



**Mt. Olive Township Council
Conference Meeting
March 9, 2021**

**ITINERARY
REVISED 3/8/2021**

PLEDGE OF ALLEGIANCE & MOMENT OF REFLECTION

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

ROLLCALL

Presentation: **Quincy Jackson, Budd Lake EMS Member**
 Good Samaritan Award

Proclamation: **Recognizing National Poison Prevention Week**

Discussion: **Land Donations**
 (see attached memo)

New Marijuana Regulations – Underage Possession

Resolutions: (9)

- 1. Urging the immediate repeal of Senate Bill No. 3454 (P.L. 2021 C. 25)**
On November 3, 2020, New Jersey Voters approved Public Question 1, amending the Constitution to legalize a controlled form of Marijuana called “cannabis” for adults over the age of 21 by a 67.08% to 32.92% majority. However, the law signed into law also address marijuana use and possession penalties for individuals younger than 21 years old and imposes criminal penalties on law enforcement officers if they notify parents of children under the age of 18 that their child was caught with marijuana or alcohol, on the first offense. **REVISED 3/8/2021**
- 2. Authorizing a Developer’s Agreement with HSC Flanders, LLC for the development of property located at 194 Route 206 (Block 5300, Lot 12)**
A Developer applied to the Mount Olive Township Planning Board for conditional use approval, and preliminary and final site plan approval in connection with construction of a fuel-only service station and accessory retail Wawa convenience store on the property, which was previously operated as a commercial landscaping business. Three public hearings were held and the Board memorialized the approval in Resolution No. PB 18-30.
- 3. Authorizing the award of a professional services agreement for Realty Appraisal Services to Realty Data Systems, LLC**
As per the local public contracts law, the Township needs to acquire professional appraisal services of new construction, additions and alterations not to exceed \$8,000.

4. Authorizing the purchase of two automated garbage trucks off Sourcewell National Cooperative (Sanitation Equipment Corp.)

At the Council meeting on February 9, 2021 a resolutions was passed giving notice of intent to purchase off of a National Co-op. As required by law, there were no alternative approaches and/or rejections made by any NJ vendor by the comment deadline. It is recommended to move forward with the purchase.

5. Authorizing the use of ESCNJ Cooperative Pricing Council Contract for 2021 (JCW, Inc. - dba National Green Lawn Care)

As per the local public contracts law the Township needs to acquire lawn care products and services via a purchasing contract from JCW. Inc. – National Green Lawn Care.

6. Authorizing the use of ESCNJ Cooperative Pricing Council Contract for 2021 (V.E. Ralph & Sons, Inc.)

As per the local public contracts law, the Township needs to acquire medical supplies via a purchasing contract from V.E. Ralph & Son, Inc.

7. Authorizing the use of ESCNJ Cooperative Pricing Council Contract for 2021 (Ben Shaffer Recreation, Inc.)

As per the local public contracts law, the Township needs to acquire playground surfacing materials and installation via a purchasing contract from Ben Shaffer Recreation, Inc.

8. Authorizing the transfer of Alcoholic Beverage License No. 1427-33-018-004 from Adam Hot Bagel Pancake House, LLC to Motion Acquisitions, LLC

As per the State of New Jersey A.B.C law, the liquor license issued to Adam Hot Bagel Pancake House LLC will be transferred to Motion Acquisition LLC.

9. Authorizing release of certain bonds and escrow to Manjit Singh Bajwa in connection with development of property located at 15 Route 46 (Block 4104, Lot 1)

The Township engineer has inspected the site and recommends release of the cash and surety bond conditioned upon submittal of a two-year maintenance bond.

Ordinance for First Reading: None

Ordinance for Second Reading: (5)

ORD.#3-2021 Bond Ordinance providing various capital improvements in and by the Township of Mount Olive appropriating \$4,121,950 therefor and authorizing the issuance of \$3,192,143 bonds or notes of the Township to finance part of the cost thereof

A bond ordinance providing funding for various capital improvements to be undertaken by the Township in 2021.

ORD.#4-2021 Bond Ordinance providing for various improvements to the Water Utility in and by the Township of Mount Olive appropriating \$695,000 therefor and authorizing the issuance of \$660,250 bonds or notes of the Township to finance part of the cost thereof

A bond ordinance providing funding for various capital improvements to be undertaken by the Water Department in 2021.

ORD.#5-2021 Authorizing acceptance of a deed of roadway dedication for a portion of the property at 89 Crease Road (Block 1201, Lot 2.02)

In accordance with the variance approval issued by the Township Planning Board, the Engineer and Attorney have reviewed the deed of roadway dedication and find it acceptable.

ORD.#6-2021 Amending Chapter 347, Streets and Sidewalks, of the Township Code to add additional requirements for snow removal around fire hydrants and in parking lots

In accordance with State statute, municipalities are authorized to adopt an ordinance requiring the owner of real property abutting any fire hydrants to timely clear it of snow. Additionally, we recommend requiring businesses to move or remove large mounds of snow from their parking lots that obstruct sight triangles for drivers and pedestrians.

ORD.#7-2021 Amending Section 375-18, Vehicles Over Certain Weights Excluded, of the Township Code to establish a uniform vehicle weight limit on the residential section of Waterloo Valley Road

Establishing a 5 ton weight limit on the residential zone of Waterloo Valley Road from Willow Grove Street to the area of 23 Waterloo Valley Road due to the excess of large trucks that the roadway cannot support.

OLD BUSINESS

NEW BUSINESS

PUBLIC PORTION

ADJOURN to Public Meeting

TOWNSHIP COUNCIL PUBLIC MEETING AGENDA – March 9, 2021

REVISED 3/8/2021

OPEN PUBLIC MEETINGS ACT ANNOUNCEMENT

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE @ Work Session

ROLL CALL

APPROVAL OF MINUTES OF PREVIOUS MEETINGS – J. Ferrante

February 9, 2021 WS & PM

February 23, 2021 WS & PM

CORRESPONDENCE (11)

LETTERS FROM RESIDENTS/ORGANIZATIONS/OTHER TOWNS

1. Email received February 24, 2021 from NOFA-NJ regarding NOFA-NJ Weekly Email.
2. Email received March 1, 2021 from NOFA-NJ regarding Celebrating 50 Years of Organic Farming and Some of Our Most Experienced Farmers.
3. Publication received March 2, 2021 from Musconetcong Watershed Association regarding Musconetcong River News, Winter 2021.
4. Email received March 3, 2021 from NOFA-NJ regarding NOFA-NJ Weekly Email.

