

N.J. Stat. § 40:62-105

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105. Necessary powers conferred

The municipality and the party so supplying water, their officers, agents or servants, shall have the necessary rights and powers to carry out the provisions of sections [40:62-96](#) to [40:62-104](#) of this title.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.1

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.1. Water commissioners; election; to perform duties exercised by township committee

In any township wherein a water district has been established pursuant to section [40:62-96](#) et seq. of the Revised Statutes, the township committee may by ordinance provide for the election of water commissioners and said commissioners shall succeed to the duties presently exercised by the township committee together with such other duties as are herein contained.

History

L. 1951, c. 280, p. 954, 1, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.2

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.2. Commissioners to be body corporate; name; general powers

The commissioners thereof and their successors shall be a body corporate to be known by the name of “the commissioners of water district number , in the township of , and county of,” and shall have power to hold, purchase, lease and convey, in their corporate name, such real and personal estate as the purposes of the corporation shall require; to make and use a common seal; to sue and be sued; and shall have all other corporate power necessary for carrying out the powers hereinafter in this chapter conferred.

History

L. 1951, c. 280, p. 954, 2, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.3

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.3. Determination of amount to be raised for ensuing year; election of water commissioners

On the third Saturday in February after the creation of any such district the legal voters thereof shall meet and determine the amount of money to be raised for the ensuing year, and elect a board of water commissioners, to consist of five persons resident in such district.

History

L. 1951, c. 280, p. 954, 3, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.4

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.4. Terms of members of board of water commissioners

At the first meeting of the board of water commissioners elected in any newly created district the members of the board shall divide themselves by lot into three classes; the term of the two members composing the first class shall be vacated at the expiration of the first year; the term of the two members composing the second class shall be vacated at the expiration of the second year, and the term of the one member composing the third class shall be vacated at the expiration of the third year, so that after the first election two members of the board of water commissioners shall be elected annually, except every third year when but one member shall be elected, all of whom shall hold office for three years and until their successors are elected.

History

L. 1951, c. 280, p. 954, 4, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.5

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.5. Vacancies

Whenever a vacancy occurs the board may elect a member to fill the vacancy until the next succeeding election at which time the voters of such district shall elect some person resident therein to fill such vacancy for the unexpired term only.

History

L. 1951, c. 280, p. 955, 5, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.6

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.6. Annual election in water districts

An election shall be held annually in each water district on the third Saturday in February at which the legal voters shall elect members of the board of water commissioners to fill the offices of those whose terms expire in such year, determine the amount of money to be raised for the ensuing year, and vote upon any other proposition submitted to such voters according to law.

History

L. 1951, c. 280, p. 955, 6, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.7

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.7. Nomination of candidates for members of board

Candidates to be voted for at the regular water district election for members of the board of water commissioners shall be nominated directly by petition.

History

L. 1951, c. 280, p. 955, 7, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.8

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.8. Nominating petition; certificate of person indorsed

Such petition shall be addressed to the clerk of the board of water commissioners and shall set forth that the signers thereof are qualified voters of the water district in which they reside and for which they desire to nominate the candidate, that they indorse the candidate named in such petition for member of the board of water commissioners, and that they request that the name of the person so indorsed be printed upon the official ballot to be used at the ensuing election. The petition shall further state the residence and post-office address of each person so indorsed, and shall certify that the person so indorsed is legally qualified to be elected a member of the board of water commissioners. With the petition the person indorsed therein shall file a certificate stating that he is qualified to be elected a member of the board of water commissioners, that he consents to stand as a candidate for election, and that, if elected, he agrees to accept and qualify as a member of such body.

History

L. 1951, c. 280, p. 955, 8, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.9

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.9. One candidate's name on petition; number of petitions

No petition shall contain the names of more than one candidate so indorsed. The names of all the persons indorsing the same candidate need not be signed to a single petition. Any number of petitions of the same purport may be filed, but in the aggregate there shall be signed the names of at least ten persons.

