



# TOWNSHIP OF EAST BRUNSWICK

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## RESOLUTION # 23-348

### RESOLUTION AUTHORIZING WINTER TERMINATION PROGRAM

**WHEREAS**, the Township of East Brunswick (“Township”) is responsible for owning, maintaining and monitoring its Water Utility that supplies water to Township residents; and

**WHEREAS**, pursuant to the provisions of N.J.S.A. 40:14B-40, the Township is responsible for making and enforcing rules and regulations for the management of its business and for the use, maintenance and operation of the Water Utility and to amend the same; and

**WHEREAS**, the Township Code Chapter 218 Section 5 E (5) allows for the termination of service “For nonpayment of any charges or fees for water service”; and

**WHEREAS**, the State of New Jersey, Department of Community Affairs (“DCA”) has instituted a Winter Termination Program under N.J.A.C. 5:45 et. seq., effective August 7, 2023; and

**WHEREAS**, the Winter Termination Program prohibits the Township from terminating service from November 15<sup>th</sup> through March 15<sup>th</sup> for residential customers who demonstrate at the time of the intended termination that they meet one of the following requirements:

1. Recipients of benefits under the Federal Home Energy Assistance Program (HEAP) or certified as eligible therefore protected under standards set by NJ Dept. of Human Services;
2. Recipients of Temporary Assistance to Needy Families (TANF)
3. Recipients of Federal Supplemental Security Income (SSI)
4. Recipients of Pharmaceutical Assistance to the Aged and Disabled (PAAD)
5. Recipients of General Assistance (GA) benefits
6. Recipients of the Universal Service Fund (USF)
7. Recipients of the Low-Income Household Water Assistance Program
8. Recipients of benefits under the Lifeline Credit Program (LIHWAP)
9. Persons unable to pay their utility bills because of circumstances beyond their control, which circumstances shall include but is not limited to unemployment, illness, medical related expenses, recent of an immediate family member, or any other circumstances that might cause financial hardship; or
10. A participant in any other State or local program that provides assistance, specifically to help eligible customers pay electric, sewer or water bills.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of East Brunswick, County of Middlesex, State of New Jersey, that the Township will not terminate service for a residential customer for non-payment during the period of November 15, 2023, through March 15, 2023, provided that said residential consumer meets the requirements set forth in DCA’s Winter Termination Program, N.J.A.C. 5:45 et. al. and provides the Township Clerk with written certification of their eligibility to receive protection under the Winter Protection Program on a form acceptable to the Township; and

**BE IT FURTHER RESOLVED**, that the Township Clerk shall post a copy of this Resolution on the official municipal website and on the Municipal Building bulletin board; and

**BE IT FURTHER RESOLVED**, that the Township Clerk shall forward copies of this Resolution to the following: Chief Finance Officer, Collector of Revenue, and Director of Public Works.

<b>RECORDED VOTE OF COUNCIL</b>						
Council Member	Motion	Second	Yes	No	Abstain	Absent
Behal						
Wendell						
Winston						
Zimbicki						
McEvoy						

**CERTIFICATION**

This is to certify that this is a true and compared copy of a resolution adopted by the Municipal Council of the Township of East Brunswick on December 11, 2023.

**ADOPTED:** December 11, 2023

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Tamar Lawful, Township Clerk

For additional information: <https://www.nj.gov/dca/offices/wintertermination.shtl>

For self-certification form: <http://www.nj.gov/dca/divisions/dhcr/forms/docs/self Cert for WTP.pdf>