RESOLUTIONS/ORDINANCES OTHER TOWNS

5. Email received February 19, 2021 from Randolph Township regarding Introduction of Ordinances: 04-21, 05-21, 06-21 and 07-21, Adoption of Ordinance: 01-21.
6. Email received February 22, 2021 from Long Hill Township regarding Affordable Housing Resolution.
7. Email received March 1, 2021 from Township of Roxbury regarding Township of Roxbury: Ord. 02-21 (Affordable Housing) & Ord. 03-21 (Development Fees) Notices of Adoption.

STATE AGENCIES

8. Email received February 26, 2021 from NJDEP regarding NJDEP Weekly Update.

MORRIS COUNTY

9. Email received February 19, 2021 from Morris County regarding This Week in Morris County: Morris County Vaccinations Surpass 100,000 Milestone.
10. Email received February 26, 2021 from Morris County regarding This Week in Morris County: Morris Commissioners Introduce 2021 Budget with No Tax Increase.

TOWNSHIP COUNCIL PUBLIC MEETING AGENDA – March 9, 2021

REVISED 3/8/2021

UTILITIES

11. Email received February 25, 2021 from First Energy Corp. regarding JCP&L Newsletter for Morris County – February 2021.

ORDINANCES FOR PUBLIC HEARING: (5)

- ORD.#3-2021** Bond Ordinance Providing for Various Capital Improvements In and By The Township of Mount Olive, in the County of Morris, New Jersey, Appropriating \$4,121,950 Therefor and Authorizing the Issuance of \$3,192,143 Bonds or Notes of the Township to Finance Part of the Cost Thereof. – **C. Labow**
- ORD.#4-2021** Bond Ordinance Providing for Various Improvements to the Water Utility In and By the Township of Mount Olive, in the County of Morris, New Jersey, Appropriating \$695,000 Therefor and Authorizing the Issuance of \$660,250 Bonds or Notes of the Township To Finance Part of the Cost Thereof. – **J. Mania**
- ORD.#5-2021** Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Authorizing Acceptance of a Deed of Roadway Dedication for a Portion of the Property at 89 Crease Road. (Block 1201, Lot 2.02) – **A. Roman**
- ORD.#6-2021** Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Amending Chapter 347, Streets and Sidewalks, of the Township Code to Add Additional Requirements For Snow Removal Around Fire Hydrants and in Parking Lots. – **J. Ferrante**
- ORD.#7-2021** Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Amending Section 375-18, Vehicles Over Certain Weights Excluded, of the Township Code to Establish a Uniform Vehicle Weight Limit on the Residential Section of Waterloo Valley Road. – **C. Labow**

ORDINANCES FOR FIRST READING: None - (2nd reading March 23, 2021)

CONSENT RESOLUTIONS AGENDA: (9) – A. Roman

Resolutions on the Consent Agenda List are considered to be routine and non-controversial by the Township Council and will be approved by one motion (one vote). There will be no separate discussion or debate on each of these resolutions except for the possibility of brief clarifying statements that may be offered. If one or more Council member requests, any individual resolution on the Consent Agenda may be removed from the Consent Agenda List and acted on separately.

(Would anyone on Council, like to move any Resolutions to Non-Consent?)

PUBLIC PORTION ON CONSENT RESOLUTIONS

TOWNSHIP COUNCIL PUBLIC MEETING AGENDA – March 9, 2021

REVISED 3/8/2021

1. Resolution of the Township of Mount Olive, in the County of Morris and State of New Jersey, Urging the Immediate Repeal of Senate Bill No. 3454. (PL. 2021 C. 25) (*RE Public Question 1: Constitutional Amendment to Legalize Marijuana*) **REVISED 3/8/2021**
2. Resolution of the Township of Mount Olive Authorizing a Developer's Agreement with HSC Flanders, LLC for the Development of Property Located at 194 Route 206. (Block 5300, Lot 12)
3. Resolution of the Township Council of the Township of Mount Olive Authorizing the Award of a Professional Services Agreement for Realty Appraisal Services to Data Systems LLC.
4. Resolution of the Township Council of the Township of Mount Olive Authorizing the Purchase of Two (2) Automated Garbage Trucks Off Sourcewell National Cooperative. (Sanitation Equipment Corp.)
5. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of ESCNJ Cooperative Pricing Council Contract for 2021. (JCW, Inc – dba Natural Green Lawn Care)
6. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of ESCNJ Cooperative Pricing Council Contract for 2021. (V.E. Ralph & Son, Inc.)
7. Resolution of the Township Council of the Township of Mount Olive Authorizing the Use of ESCNJ Cooperative Pricing Council Contract for 2021. (Ben Shaffer Recreation, Inc.)
8. Resolution of the Township Council of the Township of Mount Olive Authorizing the Transfer of Alcoholic Beverage License No. 1427-33-018-004 From Adam Hot Bagel Pancake House, LLC to Motion Acquisitions, LLC.
9. Resolution of the Township of Mount Olive Authorizing Release of Certain Bonds and Escrow to Manjit Singh Bajwa in Connection with Development of Property Located at 15 Route 46. (Block 4104, Lot 1)

COUNCIL COMMENTS ON CONSENT RESOLUTIONS

ROLL CALL

RESOLUTIONS NON-CONSENT

PUBLIC PORTION ON INDIVIDUAL RESOLUTIONS

COUNCIL COMMENTS ON INDIVIDUAL RESOLUTIONS

ROLL CALL (NON-CONSENT)