History

L. 1951, c. 280, p. 956, 9, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.10

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.10. Verification of petition

Each of the petitions shall be verified by the oath of one or more of the signers thereof, taken and subscribed before a person qualified to administer an oath, to the effect that such petition is signed in their own proper handwriting by each of the signers thereof, that said signers are, to the best knowledge and belief of the affiant, legally qualified to vote at the ensuing election, and that the petition is prepared and filed in absolute good faith for the sole purpose of indorsing the candidate therein named in order to secure his election as a member of the board of water commissioners.

History

L. 1951, c. 280, p. 956, 10, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.11

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.11. Filing of petition

Such petition shall be filed at least five days before the date of the annual election for members of the board of water commissioners.

History

L. 1951, c. 280, p. 956, 11, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.12

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.12. Defective nominating petitions

If any petition requesting that the name of the person so indorsed be printed upon the official ballot shall be found to be defective, the clerk of the board of water commissioners shall forthwith notify the candidate so indorsed, setting forth the nature of such defect and the date when the ballots will be printed, and the candidate indorsed on such defective petition shall be permitted to amend such petition either in form or substance so as to remedy such defect, at any time prior to the date set for the printing of such ballots.

History

L. 1951, c. 280, p. 956, 12, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.13

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.13. Ballots; arrangement of candidate's names

The names of the candidates shall be printed upon the official ballot according to the alphabetical order of their surnames and the grouping of two or more candidates upon any ballot to be used for the election of members of the board of water commissioners is hereby prohibited.

History

L. 1951, c. 280, p. 957, 13, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.14

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.14. Ballots, specifications

Each ballot shall have at the top thereof a coupon at least one inch deep extending across the ballot above a perforated line. The coupons shall be numbered consecutively from one to the number of ballots prepared for use in such election. Upon the coupon and above the perforated line shall be the words "To be torn off by the judge of election" and "Fold to this line." Below the perforated line shall be printed the words "Water district election ballot," below which and extending across the ballot in one or more lines shall be the corporate name of the water district, the date of the election, and if the district be divided into two or more polling places the number, name or other mark or designation to distinguish the said polling place, and the printed facsimile signature of the clerk of the board of water commissioners. The heading shall be set apart from the body of the ballot by a heavy diagram rule. Below this rule shall be printed the following directions instructing the voter how to indicate his choice for the person for whom he may desire to vote and stating the maximum number of candidates he may vote for: "To vote for any person whose name appears on this ballot mark a cross (x), plus (+) or check (✓) mark with ink or pencil in the place or square at the left of the name of such person." Below these instructions shall be printed a heavy diagram rule below which shall be printed such directions to the voter as may be necessary as "Vote for one," or "Vote for two," or a greater number as the case may be, immediately after which shall be printed the names of the candidates duly nominated by petition. The names of the candidates shall be printed as they appear signed to the certificate of acceptance, but no candidate who shall have failed to file a certificate of acceptance shall have his name printed upon the ballot. The same size and style of type shall be used in printing the name of each candidate; but between the names of the candidates shall be printed a heavy diagram rule and the space between each of the rules shall be exactly equal. Immediately after the space allotted to the names of candidates there shall be as many ruled blank spaces as there are members to be voted for. Immediately to the left and on the same line with the name of each candidate and blank space there shall be printed a square the same size of type in which the name of the candidate is printed, which type shall, in no case, be larger than twenty-four point.

History

L. 1951, c. 280, § 14; amended [1994, c. 77](#), § 17.

End of Document

[N.J. Stat. § 40:62-105.15](#)

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.15. Form of ballot

The following is an illustration of the form of ballot:

No.....

To be torn off by the Judge of Election. Fold to this line.

WATER DISTRICT ELECTION BALLOT

Water District No. 1

Township of Webster, Warren County

February 14, 1926 District No. 1 John Henry Doe, Unexcelled Fire House. Clerk.

To vote for any person whose name appears on this ballot mark a cross (X), plus (+) or check (✓) mark with ink or pencil in the place or square at the left of the name of such person.

For membership to Board of Water Commissioner..... Full Term. Vote for Two. ☐

Rutherford B. Fallon. ☐ William F. Seibel. ☐ James A. Stephens. ☐ Thomas Templeton. ☐

For membership to Board of Water Commissioners..... Unexpired One-Year Term. Vote for One. ☐ Francis R. Loori. ☐ Arthur H. Patterson.

