

O-20-21
03/18/20

MUNICIPAL COUNCIL OF THE CITY OF BAYONNE

ORDINANCE

AMENDING AND SUPPLEMENTING THE GENERAL ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 10, TAXATION AND SPECIAL IMPROVEMENT DISTRICTS.

BE IT ORDAINED, by the Municipal Council of the City of Bayonne, as follows:

Section 1. That Chapter 10, Taxation and Special Improvement Districts, is hereby amended and supplemented as follows (Additions **between asterisks and/or in bold****, deletions ~~{within brackets and/or struck through}~~):**

10-1 FIVE-YEAR TAX EXEMPTION

10-1.1 Short Title.

NO CHANGE

10-1.2 Findings; Purpose; Determination.

NO CHANGE

10-1.3 Repeal. All prior ordinances or parts of prior ordinances inconsistent with this Ordinance are hereby repealed as of ~~{December 31, 2014}~~ ****December 31, 2019**** provided however, that exemptions granted or tax agreements entered into under such prior or inconsistent ordinances prior to December 31, 201~~4~~ ****9**** shall remain in effect until their expiration date under those prior Ordinances. Any applications for exemptions allowed under this ordinance which are filed after the December 31, 201~~4~~ ****9**** expiration of the prior Ordinance but prior to the effective date of this Ordinance shall be eligible for approval in accordance with the provisions of this Ordinance notwithstanding that they were filed prior to said effective date.

10-1.4 Definitions.

NO CHANGE

10-1.5 Amendments; Time Period of Applications.

a. This section may be amended from time to time. An amendment shall not affect any exemption previously granted and in force prior to the amendment.

b. Application for exemption from taxation may be filed pursuant to this section so adopted to take initial effect for 20~~(15)~~ ****21**** the first full tax year commencing after the tax year in which this section is adopted, and for tax years thereafter as set forth in N.J.S.A. 40A:21-1 et seq. No application for exemption shall be filed for exemptions to take initial effect for the full tax year beginning five (5) years from the date of the passage of this section or any tax year occurring thereafter, unless this section is readopted by the Governing Body pursuant to N.J.S.A. 40A:21-4.

10-1.6 Improvement Exemptions for Newly Constructed or Converted One and Two Unit dwellings.

NO CHANGE

10-1.7 Application Requirements - New Construction of One and Two unit dwellings or Conversions of Non-residential property to residential condominiums or one or two unit dwellings.

NO CHANGE

10-1.8 Exemption Amount.

NO CHANGE

10-1.9 Tax Agreements for Exemptions of Projects involving New Construction of Commercial or Industrial Projects or Multiple Dwellings.

NO CHANGE

10-1.10 Application Contents:

NO CHANGE

10-1.11 Timely Filing of State Exemption Form Also Required. In addition to approval by the municipal council, all 5 year exemption agreements involving the new construction of commercial or industrial projects or multiple dwellings also require, pursuant to N.J.S.A. 40A:21-16, the timely filing of a fully completed form of exemption application as prescribed by the Director of the New Jersey Division of Taxation in the Department of Treasury with the Tax Assessor for the City of Bayonne within thirty (30) days, including Saturdays and Sundays, following the completion of the improvement, conversion or construction. ****With the exception of those applications filed for properties completed, as defined in this ordinance, between December 2, 2019 and the effective date of this Ordinance**, ~~***a**~~ applications filed more than 30 days after completion as defined in this ordinance shall be denied. ****Applications for****

properties completed, as defined in this ordinance, between December 2, 2019 and the effective date of this ordinance must, however, be filed within 30 days of the effective date of this ordinance. Failing that, said application will be denied.**
Copies of the state form shall be available at the office of the Tax Assessor.

10-1.12 Application Review, Recommendation and Notice.

NO CHANGE

10-1.13 Form of Tax Agreement.

NO CHANGE

10-1.14 Payment in Lieu of Taxes.

NO CHANGE

10-1.15 Execution of Tax Agreement.

NO CHANGE

10-1.16 Distribution of Executed Agreements.

NO CHANGE

10-1.16 Filing of Tax Agreement.

NO CHANGE

10-1.18 Timely Filing of State Exemption Form Required.

NO CHANGE

10-1.19 Duration of Tax Agreement; Failure of conditions, full taxes due, termination.

a. NO CHANGE

10-1.20 Assessed value of property under exemption.

NO CHANGE

10-1.21 Ineligible Property.

NO CHANGE

10-1.22 Applicability of Exemption to Taxes.

NO CHANGE

10-1.23 Notice to Property Owners.

NO CHANGE

10-1.24 Inspection.

NO CHANGE

10-1.25 Severability.

NO CHANGE

10-1.26 Non-Limitation.

NO CHANGE

10-1.27 Municipal reports to DCA, Treasury

NO CHANGE