

COUNTY OF MERCER, NEW JERSEY
ORDINANCE NO. 2021- 4

1st Reading... September 9, 2021.....
 2nd Reading... September 23, 2021.....
 Public Hearing... September 23, 2021.....

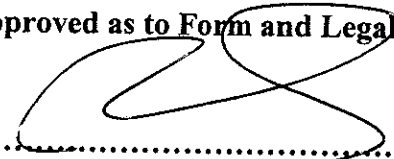
Date to County Executive... September 27, 2021.....
 Date Returned... September 27, 2021.....

Date Adopted:
 September 23, 2021

 October 13, 2021

Date Resubmitted to Board.....

Approved as to Form and Legality

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 County Counsel

Effective Date


AN ORDINANCE OF THE COUNTY OF MERCER AMENDING THE ADMINISTRATIVE CODE OF MERCER COUNTY, NEW JERSEY, AND AUTHORIZING AN ASSESSMENT FOR THE USE OF ELECTRIC VEHICLE CHARGING STATIONS AT IDENTIFIED COUNTY LOCATIONS (AMENDMENT NO. 23)

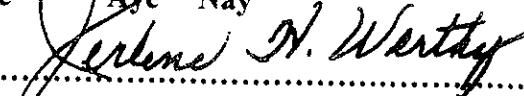
RECORD OF VOTE													
First Reading							Second Reading						
COMMISSIONERS	Aye	Nay	N.V.	Abs.	Res	Sec.	COMMISSIONERS	Aye	Nay	N.V.	Abs.	Res	Sec.
Cannon	X				✓		Cannon	X				✓	
Cimino	X						Cimino				X		
Colavita				X			Colavita				X		
Koontz	X						Koontz	X					
Melker	X						Melker	X					
Walter	X					✓	Walter	X					✓
Frisby	X						Frisby	X					

X—Indicates Vote Abs.—Absent N.V.—Not Voting
 Res.—Resolution Moved Sec.—Resolution Seconded

Rejected By..... .....
 Approved County Executive

Reconsidered
 By Board.....
 Override
 Vote Aye Nay

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 Chair of the Board

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 Clerk to the Board

WHEREAS, on April 24, 2003, the Mercer County Board of Chosen Freeholders, adopted Ordinance No. 2003-8, which restated, amended, and adopted in its entirety the Mercer County New Jersey Administrative Code (“Code”); and,

WHEREAS, pursuant to P.L. 2020, c. 67 and Ordinance No. 2020-1, adopted December 17, 2020, the title “Freeholder” was changed to “Commissioner”; and,

WHEREAS, promoting the use of electric vehicles is a core strategy of New Jersey Governor Phil Murphy’s Energy Master Plan, as the use of electric vehicles will help address climate change while improving public health and air quality; and,

WHEREAS, the establishment of electric vehicle charging stations will encourage the purchase and use of electric vehicles; and,

WHEREAS, the County of Mercer has determined to install electric vehicle charging stations at various locations in the County; and,

WHEREAS, the County will contract with a vendor to provide maintenance and cloud service plans for the use and billing associated with the charging stations; and,

WHEREAS, the County desires to establish a fee schedule to assess users of the electric vehicle charging stations so as to offset the annual hardware maintenance, electrical usage, and cloud service fees; and,

WHEREAS, pursuant to section 2.01.02 of the Code, the Board of County Commissioners has the power to adopt ordinances to amend the Code as it deems appropriate and necessary; now, therefore,

ORDINANCE NO. 2021-4

BE IT ORDAINED, by the Mercer County Board of County Commissioners that the Mercer County Administrative Code shall be amended to provide as follows:

1. Chapter 5.05, Electric Vehicle Charging Stations; Rates

Section 5.05.01, Definitions.

As used in this chapter, the following terms shall have the following meanings, unless the context hereto otherwise requires.

“Battery” means a cell or cells onboard an electric vehicle used for storing and furnishing electrical energy for the purpose of propelling the electric vehicle.

“Charging session” means a continuous period during which an electric vehicle is being charged using the County charging station.

“Charging station” or “County charging station” means a County location that is outfitted with charging station equipment with the primary purpose of transferring electrical energy to a battery or other energy storage device located onboard an electric vehicle.

“Charging station equipment” means the conductors, including ungrounded and grounded, the electric vehicle connectors, attachment plugs and all other fittings, devices, power outlets, charging stations or apparatus installed specifically for the purpose of transferring electric energy to a battery or other energy storage device located onboard an electric vehicle.

“Electric vehicle” means a vehicle that operates either partially or exclusively on electrical energy from a charging station or other electrical energy source that is stored in the electric vehicle’s battery for propulsion purposes. “Electric vehicle” includes: a battery electric vehicle; a plug – in hybrid electrical vehicle; a neighborhood electric vehicle; an electric scooter or electric motorcycle.

Section 5.05.02, Rates

- (a) Owners/operators of electric vehicles shall be permitted to use the County charging stations for purposes of transferring electrical energy to the electric vehicle.
- (b) Owners/operators of electric vehicles must activate and use the applicable mobile application, or activated user card, as provided by the County's maintenance and service vendor to access and use the charging stations and charging station equipment.
- (c) Owners/operators of electric vehicles shall be charged \$1.00 per hour, for the first four (4) hours of use. After the four (4) hours, the rate will increase to \$5.00 per hour until the electric vehicle is fully charged.
- (d) After the electric vehicle is fully charged, the owner/operator will be allotted a 30-minute grace period to end their charging session and remove their vehicle from the designated electric vehicle charging station. After the 30-minute grace period, the owner/operator will be charged an Occupancy Fee of \$10.00 per hour until the vehicle is removed from the designated electric vehicle charging station.

Section 5.02.03, Terms of Use

Users of the County's charging stations shall comply with posted rules and regulations regarding the use and operation of the charging stations.

- 2. The Clerk to the Board of County Commissioners is hereby directed to comply with the publication of this Ordinance within the provisions of law.
- 3. This Ordinance shall take effect immediately upon adoption and publication, subject to all necessary State and Federal approvals.
- 4. Upon adoption, the Clerk shall forward a certified copy of this Ordinance to the Mercer County Chief Financial Officer, the County Planning Department, County Counsel, and to the County Administrator.