

City Clerk File No. Ord. 09-002Agenda No. 3.B 1st ReadingAgenda No. 4.B 2nd Reading & Final Passage

ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 09-002

TITLE:

ORDINANCE CREATING INCENTIVES FOR VOLUNTARY COMPLIANCE WITH SUSTAINABLE GREEN BUILDING STANDARDS IN THE CITY OF JERSEY CITY

WHEREAS, the City of Jersey City desires to encourage but not require sustainable green building standards in all building construction and rehabilitation projects; and

WHEREAS, the City of Jersey City intends that sustainable green building practices will encourage resource conservation, reduce waste generated by construction projects, increase energy efficiency and promote the health and productivity of residents, workers and visitors to the City; and

WHEREAS, the City of Jersey City has determined that it is in the best interests of the City of Jersey City to enact an Ordinance stating that it shall be the policy of the City to encourage construction projects which incorporate the LEED® Rating System; and

WHEREAS, U.S. Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED®) standards is one sustainable green building rating system and there are other sustainable green building rating systems, and the City of Jersey City should add additional acceptable rating systems to its incentive program as they are identified and reviewed; and

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Jersey City that:

Green Building Incentives

1. The City of Jersey City shall promote sustainable green building practices in accordance with U.S. Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) guidelines in the municipality through the methods provided in this section. The LEED standards are incorporated herein by reference, as amended and supplemented, and may be found at <http://www.usgbc.org>, or by contacting the U.S. Green Building Council, 1015 18th Street, NW, Suite 508, Washington, DC 20036.
2. Applications for development are encouraged, but are not required, to comply with LEED criteria.
3. Only projects involving an application for LEED accreditation meeting a minimum of 26 points for LEED - New Construction, and 32 points for LEED - Existing Buildings on the LEED rating system, or the minimum rating to be designated an LEED Certified development, whichever is greater, shall be eligible for the incentives in this section.
4. Review of applications proposing to meet a minimum accreditation level of LEED Certified shall be expedited by City of Jersey City staff by receiving priority review before other applications, except where the other applications are for affordable or workforce housing.

ORDINANCE CREATING INCENTIVES FOR VOLUNTARY COMPLIANCE WITH SUSTAINABLE GREEN BUILDING STANDARDS IN THE CITY OF JERSEY CITY

- 5. A refund of building permit and land development application fees required and shall be provided upon the applicant's written request, accompanied by submission of proof of LEED certification by the USGBC, within one year of such certification, as follows: 1. LEED Platinum = 25 percent refund of fees; 2. LEED Gold = 20 percent refund of fees; 3. LEED Silver = 15 percent refund of fees; and 4. LEED Certified = 10 percent refund of fees.
 - A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
 - B. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
 - C. This ordinance shall take effect at the earliest possible time provided by law.
 - D. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All material is new, therefore underlining is omitted.

WM/igp1/7/09

APPROVED AS TO LEGAL FORM



Corporation Counsel

APPROVED: _____

APPROVED: 

Business Administrator

Certification Required

Not Required

Ordinance of the City of Jersey City, N.J.

Ord. 09-002

ORDINANCE NO.

TITLE:

3.8. JAN 14 2009

4.8. JAN 28 2009

Ordinance creating incentives for voluntary compliance with Sustainable Building Standards in the City of Jersey City



RECORD OF COUNCIL VOTE ON INTRODUCTION											
				JAN 14 2009				8-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	ABSENT			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
				JAN 28 2009				7-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	ABSENT			FULOP	ABSENT			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
SPINELLO				FULOP				FLOOD			
LIPSKI				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
				JAN 28 2009				8-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	ABSENT			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on JAN 14 2009

Adopted on second and final reading after hearing on JAN 28 2009

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on JAN 28 2009

Robert Byrne
Robert Byrne, City Clerk

APPROVED:
Mariano Vega
Mariano Vega, Jr., Council President
Date: JAN 28 2009

APPROVED:
Joseph L. Mealy
Joseph L. Mealy, Mayor
Date JAN 29 2009
Date to Mayor JAN 29 2009

*Amendment(s):