

ORDINANCE NO. 44 – 2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING SUBSECTION M., PARAGRAPH (6)(f) IN SECTION 166-180. OF CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION WITH THE INCLUSION OF THE REQUIRED PAYMENT FOR ADMINISTRATIVE COSTS INCURRED IN THE SALE OF AFFORDABLE HOUSING UNITS

**WHEREAS**, the Township of Hanover oversees the administration of affordability controls for affordable housing units: and

**WHEREAS**, the Township incurs expense in such administration, for which a payment is currently required from the seller of an affordable unit; and

**WHEREAS**, the current payment was established over thirty years ago, and the cost of such administration has increased since the payment was established.

**NOW, THEREFORE, BE IT ORDAINED** by Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey as follows:

**Section 1.** Paragraph (6)(f) of Subsection M. in Section 166-180, *Required conditions*, in Article XXIX, *R-M Residential-Multifamily District*, is hereby amended to read as follows:

- (f) To assist the Township in defraying any and all administrative costs associated with the Township's affordable housing program, the seller of a low- or moderate-income housing unit shall pay the Administrative Agent for the Township the sum of 1.25 percent of the sale price upon resale of the unit.

**Section 2.** In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

**Section 3.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

**Section 4.** This ordinance shall take effect in accordance with the law.

ATTEST:

  
Joseph A. Giorgio, Township Clerk

TOWNSHIP COMMITTEE  
TOWNSHIP OF HANOVER  
COUNTY OF MORRIS  
STATE OF NEW JERSEY

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Ronald F. Francioli, Mayor

DATE OF INTRODUCTION: November 8, 2018  
DATE OF ADOPTION: December 13, 2018