

Ordinance

No. 5-2023

**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 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 **Governing Body** of the **Borough of Westville** in the County of **Gloucester** 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 **Governing Body** of the **Borough of Westville** in the County of **Gloucester** hereby determines that a **1.0%** increase in the budget for said year, amounting to **\$44,676.11** in excess of the increase in final appropriations otherwise permitted by the Local Government CAP Law, is advisable and necessary; and,

WHEREAS, the **Governing Body** of the **Borough of Westville** in the County of **Gloucester** hereby determines that any amount authorized herein above 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 **Governing Body** of the **Borough of Westville** in the County of **Gloucester**, 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 **Borough of Westville** shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by **3.5%**, amounting to **\$ 156,366.37**, and that the **CY 2023** municipal budget for the **Borough of Westville** be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized herein above 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

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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.

Introduction: April 24, 2023

Adoption:

BOROUGH OF WESTVILLE

**Fritz H. Sims, Jr.
MAYOR**

ATTEST:

**Kathleen Carroll
DEPUTY MUNICIPAL CLERK**

ROLL CALL VOTE-April 24, 2023				
COUNCIL MEMBER	Yes	No	Abstain	Absent
Domico				X
Gayle				X
Lawrence	X			
Murtaugh	X			
Nordaby	X			
Young	X			

Certification

I, Kathleen Carroll, Deputy Municipal Clerk, of the Borough of Westville, in the County of Gloucester, and State of New Jersey do hereby certify this to be a true and accurate copy of Ordinance No. 5-2023 that was adopted at our regular council meeting held on Monday, April 24, 2023.

**Kathleen Carroll
Deputy Municipal Clerk**

