

Introduction: 3/6/23  
Public Hearing: 4/10/23  
Effective: 5/1/23

**TOWNSHIP OF MAHWAH  
ORDINANCE NO. 2004**

**CALENDAR YEAR 2023  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 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 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Mayor and Council of the Township of Mahwah in the County of Bergen finds it advisable and necessary to increase its CY 2023 budget by up to 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 Mayor and Council hereby determines that a one (1) % increase in the budget for said year, amounting to \$335,303.23 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Council 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 Mayor and Council of the Township of Mahwah, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Township of Mahwah shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,202,900.32 and that the CY 2023 municipal budget for the Township of Mahwah be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any 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 the Director of the Division of Local Government Services within 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 5 days after such adoption.

Notice is hereby given that a hearing on this ordinance will be held on March 6, 2023 at 7:00 p.m. at the Municipal Building.

I, Carolyn George, Municipal Deputy Clerk of the Township of Mahwah, hereby certify that the Roll Call Vote upon Public Hearing of Ordinance #2004 on April 10, 2023, is as follows:

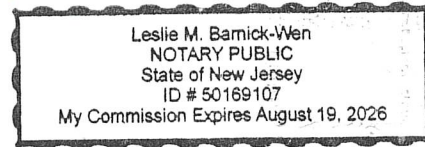
Councilmember	Introduced	Second	Yes	No	Abstain	Absent
Ariemma			X			
Bolan		X	X			
Donigian			X			
Ferguson	X		X			
Paz			X			
Wong			X			
May			X			

Sworn and subscribed before me this  
11<sup>th</sup> day of April, 2023.

*Carolyn George*

Carolyn George, RMC  
Municipal Clerk

*Leslie M. Barnick-Wen*  
Notary Public

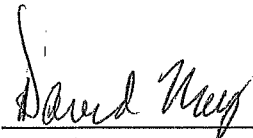


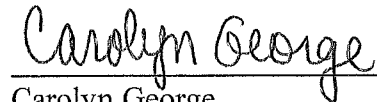
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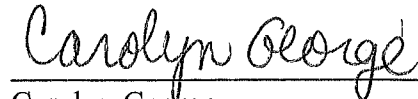
Dated: May 1, 2023

Attest

  
\_\_\_\_\_  
David May  
Council President

  
\_\_\_\_\_  
Carolyn George  
Municipal Clerk

I, Carolyn George, Municipal Clerk of the Township of Mahwah, hereby certify that the within Ordinance was passed and adopted at a meeting of the Township Council held on the 10th day of April, 2023.

  
\_\_\_\_\_  
Carolyn George  
Municipal Clerk