, clause or provision or portion of this Ordinance and the remainder of the Ordinance shall remain in full force and effect.

**BE IT FURTHER ORDAINED AND ENACTED** by the Township Committee of the Township of Maurice River, County of Cumberland and State of New Jersey that this Ordinance shall take effect immediately upon the adoption and publication of notice of adoption as prescribed by law.

Introduction: 10/21/10

Public Hearing 11/18/10