MOTIONS – J. Ferrante

1. Bill List. PDF Bill List

TOWNSHIP COUNCIL PUBLIC MEETING AGENDA – March 9, 2021

REVISED 3/8/2021

ROLL CALL

ADMINISTRATIVE REPORTS

OLD BUSINESS

NEW BUSINESS

LEGAL MATTERS

COUNCIL REPORTS

Board of Education Liaison Report – **D. Amianda**

Environmental Committee – **J. Ferrante**

Lake Issues – **J. Ferrante**

Library Board Liaison – **J. Ferrante**

Senior Citizen Liaison – **D. Amianda**

Open Space Committee Report – **C. Labow**

Board of Health Report – **C. Labow**

Stigma Committee – **C. Labow**

Legislative Committee Report – **J. Mania**

Planning Board Report – **J. Mania**

Economic Development Committee Report – **G. Stewart**

Community Action Panel Report – **G. Stewart**

Recreation Liaison Report – **A. Roman**

PUBLIC PORTION

COUNCIL COMMENTS

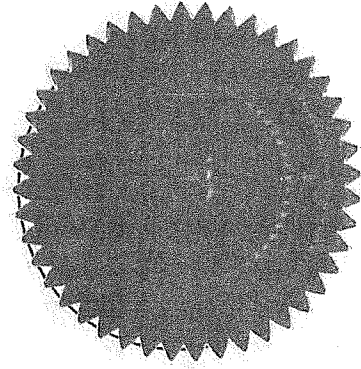
ADJOURNMENT

GOOD SAMARITAN AWARD

Presented to

Quincy Jackson

*MOUNT OLIVE WOULD LIKE TO RECOGNIZE QUINCY JACKSON OF THE
BUDD LAKE EMS FOR HIS QUICK RESPONSE AND HEROIC LIFESAVING
ACTIONS ON FEBRUARY 12, 2021*



Mayor Robert J. Greenbaum

Proclamation
Recognizing Poison Prevention Week

WHEREAS, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and since then this week has helped to raise national awareness of the dangers of potentially dangerous medicines, household products and chemicals, environmental contaminants, and other substances; and

WHEREAS, poison control centers across the country will focus the public's attention on the free, lifesaving services provided by poison centers as well as educating the public on ways to prevent poisoning exposures; and

WHEREAS, the NJ Poison Control Center, a division of the Department of Emergency Medicine at Rutgers New Jersey Medical School, provides 24/7 expert medical treatment advice, drug information, and prevention education at no cost to the public through the Poison Help hotline; and

WHEREAS, the NJ Poison Control Center's specialized medical professionals (doctors, pharmacists, and nurses) provide accessible, free, and confidential poisoning/medical treatment advice and information to all; and

WHEREAS, the NJ Poison Control Center's services save healthcare dollars by eliminating thousands of unnecessary emergency department/room visits and result in shorter lengths of stay for patients hospitalized for poisoning; and

WHEREAS, the NJ Poison Control Center is instrumental in the surveillance and management of poisoning exposures across the state, including the use, misuse, and abuse of; medications, legal and illicit drugs, environmental contaminants, bioterrorism agents, and common household products and chemicals; and

WHEREAS, the NJ Poison Control Center is involved in New Jersey's efforts in homeland defense, counterterrorism, emergency preparedness and pandemic response, and bio surveillance; and

WHEREAS, the COVID-19 Hotline at the NJ Poison Control Center, a collaboration with the NJ Department of Health, has assisted nearly 90,000 additional callers to provide up-to-date, unbiased, accurate information as well as medical guidance and links to services; and

WHEREAS, unintentional poisoning is the leading cause of unintentional injury death in New Jersey outnumbering deaths by motor vehicles and firearms; and

WHEREAS, a poison is defined as anything that can cause harm if taken in the wrong amount, in the wrong way or by the wrong person; and

WHEREAS, although most reported poison exposures involve children five (5) years old and younger; most poisoning deaths occur in adults aged 20 to 59; and

WHEREAS, overdose deaths from prescription opioids, over-the-counter medications, and illegal drugs remain at epidemic proportions for both New Jersey and the United States; and

WHEREAS, lead exposure and carbon monoxide (CO) poisoning remain major public health concerns; and

WHEREAS, poison center experts encourage the public not to guess, wait for symptoms, or waste time looking up medical information online when potential poisoning exposures occur: call 1-800-222-1222, text 973-339-0702, or chat www.njpoies.org; and

WHEREAS, all residents should save the Poison Help hotline in their cell, home, and office phones because a fast response can make all the difference in preventing serious injury and saving lives;

NOW, THEREFORE, I, Mayor Greenbaum, of Mount Olive Township do hereby proclaim the week of March 21-27, 2021 as National Poison Prevention Week in Mount Olive and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

Signed and Sealed at the Mount Olive Township Municipal Building this 9th Day of March in the Year of Our Lord Two Thousand and Twenty One.

In Witness, Whereof, I have hereunto set my hand and caused the Great Seal of the Mount Olive Township to be affixed. Done at the Mount Olive Township Building this 9th Day of March in the Year of Our Lord, Two Thousand and Twenty One.

Michelle Masser, Township Clerk

Robert Greenbaum, Mayor



Memo

To: Mount Olive Council

From: Andrew Tatarenko, Business Administrator

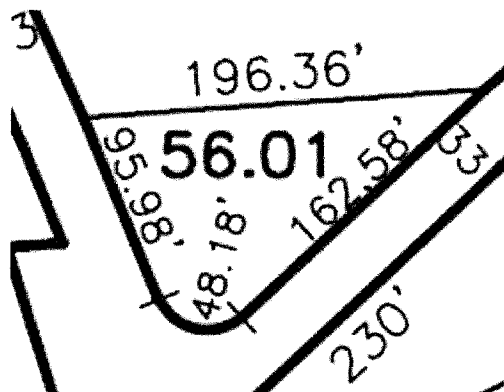
cc: Mayor Rob Greenbaum

Date: March 1, 2021

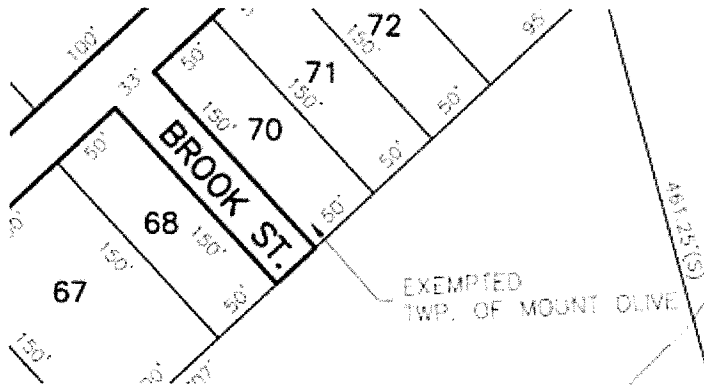
Re: Land Donations

I've received two requests to accept a land donation, one located at 2 Highfield Road the other at 30 Gold Mine Road.