Unexpired One-Year Term. Vote for One. ☐ Francis R. Loori. ☐ Arthur H. Patterson. ☐ as much of the form as may be applicable to the current water district election and extending the same to provide for cases not herein specified.

History

L. 1951, c. 280, § 15; amended [1994, c. 77](#), § 18.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.16

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.16. Paper on which ballots to be printed

The ballots shall be printed on plain white paper uniform in size and quality and of such thickness that the printing thereon cannot be distinguished from the back of the paper and without any mark, device or figure on the front or back thereof except as provided in this chapter.

History

L. 1951, c. 280, p. 960, 16, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.17

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.17. Registry list of preceding general election; persons becoming of age after preceding general election

The clerk of the board of water commissioners shall at least seven days before the holding of such election obtain, from the person having them in charge, the registry list of the preceding general election for the municipality or municipalities, or election districts, comprised within such water district, and no person shall be permitted to vote at such water district election unless his name appears on such registry list, except that any person who shall have become of age since the preceding general election, and shall be otherwise possessed of all the qualifications which would entitle such person to vote in any general election, shall, upon application to the clerk of the board of water commissioners at least two days prior to the holding of such water district election be entitled to vote in said water district election.

Should any person so mentioned in this section make application as aforesaid the clerk of the board of water commissioners shall compile separately a register of such applicants and the list so compiled shall have the same effect for the purposes of such election as the registry list of the preceding general election and a person whose name appears thereon shall be entitled to vote at such water district election as if his name had appeared on the registry list of the preceding general election.

History

L. 1951, c. 280, p. 960, 17, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.18

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.18. Advertisement of election

The clerk of the board of water commissioners shall cause the election to be advertised at least one week before the holding thereof in some newspaper circulating in said water district.

History

L. 1951, c. 280, p. 960, 18, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.19

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.19. Polling places

Upon petition of twenty-five or more voters duly submitted at least twenty days prior to the date of the election the board of water commissioners may divide the water district into two or more polling places for the purpose of holding said elections.

History

L. 1951, c. 280, p. 960, 19, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.20

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.20. Opening and closing of polls; books for names of voters

The polls for the election shall be opened at such time as the board of water commissioners may designate, between the hours of two and nine post meridian, and shall remain open at least one hour or as much longer as may be necessary to poll the vote of the district. The board of water commissioners shall furnish suitable books in which shall be entered the names and addresses of each person voting within each of the municipalities, and no person shall vote at such election except as provided in section seventeen of this Title.

History

L. 1951, c. 280, p. 961, 20.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.21

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.21. Proclamation of opening of election; judge and tellers

The board of water commissioners before they receive any vote shall make public proclamation by the chairman or the clerk of the opening of the election and of their readiness to receive the vote of the voters. A judge of elections and two tellers shall be elected by those present and thereupon the election shall be opened and the balloting shall continue without recess in accordance with the instructions printed upon the ballots used in such election and in accordance with the provisions of this chapter until the hour of closing.

History

L. 1951, c. 280, p. 961, 21, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.22

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.22. Counting of votes

Immediately after the close of the polls the judge and tellers shall proceed forthwith to count the votes for each candidate and shall complete the count without delay or adjournment. The counting shall be open and public but not to such an extent that the number of persons present shall hinder, delay or inconvenience the election officers in counting the ballots and ascertaining the result. The judge and tellers shall fill out and certify to the correctness of the count and shall forward all ballots and tallies to the clerk of the board of water commissioners.

History

L. 1951, c. 280, p. 961, 22, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.23

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.23. Announcement of results of election

After the canvass of votes has been completed the judge of the election shall announce publicly the result of the election.

History

L. 1951, c. 280, p. 961, 23, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.24

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.24. Appropriations voted on, form of question

All appropriations to be voted upon at such water district election or any other proposition or question that may be required shall be placed upon the ballot immediately following the names of the candidates for election to the board of water commissioners in the following form:

Yes. (Question to be voted on.) No.

If the voter makes a cross (X), plus (+) or check (✓) mark in ink or pencil in the square of the left of and opposite the word “Yes,” it shall be counted as a vote in favor of said proposition.

