TOWNSHIP OF FRANKFORD
COUNTY OF SUSSEX, STATE OF NEW JERSEY

RESOLUTION 2026-013

AUTHORIZING IMPOSITION OF ADDITIONAL PENALTIES FOR TAX DELINQUENCIES IN EXCESS OF $10,000.00 (TEN THOUSAND DOLLARS) AND SETTING INTEREST RATES FOR DELINQUENT TAXES

WHEREAS, certain laws were enacted by the State of New Jersey which contain provisions setting the amount of the interest rate or penalties capable of being charged by the Township of Frankford on account of delinquent taxes as well as the amount required to redeem tax sale certificates; and

WHEREAS, NJSA 54:4-67 defines a tax delinquency as follows: "Delinquency means the sum of all taxes and municipal charges due on any given parcel of property covering any number of quarters or years. The governing body may also fix a penalty to be charged to a taxpayer with a delinquency prior to the end of a calendar year. The penalty so fixed shall not exceed six (6%) percent of the amount of the delinquency;" and

WHEREAS, NJSA 54:5-61 sets the amount to be charged on account of a tax sale certificate as follows: "When the taxes, interest and costs so exceed the sum of $5,000.00 (five thousand dollars), such additional sum shall be equal to four (4%) percent of such amount paid; and when that sum shall exceed the sum of $10,000.00 (ten thousand dollars), such additional sum shall be equal to six (6%) percent of such amount paid. This section shall also apply to all existing certificates held by municipalities on the effective date of this act;" and

WHEREAS, in order for the aforesaid additional penalty of six (6%) percent of the amount of the delinquency in excess of $10,000.00 (ten thousand dollars) to be effective, the Township is required to enact this enabling Resolution:

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Frankford on this 1st of January 2024 that the intent and purpose of the aforesaid two statutes are hereby implemented and effective immediately, a penalty of six (6%) percent of any tax delinquency incurred prior to the end of the calendar year; and

BE IT FURTHER RESOLVED that the Township of Frankford hereby charges such additional six (6%) percent penalty on all existing tax sale certificates held by the Township where said sum exceeds $10,000.00 (ten thousand dollars), which penalty shall be applied to all certificates presently held by the Township as well as those which may be subsequently acquired by it as a result of future tax sales; and

BE IT FURTHER RESOLVED that the rate of interest to be charged by the Township of Frankford for the non-payment of taxes or assessments on or before the date that the same shall become delinquent, according to NJSA 54:4-67 in such case made and provided, be and is hereby fixed at the rate of eight (8%) percent per annum on the first $1,500.00 (fifteen hundred dollars) of delinquency and eighteen (18%) percent per annum on any amount in excess, said interest to be charged upon the whole or any portion of any taxes or any payment to installment thereof remaining delinquent; provided that no interest as aforesaid shall be charged if the payment of any installment is made within ten days after the due date upon which the same shall become payable.

CERTIFICATION

I, Lori Nienstedt, Municipal Clerk, do hereby certify that the foregoing is a true and exact copy of the Resolution adopted by the Frankford Township Committee at their Reorganization Meeting held on January 6, 2026.

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Lori Nienstedt, MBA, RMC
Municipal Clerk