The property located at 2 Highfield Road (Block 7600, Lot 56.01) is at the intersection of Highfield Road and Mount Olive Road, comprised of a wooded .4 acres in the RR-A Zone which requires 3 acres to develop. It is assessed at \$14,800 and generated \$475.82 in taxes in 2020. At one point, Habitat for Humanity considered the lot but did not pursue given the undersized nature. It has no practical value to the Township as open space as it is an isolated parcel and adjoins Lot 56 which is developed with a single family home. A variance for a substandard lot would be required. There is no requirement for the Township to take possession of undersized parcels.



The property located at 30 Gold Mine Road (Block 4400, Lot 68), is also a wooded .1722 acre lot in the R-3 Zone which requires 15,000 square feet to develop. It is assessed at \$7,400 and generated \$237.91 in taxes in 2020. There is a single family home and paper street adjacent the property. The Township owns the other adjacent parcel (lot 70) next to Brook Street and lot 69 behind the property which is another 3.71 acres both listed on our open space inventory. Again, a variance for a substandard lot would be required, however, Brook Street can possibly be vacated which would increase the lot size.



These types of requests seem to be occurring more frequently and I'd like the Council to give direction on a policy. If it's a desirable lot, one that can adjoin more open space, be of public use, etc. then the decision to accept and pay for the necessary transaction fees, environmental analysis is reasonable. However, for lots that serve no practical value, the Township should have a different approach. After reviewing with our legal counsel, we suggest taking the following approach:

- Have all departments sign off on the donation that there are no issues with the property.
- The property owner should pay the cost of the transfer and environmental analysis.
- Once the donation is accepted, it can be put back out for sale or added to the ROSI.

Alternatively, if no action is taken, the property would most likely end up on the foreclosure list which the Township would then take title to without any legal or environmental obligations.

**RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, URGING THE
IMMEDIATE REPEAL OF SENATE BILL NO. 3454 (P.L. 2021 C. 25)**

WHEREAS, Public Question 1, “Marijuana Legalization Amendment,” was on the ballot in New Jersey as a legislatively referred constitutional amendment on November 3, 2020; and

WHEREAS, the text of the ballot question provided as follows:

**CONSTITUTIONAL AMENDMENT TO
LEGALIZE MARIJUANA**

Do you approve amending the Constitution to legalize a controlled form of marijuana called “cannabis”?

Only adults at least 21 years of age could use cannabis. The State commission created to oversee the State’s medical cannabis program would also oversee the new, personal use cannabis market.

Cannabis products would be subject to the State sales tax. If authorized by the Legislature, a municipality may pass a local ordinance to charge a local tax on cannabis products.

WHEREAS, Public Question 1 was approved (67.08% Yes votes and 32.92% No votes); and

WHEREAS, on February 22, 2021, Governor Phil Murphy signed into law legislation legalizing and regulating cannabis use and possession for adults 21 years and older (A-21, The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act) and decriminalizing marijuana and hashish possession (A-1897). The Governor also signed S-3454, addressing marijuana use and possession penalties for individuals younger than 21 years old and imposing criminal penalties on law enforcement officers; and

WHEREAS, the majority of New Jersey residents last fall voted in favor to legalize marijuana for use by adults at least 21 years of age. There is no question, nor debate, on the outcome of the ballot question. However, New Jersey residents were not aware at the time of their vote that this would eventually lead to the New Jersey Legislature voting to make law enforcement officers “guilty of a crime” if they notify parents of children under the age of 18 that their child was caught with marijuana or alcohol, on the first offense; and

WHEREAS, Senate Bill No. 3454 was voted on, passed and signed into law with less than one hour left before the legalization of marijuana was scheduled to become law; and

WHEREAS, as a result of this law, our law enforcement officers will be guilty of a crime if they notify parents that an underage child is using or in possession of marijuana or alcohol on

their first offense. Only if the child is found again using or in possession can a law enforcement officer notify the parents; and

WHEREAS, the legislation is treacherous to law enforcement officers because it creates a penalty of 3rd Degree Deprivation of Civil Rights if an officer uses the odor or possession of marijuana or alcoholic beverages as the reason for initiating an investigatory stop of a person. The new law states that a law enforcement officer cannot use the odor of marijuana or alcohol as reasonable articulable suspicion to initiate an investigatory stop. The new law states that no one under the age of 21 can consent to be searched and that a law enforcement officer no longer has probable cause to search a minor for illegally using marijuana or alcohol. And if an officer violates a minor's rights by using marijuana or alcohol as the reason for a search then the officer will be charged with the crime of deprivation of civil rights; and

WHEREAS, Senate Bill No. 3454 establishes penalties of only warnings for illegal use by minors of marijuana or alcohol but it essentially prevents an officer from even approaching a person suspected of being a minor. The smell of marijuana and its use in the presence of a law enforcement officer will no longer be grounds to search an individual. While marijuana is now legal for those 21 and older, Senate Bill No. 3454 is an assault on law enforcement's ability to enforce the law. Senate Bill No. 3454 is an attack on law enforcement officers by making law enforcement officers the target of punishment rather than the individuals breaking the law. This language will have dangerous consequences for the public and law enforcement officers.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, finds as follows:

1. Senate Bill No. 3454 was passed with little to no discussion, no public transparency, and no public debate.
2. By passing Senate Bill No. 3454, the Legislature and Governor Phil Murphy ignored the judgment of parents over the lives of their children. The requirements of the new law will keep parents in the dark about what may be happening in their children's lives. It shows children there are no major consequences if they are found using marijuana or alcohol for the first time. Parents should have the right to know if their child is using or in possession of marijuana from the first encounter and be given the chance to discuss its consequences before it potentially becomes a larger issue.
3. Senate Bill No. 3454 takes a huge step backward on the path of ensuring children are aware of both the short-term and long-term consequences of drug and alcohol use. Essentially, the Legislature is telling children they have one "free pass" to get caught with marijuana or alcohol before there are any real consequences.
4. Senate Bill No. 3454 unfairly and unreasonably imposes criminal penalties on law enforcement officers if they are found to have violated new rules dictating underage possession. The odor of cannabis or alcohol will no longer be enough to justify a search. The same holds true for "the unconcealed possession" of an alcoholic beverage, marijuana, hashish or cannabis item, according to the bill text.