If the voter shall make a cross (X), plus (+) or check (✓) mark in ink or pencil in the square to the left of and opposite the word “No,” it shall be counted as a vote against such proposition. If no such mark shall be made in the square to the left of and opposite either the word “Yes” or “No,” it shall not be counted as a vote either for or against such proposition.

History

L. 1951, c. 280, § 24; amended [1994, c. 77](#), § 19.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

[N.J. Stat. § 40:62-105.25](#)

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.25. Payment of taxes

a. The board of water commissioners shall certify the amount of money voted at the annual district meeting to the assessor of the township in which said district is situate, who, except as provided in subsection b. of this section, shall assess said money on the inhabitants of said district and their estates and taxable property therein in the same manner as township taxes are assessed and the money shall be assessed, levied and collected at the same time and in the same manner as other township taxes.

The collector or treasurer of the township in which said district is situate shall pay over all moneys so assessed to the treasurer or custodian of funds of said water district one-half on or before July 1 in the year for which said taxes are levied and the other half on or before January 1 of the following year, to be held and expended for the purpose of providing and maintaining means for supplying water in such district.

b. Property within the water district shall be exempt from the assessment authorized in subsection a. of this section if:

- (1)** The water supplied by the water district is not reasonably available to the owner of the property; and
- (2)** Prior to each annual assessment the board of water commissioners determines that the exemption would not adversely affect the ability of the water district to meet principal reduction and interest payments on outstanding bonds issued thereby.

History

L. 1951, c. 280, p. 962, 25, eff. June 25, 1951; Amended by L. 1985, c. 191, 3, eff. June 20, 1985.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.26

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.26. Borrowing for current expenses and repairs

The commissioners of water districts may by resolution borrow, after March first and before December thirty-first following, a sum not to exceed the amount appropriated at the election held in the district for the current year, for current expenses and for necessary repairs, less any sums received from the collector of taxes on account of such appropriation. They may execute and deliver promissory notes therefor and pay the amount so borrowed, together with interest thereon, at a rate not exceeding five per centum (5%) per annum.

History

L. 1951, c. 280, p. 963, 26, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.27

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.27. Rights and powers of water commissioners

The water commissioners of every water district shall have all the rights and powers, within said water district, which shall have been conferred upon townships by any statute relating to the supplying of water for public or private use.

History

L. 1951, c. 280, p. 963, 27, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.28

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.28. Money for waterworks and appurtenances; vote; limitation

The legal voters of any water district may vote to raise, either at a special meeting called by the water commissioners of said district or at the annual meeting of the voters of said district, a sum for waterworks and appurtenances thereto for water purposes, not exceeding five mills on the dollar of the last assessed valuation of the property in said water district. The sum so appropriated shall be assessed in the manner provided by law, and be expended by said commissioners for such water purposes as in their judgment they may deem expedient.

History

L. 1951, c. 280, p. 963, 28, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.29

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.29. Meeting to determine amount to be raised; notice

If the water commissioners in any water district shall deem it expedient, they may call said special meeting, whereof ten days' notice shall be given by the commissioners, or a majority thereof, by posting notices setting forth the time, place and object of the meeting in five of the most public places in the district. At said time and place the legal voters or a majority present and voting shall elect a chairman and clerk of the meeting and determine the amount to be raised for acquiring the necessary appurtenances for the supply of water, not exceeding the sum of five mills on the dollar of the last assessed valuation of property in the district.

History

L. 1951, c. 280, p. 963, 29, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.30

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.30. Water accumulation, supply or distribution facilities; acquisition or construction

The water commissioners in any water district created by the township committee may acquire and construct any reservoirs, basins, dams, canals, aqueducts, standpipes, conduits, pipelines, mains, pumping stations, water distribution systems, compensating reservoirs, waterworks or sources of water supply, wells, purification or filtration plants or other plants and works, connections, rights of flowage or diversion, and other plants, structures, boats, conveyances, and other real and personal property, and rights therein, and appurtenances necessary or useful and convenient for the accumulation, supply or distribution of water; provided, however, that such water accumulation, supply, or distribution facilities are authorized and financed as provided in sections 31 to 34 of this act.

