

Fire District No. 3

TOWNSHIP OF HANOVER, COUNTY OF MORRIS

DECEMBER 16, 2021

FIRE DISTRICT LEVY CAP REFERENDUM RESOLUTION

RESOLUTION BY THE BOARD OF COMMISSIONERS OF FIRE DISTRICT No. 3 OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING A PROPERTY TAX CAP LEVY REFERENDUM ON FEBRUARY 19, 2022

RESOLUTION 21-12-16-120

WHEREAS, N.J.S.A. 40A:4-45.45 provides that in preparation of its budget a fire district shall limit any increase in its property tax levy to two percent (2.0%) over the previous year's amount to be raised by taxation, subject to certain exceptions and additions; and,

WHEREAS, N.J.S.A. 40A:4-45.46(b), permits a fire district to increase amount to be raised by taxation by a percentage rate greater than two percent (2.0%) where said increase is approved by referendum; and,

WHEREAS, the Board of Commissioners of Fire District Number No. 3 in the Township of Hanover, in the County of Morris, has called for a referendum question pursuant to N.J.S.A. 40A:4-45.46(b) to be held on the third Saturday in February because it finds it advisable and necessary to increase its 2022 amount to be raised by taxation budget by more than two percent (2.0%) over the 2021 amount to be raised by taxation, to provide and maintain essential district services for the residents of the district; and,

WHEREAS, the Board of Commissioners of Fire District Number No. 3 in the Township of Hanover hereby determines that a **\$40,000** in excess of the increase in the amount to be raised by taxation otherwise permitted by a two (2.0%) tax levy cap, will only become effective upon authorization by an affirmative vote of in excess of fifty percent (50%) of the voters casting a ballot at the referendum and,

WHEREAS, this additional amount will be appropriated for the purposes set forth below, increasing the total appropriation for each such purpose from what would otherwise be provided under the limitations of a two percent (2.0%) tax levy cap, as set forth below:

Line item name	Amount for referendum
OPERATIONS AND MAINTENANCE	\$40,000.00

NOW, THEREFORE BE IT RESOLVED, that the question to be placed on the ballot shall be as follows:

"Shall the Board of Commissioners of Fire District Number No. 3 in the Township of Hanover, County of Morris be authorized to increase the 2022 amount to be raised by taxation in the Fire District annual budget, by \$40,000 as provided by N.J.S.A. 40A:4-45.45, notwithstanding that its amount to be raised by taxation will exceed the two percent (2.0%) increase limitation.

___ Yes

___ No

INTERPRETIVE STATEMENT

A "yes" vote will authorize the Board of Commissioners of the fire district to adopt the budget that was approved by the Board. N.J.S.A. 40A:4-45.45 provides a tax levy "cap" of two percent (2.0%) on the amount of increase. This amount can be exceeded when approved by referendum of the voters.

The following are those line items to which the increases apply:

Operations and Maintenance allowing for the purchase of Firefighting equipment

If referendum is approved (a "yes" vote), the amount to be raised by taxation will include this amount.

A "no" vote means that the Board of Commissioners must adopt the budget within the increase limits otherwise set forth by the law.

The District will be purchasing hose, air cylinders, personal protective equipment and pagers and radios most of which have not been upgraded in the period since their useful life and compliance with applicable safety standards.

BE IT FURTHER RESOLVED, that said referendum be, and the same is scheduled for (*insert date of referendum*), between the hours of 2:00 and 9:00 p.m., prevailing time, in the manner provided by statute.

BE IT FURTHER RESOLVED, that the budget of the Board of Commissioners of Fire District No. 3, Township of Hanover, County of Morris for 2022 is hereby authorized to be published in the Morris County Daily Record and the Hanover Eagle no later than December 24, 2021

BE IT FURTHER RESOLVED, that a public hearing on the budget will be held at the Special Meeting to be held on **Thursday, January 6, 2022** at Fire Station at **82 Ridgedale Avenue at 6:00 P.M.**, at which time and place objections to said budget may be presented by taxpayers or other interested parties.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution, shall be transmitted to the Director of the Division of Local Government Services, within 3 days after adoption with the recorded vote included thereon.

It is hereby certified that this resolution is adopted by the Board of Fire Commissioners on this the **16th** day of **December, 2021**.

Steven J. Cornine, Secretary

Fire District No. 3

TOWNSHIP OF HANOVER, COUNTY OF MORRIS

Certification

I, **Steven J. Cornine**, Secretary of the Board of Fire Commissioners of Fire District No. 3, Township of Hanover, County of Morris, State of New Jersey, hereby certify that the Commissioners at a meeting held on the 14th day of **December, 2021** duly adopted the attached resolution;

21-12-14-120 RESOLUTION BY THE BOARD OF COMMISSIONERS OF FIRE DISTRICT No. 3 OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AUTHORIZING A PROPERTY TAX CAP LEVY REFERENDUM ON FEBRUARY 19, 2022

This resolution was introduced by Commissioner:

Cornine **DeSimone** **Dugan, Jr.** **Dugan, Sr.** **O'Hare**

and was seconded by Commissioner

Cornine **DeSimone** **Dugan, Jr.** **Dugan, Sr.** **O'Hare**

Record of the Vote

	Cornine	DeSimone	Dugan, Jr.	Dugan, Sr.	O'Hare
Yes	X	X	X	X	X
No					
Abstain					
Absent					

Steven J. Cornine, Secretary