5. Senate Bill No. 3454 turns law enforcement officers into criminals. It establishes a legal set of enforcement powers, but it criminalizes the actual enforcement of those powers.
6. Senate Bill No. 3454 contradicts a prior law that banned smoking tobacco products on beaches and boardwalks, but now that law may be essentially unenforceable when it comes to smoking marijuana on beaches and boardwalks. Underage users of marijuana will now be free to smoke it anywhere, including in places the law says is illegal, because merely stopping a person to enforce the law is now illegal for police. Drug dealers will quickly learn to hide their drugs, guns and evidence of crimes on anyone under 18 years of age since merely lighting a joint as the officer approaches will put the officer in jeopardy of making an illegal search and being charged criminally.
7. Senate Bill No. 3454 goes well beyond the express terms of the ballot question and the intent of New Jersey's voters when they approved the question.
8. Governor Murphy and the State Legislature should take urgent steps to repeal Senate Bill No. 3454 to protect our children and law enforcement officers.
9. A certified copy of this resolution shall be forwarded to Governor Phil Murphy, the State Legislature, Morris County Board of Commissioners, NJ State League of Municipalities, NJ Municipal Management Association, NJ State PBA, NJ State Association of Chiefs of Police, and the NJ Fraternal Order of Police.

This Resolution shall take effect immediately.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on March 9, 2021.

Michelle Masser, Township Clerk

(c)

1

Sosa, Jessica

From: Masser, Michelle
Sent: Wednesday, February 24, 2021 3:22 PM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: NOFA-NJ Weekly Email

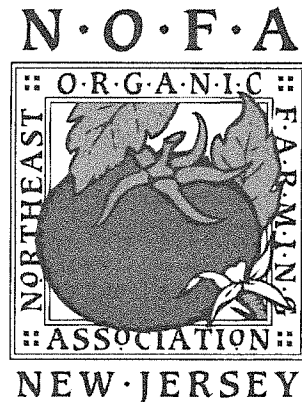
Correspondence

Michelle Masser
Township Clerk
Mount Olive Township

PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: NOFA-NJ [<mailto:nofainfo@nofanj.org>]
Sent: Wednesday, February 24, 2021 2:13 PM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: NOFA-NJ Weekly Email

If you're having trouble viewing this email, you may [see it online](#)



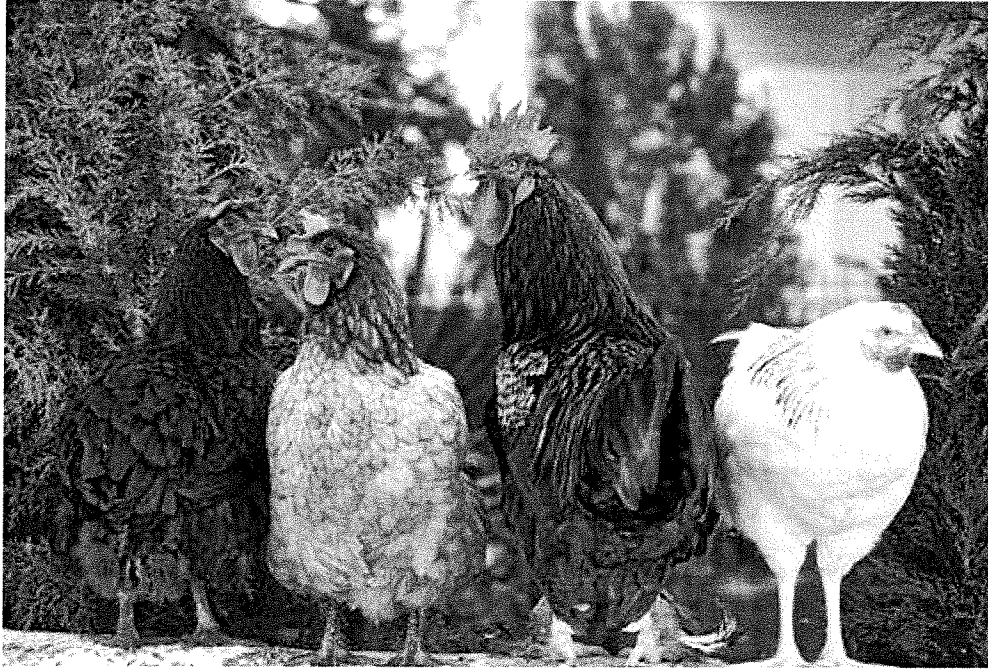
Hello NOFA-NJ farmers and friends! We hope you are having a wonderful week. Please make sure to have a look at our upcoming events! Also, to see some highlights of the 2021 Winter Conference, [click here!](#)

This week we are celebrating CSA, Community Sourced Agriculture, Week! Be sure to check out our [Find Local Organic](#) website to find farmers near you to support our local farms!

Chicken Processing Workshop

Last chance to sign up for the final workshop!

Date Changes: February 16th and 23rd & March 2nd at 6 pm



Join our friends Matt Wilkinson and John Lima as they share their knowledge around successfully raising chickens and processing them. Matt Wilkinson will share his take on existing small-scale poultry keeping and chicken processing laws and how you can make them work for you. John Lima will be discussing the benefits of raising chickens in his session, Rotational Grazing Systems: Using Chickens as Part of a Sustainable System. This event will be three Tuesday evenings on February 16 and 23, & March 2, from 6-7PM, with a Q&A to follow. Matt Wilkinson will also offer an in-person hands-on event, timing TBA depending on COVID.

[Click Here to Register.](#)

Monthly Organic Open House

February 24th, 6-8pm



This event will be online while event restrictions due to COVID-19 are in place. These meetings are intended as an informal in-person gathering on the last Wednesday evening of each month (January thru October). It is our hope that as the restrictions relax, these will be in person at North Slope Farm; however, only time will tell, and our community's safety is our priority.

This month's open house will focus on explaining what the NOFA-NJ JourneyPerson Program is and how interested farmers can get involved in the program. To see information about the JourneyPerson Program, such as last year's participants and what the program is about, click [here](#). Be sure to bring your questions to the open house! Open houses are free, but please register to receive the link!

