

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 21-310**

**A RESOLUTION APPROVING MODIFICATION OF
SEWER UTILITY ACCOUNT BILLING TO 164 MONMOUTH STREET**

WHEREAS, the Borough of Red Bank, County of Monmouth, State of New Jersey (the "Borough") operates a public sewer utility that provides sewer service to certain properties within the Borough's municipal boundaries; and

WHEREAS, 164 Monmouth Street, LLC (the "Owner") is the owner of the property known as 164 Monmouth Street (the "Property"), which maintains an account with the Borough's sewer utility department under Account No. 913000-0; and

WHEREAS, pursuant to Chapter 695 of the Borough's Revised General Ordinances, the amount billed to property owners' sewer utility accounts is determined by the corresponding water consumption at said property, as reported by the Borough's water utility; and

WHEREAS, during the month of April 2021, the Borough billed the Owner's sewer utility account based upon significantly increased water consumption due to a verified malfunction and leak of the building's hot water heater; and

WHEREAS, the Borough has verified through the Owner's proofs and third-party plumbing company that substantial and excessive water was utilized as a result of this leak and did not enter the Borough's sewer system; and

WHEREAS, the Borough has determined that the amount billed to the Owner's account does not accurately reflect the water entering the Borough's sewer utility during the billed time period under the circumstances; and

WHEREAS, the Borough's sewer utility department recommends that the Owner's Account No. 913000-0 should be reduced by \$474.37;

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to Chapter 695 of the Borough's Revised General Ordinances, the Governing Body of the Borough of Red Bank, County of Monmouth, State of New Jersey does hereby authorize the Borough CFO and sewer utility department to adjust the Owner's sewer utility billing for 164 Monmouth Street by the amount of \$474.37; and

BE IT FURTHER RESOLVED, that any interest and late fees shall be waived on the Owner's Account No. 913000-0 relating to the above-authorized reduction; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Borough CFO, Sewer Utility Department, and the Owner.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Motion	X			
Councilwoman Triggiano		X			
Councilman Ballard		X			
Councilman Yngstrom		X			
Councilman Zipprich		X			
Councilwoman Horgan	Second	X			

Dated: November 23, 2021

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on November 23, 2021.

Pamela Borghi

Pamela Borghi, Municipal Clerk