

**ORDINANCE NO. 2023-12**  
**CALENDAR YEAR 2023**  
**ORDINANCE TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous years final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Borough Council of the Borough of Kenilworth, County of Union, hereby determines that this difference in the amount of \$139,739.83 that is not appropriated as part of the final 2023 budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above 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 be 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.

  
 Linda Karlovitch, Mayor

INTRODUCTION					FINAL ADOPTION						
Moved	Sec.	Aye	Nay	Abs.	NP	Moved	Sec.	Aye	Nay	Abs.	NP
		X						X			
		X				X		X			
		X									X
	X	X									X
X		X						X			
		X					X	X			

I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.

Introduced: **May 17, 2023**

Final Adoption:   
 Angela Lazzari, Borough Clerk

Final Adoption: **June 21, 2023**