History

L. 1951, c. 280, p. 964, 30, eff. June 25, 1951; Amended by L. 1977, c. 170, 1, eff. Aug. 10, 1977.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.31

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.31. Resolution authorizing issuance of bonds; time and place of meeting; notices

The water commissioners shall cause a resolution authorizing the issuance of bonds for the purposes specified in section 30 of this act to be submitted to the legal voters of such water district. Such resolution shall be written or printed on notices together with a statement of the time and place where the meeting of such legal voters will be held and the purpose and object thereof. The time and place for the holding of such election shall be the same as the annual election of water commissioners and for the appropriation of moneys for water purposes in said district, or a special election may be called for the purpose. Not less than 10 notices of such meeting shall be posted by the clerk of the water commissioners at least 10 days before the date thereof in such manner and in such public places as he shall deem best for the purpose of giving notice of said meeting, and the board of water commissioners and the clerk shall also cause notices to be printed as an advertisement in a paper published in the district if there be one, and if not, in a paper published within the county where the district is located and circulating in said district. In case a special election is called, at least 10 notices of such election shall be posted at least 21 days before the date of such election, and in addition the clerk shall cause said notice to be published at least twice before said election is held, in a newspaper published in the district, if there be one, and if not, in a newspaper published in the township or county where the district is located and circulating in said district.

History

L. 1951, c. 280, p. 964, 31, eff. June 25, 1951; Amended by L. 1977, c. 170, 2, eff. Aug. 10, 1977.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.32

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.32. Conduct of election

At any election held for the purpose of ordering money to be raised by the issuance of bonds, the legal voters shall vote by ballot, and the election shall be held and conducted as nearly as may be in the manner provided in sections seven to twenty-four of this act.

History

L. 1951, c. 280, p. 965, 32, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

End of Document

N.J. Stat. § 40:62-105.33

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.33. Bonds; form; issuance

The legal voters of any such water district may, at the election at which such proposition is submitted, by the vote of a majority of those voting, authorize the board of water commissioners to issue bonds for the purpose set forth in section 30 of this act. Such bonds shall be serial bonds and shall be issued in the corporate name of such water district for such sums not exceeding the sum voted as aforesaid, and in such amounts and payable at such times as the legal voters so voting shall direct, with interest at a rate as such resolution or resolutions authorizing the issuance of such bonds shall provide, payable half-yearly. Said bonds shall mature within the period or average period of usefulness determined in the bond ordinance. Such bonds shall be signed by the president of the board of water commissioners and attested by the secretary of the board who shall affix the seal of said commissioners. Said bonds shall have coupons attached for the payment of interest, which coupons shall be signed by the clerk of the board of water commissioners, and shall be numbered to correspond to the several bonds to which they shall be severally attached. Bonds so issued shall be numbered and the proper registry thereof shall be kept by the clerk of said board of water commissioners. Such bonds may be sold at public or private sale for the best obtainable price, but not less than par and accrued interest.

History

L. 1951, c. 280, p. 965, 33, eff. June 25, 1951; Amended by L. 1977, c. 170, 3, eff. Aug. 20, 1977; L. 1979, c. 223, 1, eff. Oct. 11, 1979.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.34

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.34. Payment of principal, interest on bonds

a. Except as provided in subsection b. of this section, whenever such bonds shall have been authorized by the legal voters as aforesaid and the same shall have been issued, the clerk of the board of water commissioners shall annually issue to the assessor of the taxing district in which such water district is situate an order directing him to assess upon the owners of property in that water district, and their estates and the taxable property therein, an amount sufficient to pay the bond or bonds maturing in each year together with the interest accruing upon all the unpaid bonds of such township water district, which order shall be duly executed by the assessor. The money so assessed shall be assessed and levied by the assessor and collected by the collector of said taxing district, who shall, on or before July 1 next thereafter, pay the full amount so ordered to be assessed, levied and collected to the treasurer of the board of water commissioners, who shall pay the principal and interest as they become due and payable. If there be no funds available to pay any outstanding bonds, or the interest due thereon, the water commissioners may borrow money upon the promissory note of the water district, signed by the president and secretary of such water commissioners.

b. Property within the water district shall be exempt from the assessment authorized in subsection a. of this section if:

- (1)** The water supplied by the water district is not reasonably available to the owner of the property; and
- (2)** Prior to each annual assessment the board of water commissioners determines that the exemption would not adversely affect the ability of the water district to meet principal reduction and interest payments on outstanding bonds issued thereby.