A little bit about the Journey Person Program

A Journey Person, by definition, is leaving the comfort of what is known and safe. NOFA-NJ invests in providing a Farmer Mentor to support our Organic Farming Journey Persons. A Mentor's job is to make significant contact, to ask hard questions, to process hard topics, and to develop a lasting relationship with New Organic Farming Operations, or Existing Organic Operations that want to connect with a Mentor. Journey Persons need to demonstrate a profound commitment to their path, and Mentors are intended to pay attention, to question, to provide support, and to encourage.

[Click Here to Register](#)

Annual Meeting

March 16th, 6-7pm



We are pleased to announce that our speaker will be Abby Youngblood, the Executive Director at the National Organic Coalition (NOC), an alliance of farmers, ranchers, environmental and consumer advocacy organizations, and companies dedicated to protecting organic integrity. She plans to share some of the key challenges we face in protecting the integrity of the USDA organic seal and growing organic agriculture. She will highlight opportunities we have with the new administration to advance organic and close loopholes to strengthen the organic program. Finally, she will talk about how NOFA-NJ members can advocate with their Congressional delegation and the USDA to create a stronger, more equitable, and more resilient food system and generate wins for organic farming in 2021 and beyond.

About the Speaker: Since 2015, Abby Youngblood has served as the Executive Director at the National Organic Coalition (NOC), an alliance of farmers, ranchers, environmental and consumer advocacy organizations, and companies dedicated to protecting organic integrity. Youngblood has been a passionate participant in the organic farming and food justice movement for more than two decades and is a former co-owner and operator of a vegetable farm in upstate New York. She holds a master's degree in public policy and non-profit management from New York University's Wagner School of Public Service and lives with her husband and two children in Arlington, MA.

The event is free, but [please register to get the link.](#)

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①

Sosa, Jessica

From: Masser, Michelle
Sent: Monday, March 01, 2021 3:09 PM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: Celebrating 50 Years of Organic Farming and Some of Our Most Experienced Farmers

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township

PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: NOFA-NJ [mailto:nofainfo@nofanj.org]
Sent: Monday, March 1, 2021 2:22 PM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: Celebrating 50 Years of Organic Farming and Some of Our Most Experienced Farmers

If you're having trouble viewing this email, you may [see it online](#)

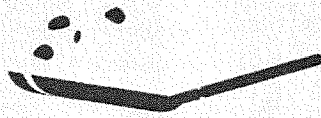


In an extended celebration of National CSA week, NOFA-NJ and Jammin' Crepes are pleased to announce that every month on the Second Thursday evening from April through September, we will offer an introduction to an NJ Organic Farm & its farmers, learn about their Community Supported Agriculture Program, and cook from their

Farm Share. The cooking class will be taught by Kim Rizk, NOFA-NJ Treasurer and Board Member and a co-owner of Jammin Crepes, a Princeton restaurant that is a celebration of our local, regional farms wrapped in a crêpe with an ever-changing menu that highlights the very best local ingredients at their peak of freshness. Tony Kennette will be filming our local farms and interviewing the farmers. Kim will be preparing recipes that come from farm shares and will inspire us all to cook and eat more local organic.

- April 9: Kathy and Jim Lyons of Blue Moon Acres, established 1992
- May 14: Mark Canright and Amy Hansen of Comeback Farm, began as Farmer John's Organic Produce in 1974, Comeback Farm started in 2006.
- June 11: Sherry Dudas and Jim Kinsel of Honeybrook Farm, first offered a CSA Program in 1991.
- July 8: Karley Corris and Jeff Lidzbarski of Jeff's Organics farming for over 15 years, the farm was started as E-R & Son Farm in 1977.
- August 12: Farm to be Announced!
- September 9: Farm to be Announced!

[Click Here to Register!](#)



- NOFA-NJ and
Jammin' Crepes -
C E L E B R A T E S

**50 YEARS OF ORGANIC FARMING
AND SOME OF OUR MOST EXPERIENCED FARMERS**

Every Month on the Second Thursday evening from April
through September



Come learn about what our local farmers
offer in their share boxes, and how to use
the items with cooking lessons from Kim
Rizk, NOFA-NJ Treasurer and Board Member
and a co-owner of Jammin Crepes!



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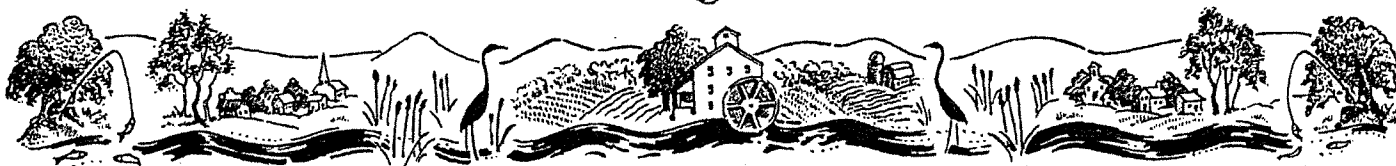
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Musconetcong River News

Winter 2021

Published quarterly by The Musconetcong Watershed Association

Asbury, New Jersey

New Ways to Explore the Musky

MWA is upgrading the way we share information about what to see and do in the watershed. This effort began with updating the 2006 Paddling Guide with the new Water Trail brochure and has expanded to include the development of a brochure that will highlight the watershed's culture, history, and recreational opportunities.

Through support and partnership with the National Park Service, MWA is developing a Unigrid brochure. While the name may sound unfamiliar, you have probably seen this black-banded brochure at National Parks (See photo below). It has been in use since 1977 and is widely recognized by its familiar graphic design that balances uniformity while remaining flexible in its design to highlight each unique place. As a National Wild and Scenic River, the Musconetcong is entitled to a brochure like this, and several other Partnership Wild and Scenic Rivers have brochures, including the nearby Lower Delaware Wild and Scenic River.

Through our outreach and activities, we have seen that maps make the most popular handouts, helping

people see where they live in proximity to the watershed and also helping to orient visitors about what there is to see and do. MWA is also working on developing an online map that will provide similar information about recreational activities and historic areas. These maps and brochures were under development pre-COVID, and will help orient river users to sites appropriate for the activities they seek.

