

**TOWN OF BOONTON**  
**ORDINANCE 05-10**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) – CALENDAR YEAR 2010**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit an 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 rates as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Boonton in the County of Morris finds it advisable and necessary to increase its CY 2010 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting health, safety and welfare of the citizens; and

**WHEREAS**, the Mayor and Board of Aldermen hereby determines that a 1.0% increase in the budget for said year, amounting to \$ 82,571.38 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Mayor and Board of Aldermen hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Aldermen of the Town of Boonton, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2010 budget year, the final appropriations of the Town of Boonton shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14 be increased by 3.5%, amounting to \$ 288,999.83 and that the CY 2010 municipal budget for the Town of Boonton be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED** that any amount authorized hereinabove 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 by filed with the Director of the Division of Local Government Services within 5 days of introduction; and

**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.

Introduced: April 19, 2010

Adopted: May 17, 2010

MAYOR AND BOARD OF ALDERMEN  
OF THE TOWN OF BOONTON

ATTEST:

\_\_\_\_\_  
Cynthia A. Oravits, Town Clerk

By: \_\_\_\_\_  
Cyril Wekilsky