

**CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY**

**ORDINANCE NO. 543-2024**

**ORDINANCE AMENDING CHAPTER 310 OF THE CODE OF THE CITY OF CAPE MAY  
REGARDING LICENSING FEES**

**WHEREAS**, Section 310-16 of the City of Cape May Municipal Code provides for various types of licensing fees for commercial activities conducted within the City; and

**WHEREAS**, in accordance with Section 310-16(A), the City Manager has recommended amending the code to update the fees; and

**WHEREAS**, the City Manager has also recommended amending Section 204 to update the fees associated with commercial contractors; and

**WHEREAS**, after consideration of the City Manager's recommendation, the City Council deems it in the City's best interests of the City to amend the City Code as set forth herein.

**NOW, THEREFORE BE IT ORDAINED** by the City Council of the City of Cape May in the County of Cape May and State of New Jersey as follows:

**SECTION 1.** Section 310-16(A) of the Code of the City of Cape May is hereby deleted and replaced with the following:

§ 310-16. Fees.

- A. Fees for licenses issued for license year commencing on or after May 1, 2005. Not later than November 1 of each year, the City Manager shall provide City Council with a report that includes the amount of revenue raised by the license fees, broken down by category and recommendations to the City Council as to whether the licensing fee ordinance should be modified to reflect cost of living adjustments and/or all other relevant factors. Council shall review this information and, in its discretion, make any adjustments to the licensing fee ordinance that it deems necessary. The annual fees to be paid to the City for licenses issued for the license year commencing on or after May 1, 2005, for conducting a business or trade or combination thereof shall be as follows:
- (1) All businesses not classified herein: \$300.
  - (2) Amusements, including arcades, golf courses and games of skill, per establishment (Chapter 139, Article II, Automatic Amusement Devices): \$1,100.
  - (3) Beach concessions renting chairs and umbrellas, selling soft drinks and beach boxes, each location: \$300.
  - (4) Bicycle/Low-speed vehicle vendor: \$300 per vendor location.

- (5) Boat marina, per boat slip (attach boat slip plan)1: \$30.
- (6) Coin-operated vending and amusement machines in addition to any other license fee which may be required, per machine: \$50.
- (7) (Reserved)
- (8) Hotels, condotels, and motels, per rental unit: \$50. Condotels, where units are individually owned but rented similar to a commercial hotel operation with centralized booking and/or front desk service, shall be subject to the same per rental unit fee as hotels and motels. If a condominium unit owner does not rent through a centralized booking service offered or required through the condotel, and instead rents direct to consumer (for example, through a real estate licensee or transient space marketplace) the owner shall comply with the residential rental licensing requirements under Chapter 310, Article IV and pay the applicable residential rental licensing fee based on square footage pursuant to Subsection A(23) below.
- (9) Laundries/Drycleaners, including self-service: \$300.
- (10) Parking lot (per commercial space, \$100 minimum) (attach parking plan and hours of operation)2: \$20.
- (11) Restaurants, per indoor seat (attach seating plan)3: \$10.
- (12) Restaurants, per outdoor seat (attach seating plan): \$20
- (13) All residential short-term rentals including but not limited to a house, apartment unit, condominium unit, or duplex unit:

<b>Square Footage of Rental</b>	<b>Fee</b>
0 to 1,000	\$125
1,001 to 2,000	\$125
2,001 to 3,000	\$200
3,001 to 4,000	\$250
4,001 to 5,000	\$300
5,000+	\$300

- (14) (Reserved)
- (15) (Reserved)
- (16) (Reserved)
- (17) Stores and sales areas (including food):

- (a) Under 4,000 square feet: \$300.
- (b) Over 4,000 square feet: \$1,000.
- (18) Tourist/guest house, per unit: \$50.
- (19) Tours – Vehicles/Horse-drawn (Chapter 469, Tours, Licensing of): \$900.
- (20) Tours - Walking:\$200.
- (21) Walk-up sales establishments and stores (without sales areas including food): \$300.
- (22) Rental of real property, commercial: \$100.
- (23) Residential Landscaping: \$250
- (24) Property maintenance services: \$250.
- (25) House cleaning services: \$250.
- (26) Event professionals: \$300
- (27) Trash Haulers: \$250

**SECTION 2.** Section 204-6 of the Code of the City of Cape May is hereby amended as follows with ~~strike through~~ portions indicating deleted language and **bold/underlined** portions indicating new language:

§ 204-6. Fees; term of license; renewal; types of contractors.

- A. Licenses shall run from January 1 to December 31 of each calendar year. Neither the license registration fee nor the annual renewal fee shall be prorated. For contractors, the license registration fee shall be ~~\$175~~ **\$250** and the annual renewal fee shall be ~~\$150~~ **\$250**. If a license is not renewed during the first three months of the year, prior to March 31, it shall be treated as a new license, however, it shall not be considered a grace period for obtaining such license and any contractor who performs work as a commercial contractor without such license shall be in violation of this chapter.

**SECTION 3.** All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.


**SECTION 4.** Should any section, paragraph, sentence, clause or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.


**SECTION 5.** This Ordinance shall become effective 20 days after final passage and publication, according to law.



ATTEST:


CITY OF CAPE MAY, a municipal corporation of  
the State of New Jersey

  
Erin C. Burke, City Clerk

BY:   
Zachary M. Mullock, Mayor

**NOTICE**

Ordinance 543-2024 was introduced at a Work Session meeting of the City Council of the City of Cape May, held on September 3, 2024 and was further considered for final passage during a Work Session meeting of the City Council, held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on October 1, 2024 at 5:00 P.M. at which time a Public Hearing was held.

  
Erin C. Burke, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain	Motion	Second
Yeager	X					
Meier	X					
McDade	X					X
Baldwin	X				X	
Mullock	X					

Introduced:	September 3, 2024
1 <sup>st</sup> Publication:	September 11, 2024
2 <sup>nd</sup> Reading & Adoption:	October 1, 2024
Final Publication:	October 9, 2024
Effective Date:	October 29, 2024