History

L. 1951, c. 280, p. 965, 34, eff. June 25, 1951; Amended by L. 1985, c. 191, 4, eff. June 20, 1985.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.35

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.35. Custodian of moneys; disbursements; bond of treasurer

The district treasurer shall be the custodian of the moneys of the district and all moneys which the district commissioners are by law authorized to receive and disburse shall be paid to him and disbursed by him only on the warrant of the district commissioners signed by a majority thereof. Such treasurer shall give to the district the bond of a surety company, authorized by the Department of Banking and Insurance to do business in this State, in such sum as the district commissioners shall approve, conditioned for the faithful discharge of the duties of his office, which bond shall be filed with the board of water commissioners, the premium thereon to be paid by the district.

History

L. 1951, c. 280, p. 966, 35, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.36

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.36. Auditing of books of treasurer; publication of audit

The treasurer shall cause his books to be audited at least once a year within thirty days after the expiration of the fiscal year and the secretary shall cause such audit to be advertised at least twice in a newspaper published in the municipality of which the district is part and if there is no newspaper published in said municipality, then in a newspaper circulating in said district. If the secretary shall neglect or refuse to publish the audit within five days after the first regular meeting subsequent to the delivery of the report to said board, he shall forfeit and pay the sum of one hundred dollars (\$100.00) which shall be recovered by an action at law by any person who shall bring suit for the same, one-half of which shall go to such person and one-half to the treasury of the district.

History

L. 1951, c. 280, p. 966, 36, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.37

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.37. Enlargement of water district

The township committee of any township in which there shall have been created a water district may by ordinance enlarge any such water district by extending the boundaries thereof to include therein as part thereof additional lands situate within the township and not then being within the boundaries of any water district. Such action shall not be taken until at least ten freeholders of the portion of the township proposed to be included within the extended boundaries of such water district shall first make application in writing to the township committee for the adoption of such ordinance. Such application shall set forth the boundaries of the land proposed to be added to such water district.

History

L. 1951, c. 280, p. 967, 37, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.38

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.38. Lands included in district after enlargement

Upon the adoption and publication of such ordinance by the township committee in the manner required by law, such water district shall thereafter for all purposes comprise the lands originally laid off and also such additional lands as shall be added thereto by such ordinance.

History

L. 1951, c. 280, p. 967, § 38, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.39

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.39. Effect of enlargement upon terms of officers and obligations of district

The enlargement of any water district under the provisions of sections thirty-seven and thirty-eight of this act shall not affect the terms or tenure of office of the water commissioners or other officers of such water district, nor shall it prejudice in any manner the bonds and obligations, if any, of such water district.

History

L. 1951, c. 280, p. 967, 39, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.40

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.40. Dissolution of water district

The township committee of any township wherein a water district shall have been organized may, by resolution authorized in the matter provided in section forty-one of this act, dissolve and abolish said water district. Upon the adoption of such resolution the water district shall be dissolved and abolished, and any moneys remaining in the hands of the treasurer of such water district shall be turned over to the treasurer of such township.

History

L. 1951, c. 280, p. 968, 40, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.41

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.41. Application for resolution dissolving district; notice; hearing

The resolution provided for in section forty of this act shall not be adopted except upon the written application of at least twenty freeholders of such water district. Upon receipt of such application the township committee shall fix a time and place for the hearing of such application and shall cause the clerk of such township to give notice of the time and place when a hearing will be given thereon. Such notice shall be published at least once in a newspaper circulating in the township, at least five days before the holding of said meeting. At the time and place so designated such township committee shall hear all parties desiring to be heard, and at such meeting or at an adjournment thereof the resolution shall be adopted or rejected.

History

L. 1951, c. 280, p. 968, 41, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.42

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.42. Refund of tax paid upon property in district abolished

The township committee may cancel or refund without interest to any person having paid the same any water district tax or any part thereof levied upon property in any water district which has been abolished, but the total amount which may be refunded shall not exceed the amount of money in the township treasury arising from appropriations made by said water district before it was abolished.

