

FIRE DISTRICT LEVY CAP REFERENDUM RESOLUTION

**RESOLUTION BY THE BOARD OF COMMISSIONERS OF FIRE DISTRICT . # 7) OF THE
(HAMILTON TOWNSHIP) IN THE COUNTY OF (MERCER) AND STATE OF NEW JERSEY
AUTHORIZING A PROPERTY TAX CAP LEVY REFERENDUM ON (FEBRUARY 20,2016)**

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 (7 in the (*Hamilton township*), in the County of (*Mercer*) has called for a referendum question as part of its annual election pursuant to N.J.S.A. 40A:4-45.46(b) because it finds it advisable and necessary to increase its (2016) amount to be raised by taxation budget by more than two percent (2.0%) over the (\$3,835,519.00) 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 (*District # 7*) in the (*HAMILTON TOWNSHIP*), hereby determines that a (*.0463%*) increase in the amount to be raised by taxation or (*\$170,000.00*) 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 fifty percent (50%) of the voters casting a ballot at the annual fire district election 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
Battalion Chief	\$170,000.00
<i>(insert additional rows as necessary)</i>	

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 (7) in the (*Hamilton Township*) be authorized to increase the (2016) amount to be raised by taxation in the Fire District annual budget, by (*.0463%*) or (*\$170,000.00*) 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:

(Battalion Chief)

...

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 needs to have a Chief supervisor.)

BE IT FURTHER RESOLVED, that said referendum be, and the same is scheduled for *(February 20, 2016)*, 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 (7) of the *(Hamilton Township)* for *(2016)* is hereby authorized to be published in the *(The Trenton Times and The Trentonian before December 29, 2015)* issue.

BE IT FURTHER RESOLVED, that a public hearing on the budget will be held at the *(January 19, 2016 at Nottingham Fire Co 200 Mercer St Hanilton Nj 08690 at 7:30pm)* at which time and place objections to said budget may be presented by taxpayers or other interested parties.

BE IT FURTHER RESOLVED, that two (2) certified copies 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 as required by N.J.S.A. 40A:4-5.

(insert local resolution closing, certification, and seal text)