In addition to recreational information, the Unigrid brochure is an educational resource, highlighting the watershed's significant features to build awareness about the need for natural resources conservation and protection of historic sites. With no federal land in the watershed, the Unigrid brochure will also highlight the role of state, county, and local governments in providing public access to open space and private efforts to preserve the scenic and agricultural views in the watershed.

To stay up-to-date on events and activities that MWA has planned throughout the year, visit our website or email info@musconetcong.org to be added to our email list. ☺

Unigrid

The Unigrid System solves two primary problems of folder planning. First, it organizes the editorial and graphic components within a format. Second, it quickly helps determine how a folder will be printed — the inks, the paper, and the sheet size. The measurements for the 10 formats are derived from the B8 size, the system's largest printed sheet. This Unigrid base has 12 panels on each side. All dimensions for text, maps, and art are reckoned from this base on acetate grid overlays. Because this network of points is constant, designers can quickly locate graphic components in the layout stages leading to mechanical art.

This is part of the Design Specifications document developed by the National Park Service for the unigrid brochures.

Photo credit: National Park Service

Join Us Virtually! 2021 Annual Meeting

Thursday, March 25, 2021
7 to 9:00 pm

Register for free by visiting:

<https://tinyurl.com/2021MWAMeeting>

or by emailing info@musconetcong.org

MWA Board Secretary Mary Paist-Goldman will be presenting the latest updates on construction at our Musconetcong Island Park project site. We have been working to remove a derelict building on the site and reinforce the stairway from Main Street to make this a safe place to visit near our RRC headquarters in Asbury (Warren County), NJ.

Once completed, we plan to make this riverfront park a great place for locals to access the Musky to paddle, fish, and enjoy. ☺



Musconetcong Island Park rendering created by Andrew Curtis.

MUSCONETCONG WATERSHED ASSOCIATION

PO Box 113, 10 Maple Ave.

Asbury, NJ 08802

908-537-7060

www.musconetcong.org

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Printing: Good Impressions

Print Communications, Washington, NJ

Welcome, Roberta!

Roberta Ezike has joined MWA's intern water quality program this spring/summer looking at how the best management practices on a farm on Shurts Road has made a positive impact on water quality in the Musconetcong River. She will be taking bacterial samples, measuring flow, and helping to maintain MWA's sensor network. Her experience in statistics and data analysis will help us understand the hydrology of this intermittent stream connected to the Musky.

She is currently a graduate student in the Department of Earth and Environmental Sciences at Rutgers University. Roberta has an academic background in Environmental Policy and Governance, and is most interested in water and air quality and how it impacts people. Through working with the MWA, she hopes to immerse herself in field work and develop technical



Roberta Ezike

skills that she was not able to explore in her early academic career.

Roberta Ezike is a Newark, NJ native and is a huge movie enthusiast! She has a passion for travel and engaging in new experiences. ☺

Welcome, Ryan!

Ryan Jiorle was born and raised in Phillipsburg, NJ, but he spent nearly nine years out of the area before returning home in 2018. During that time, he got a degree in biology from the College of William & Mary and a master's degree in fisheries and aquatic sciences from the University of Florida. His master's thesis was titled, "Assessing the utility of electronic, citizen-driven data collection programs for recreational fisheries assessment," which showed that small-scale, concentrated efforts by citizen-scientist anglers can produce reliable data for recreational fisheries management decisions. Ryan then spent two and a half years in state-level marine fisheries management in Virginia, where he continued his work utilizing citizen-provided data to advocate for more informed fishing regulations. Through this job, he became more familiar with environmental policy and stakeholder engagement. Ryan ultimately moved back to NJ in 2018 to serve as an AmeriCorps New Jersey Watershed Ambassador at the Musconetcong Watershed Association. Many of his service activities complemented the MWA's work, such as helping with educational outreach, stream



Ryan Jiorle

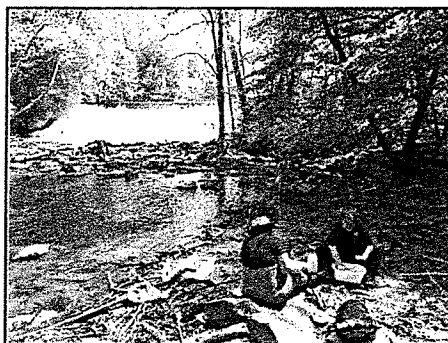
monitoring, and the annual clean-up. Most recently, he worked as a support guide at the Ridge and Valley Charter School in Blirstown.

Ryan is excited to begin his work as the MWA's Community Engagement Coordinator, where he will grow the base of volunteers for its many environmental projects and initiatives. He will also be helping out with whatever is needed, such as stream monitoring, maintaining the Education Trail, performing in-school educational presentations, and conducting outreach to public officials and other organizations. ☺

Farewell, Nancy!

Nancy Lawler has been with the MWA for over a decade where she provided critical support for water quality in the Musconetcong River and through networking with many locals and partners. Throughout her time with us, Nancy managed the Water Quality Program, which involved coordinating River Watcher volunteer support to educate residents how to take samples of the river and submit measurable data to our work. Along with volunteer support, she worked with professionals and partner organizations to monitor the river after major restoration projects, including the landmark Hughesville Dam removal.

Nancy utilized her talent for networking and listening to individual's stories to expand MWA membership, event participation, and volunteer support. Through her previous background work, she honed her writing skills and was able to secure grant funding for more monitoring equipment, which was instrumental in beginning basic chemistry monitoring. Her years at the Association of New Jersey Environmental Commissions (ANJEC) and the NJ Department of Environmental Protection (DEP) helped her build her knowledge and



network to apply to MWA programs and helped shape the Association into what it is today.

While Nancy plans to continue working with the MWA through her participation in the Musconetcong River Management Council and other volunteer support, her work as a member of our Staff will be missed. We wish her the best in her retirement!

Welcome, Christa!

Christa Reeves has supported the MWA for nearly 6 years now in varying capacities since she moved to the area. Originally from Florida, she had to find the nearest source of water and become part of what was happening. Christa found the MWA by volunteering as a River Watcher, participating in

the Mussel survey in Hampton and macroinvertebrate assessment before transitioning to support MWA as intern.