All refunds so made pursuant to this section shall be charged against the account of said water district.

History

L. 1951, c. 280, p. 968, 42, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.43

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.43. Refund of taxes paid where no recital of laying off of water district appears upon records

Where the legality of the organization of any township water district is questioned upon the ground that such water district was never laid off by metes and bounds by the township committee, and the collection of taxes for water purposes assessed and levied in any such water district is resisted upon that ground by twenty or more persons upon whose real or personal estate any such taxes have been assessed and levied, and no evidence or recital of the laying off of any such water district appears upon the records of such township, the township committee, upon the written application for such action by said twenty or more persons, may abate and remit all such taxes not paid and may authorize in writing the township collector to refund to the several persons who have paid the same all of such taxes in his hands, and upon such written authority such township collector shall refund to the several persons who have paid the same all of such taxes in his hands.

History

L. 1951, c. 280, p. 968, 43, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.44

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.44. Water district deemed abandoned when territory formed into two or more new municipalities

Whenever the territory included within the bounds of any water district shall have been divided and formed into or made parts of two or more new municipalities and no part of such district remains in the township of which such district when originally formed was a part, such water district shall be deemed to be abolished and the terms of office of the commissioners thereof terminated.

History

L. 1951, c. 280, p. 969, 44, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-105.45

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-105.45. Allotment and division of property and money between new municipalities; “municipality” defined

The governing bodies of such new municipalities and the treasurer or person having the custody of the funds and securities of such water district shall meet at a convenient place to be designated by the clerk of either of such new municipalities upon ten days' notice mailed to or served personally upon each of the members of such governing bodies and such treasurer or custodian, and shall then and there proceed to allot and divide between or among such municipalities all property, real and personal, money on hand, due or to become due, in proportion to the aggregate value of the buildings and contents which each shall take from the limits of such water district as ascertained from the last assessment for raising money for said water district. The result of such allotment and division shall be reduced to writing and show the amount of the funds on hand to be paid and transferred by said treasurer or custodian or said water district commissioners to each of said governing bodies and be signed by a majority of the members of said governing bodies present, and the inhabitants of said respective municipalities shall be liable to pay their proportion of the debts of said water district. A majority of the persons comprising such governing bodies shall constitute a quorum and may proceed to make the said division, and their decision shall be final and conclusive. Said meeting may be adjourned to such time and place within either of such municipalities as a majority of those present may deem proper. The amount to be paid or the property to be transferred to each municipality having been ascertained as aforesaid the said treasurer or custodian and said water district commissioners shall forthwith pay and transfer said funds to the treasurer or custodian of the funds of said municipalities in the manner ascertained and directed.

The word “Municipality” as used in this section and section forty-four of this act includes any township, borough, borough commission, town or city.

History

L. 1951, c. 280, p. 969, 45, eff. June 25, 1951.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.

N.J. Stat. § 40:62-107.7

Current through New Jersey 221st Second Annual Session, L. 2025, c. 271 and J.R. 17

LexisNexis® New Jersey Annotated Statutes > Title 40. Municipalities and Counties (Subts. 1 — 13) > Subtitle 3. Municipality Provisions (Chs. 42 — 69) > Chapter 62. Municipal Public Utility Services (Arts. 1 — 8) > Article 8. Municipal Water Supply (§§ 40:62-47 — 40:62-151) > A. General Provisions (§§ 40:62-47 — 40:62-107.7)

§ 40:62-107.7. Customers of municipal water district, electronic billing, payment permitted

Upon the request of a customer, a municipality that has established a water district and which operates a water system may:

- a.** offer the customer the ability to receive or access, in electronic format, any periodic bill for service sent by such municipality to its customers and any additional information sent by the municipality to its customers as required by law, provided that any notice of disconnection, discontinuance or termination of water service shall be sent to a customer in written form at the customer's legal mailing address in addition to being sent or being made available in electronic format; and
- b.** provide the customer of such municipality the option of paying any such periodic bill via electronic means.

History

L. [2010, c. 91](#), § 4, eff. May 29, 2011.

LexisNexis® New Jersey Annotated Statutes
Copyright © 2026 All rights reserved.