After receiving her Bachelor of Science Degree in Environmental Studies at East Stroudsburg University, she was formally hired by the Association as a Water Quality Field Specialist. She became the lead for all of the field work as part of MWA's Water Quality Program, trained interns, and improved our existing sensor network in the River.

Christa recently wrote and was awarded her first grant to monitor for Harmful Algal Blooms (HABs) in recreational lakes on the Musconetcong River and in agricultural ponds that livestock have access to.

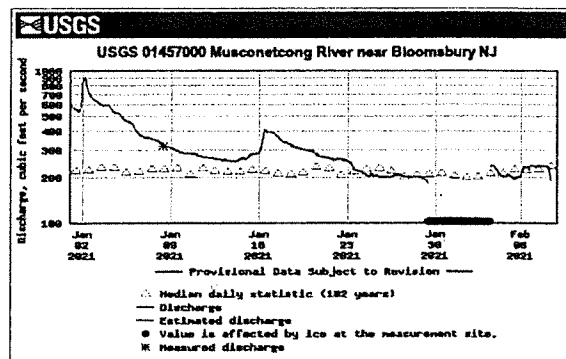
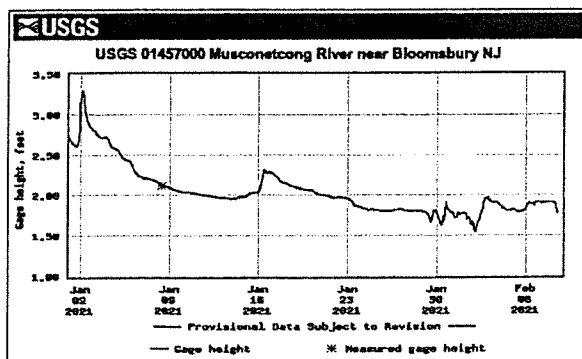
This past December, she was promoted to Water Quality Program Coordinator, as news of Nancy's retirement approached.

She is an avid kayaker, fisherman, hiker and forager. Christa looks forward to making this program the best it can be, engaging with our community, and improving water quality for everyone to get out and paddle, fish, and enjoy all the river has to offer. 🍷

Measuring the Musky

Water Levels for January 2021

As more snowstorms enter our area this winter, you may be interested to know how it affects the Musky. These two graphs show the most recent discharge and height levels for January through early February. The first graph represents discharge measured in cubic feet per second. Discharge is the amount of water flowing through a designated area at a given time. The second graph represents the gage height measured in feet. These measurements have been taken on the Musconetcong River near Bloomsbury, NJ. For live updates, visit the "Explore the Musconetcong" tab of our website: www.musconetcong.org. 🍷



Feeling Up for the Challenge...the Big Year Eco Challenge?

By Ryan Jiorle, Community Engagement Coordinator

Ring in the New Year in the Musconetcong River watershed means planning for a new year of community efforts to improve our watershed. This year, MWA has decided to take part in the Big Year Eco Challenge (BYEC), which is a community-led project where outdoor enthusiasts and citizen scientists work to identify as many types of organisms as possible at pre-selected locations.

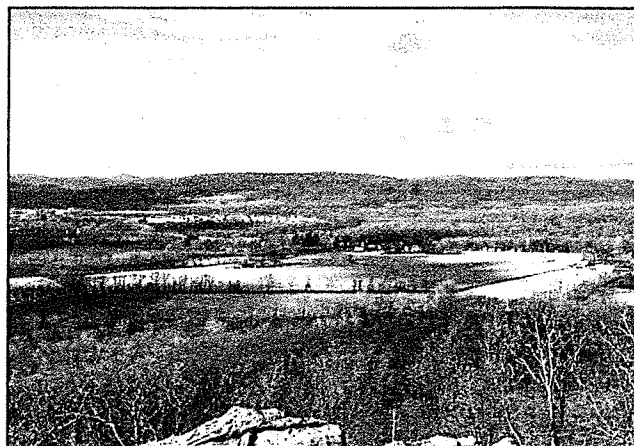
Many of the sites are concentrated in South Jersey, but two of them—the MWA Education Trail and Point Mountain—are right in our watershed. Throughout 2021, the “challenge” is to identify more distinct species than volunteers monitoring other sites. Of course, the competition takes a back-seat to the BYEC’s ultimate goal, which is to bring together naturalists of all ages to share ecological knowledge and provide technological tools to help volunteers learn about the natural world.

The results of this effort will showcase the “life stories” of our local natural areas, so that the larger community can appreciate the diversity that

exists. Additionally, funding by the October Hill Foundation means a professional videographer will be visiting these various sites to put together footage that will culminate in a half-hour documentary that will be freely available at the project’s conclusion.

Participants need only a camera and the ability to upload photographs online, as the results will be managed on a smartphone app/website called iNaturalist. This platform is an online community of citizen and trained scientists who work together to identify organisms based on photographs and descriptions submitted by users. In other words, no special training is required to participate because the identification can be taken care of!

MWA’s Watershed Programs Manager Kyle Richter will be coordinating



Point Mountain overlooking the valley in Warren County, NJ. Point Mountain is one of the locations in the Big Year Eco Challenge.

volunteer efforts for the two areas in the Musconetcong watershed, and the BYEC coordinators have provided MWA with training materials for iNaturalist as well as a guide for taking effective photographs for identification purposes.

Reach out to MWA if you are interested in taking part in this project that will help us further catalogue the diversity of life found in the Musconetcong River watershed! 🍷

Looking to get “out and about?” Us too!

Tired of staring at screens all day? Looking for ways to get out and make a difference? Or maybe you’ve just forgotten what it’s like to meet a new person?

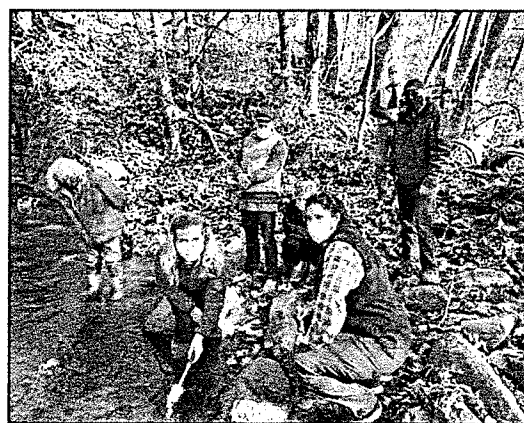
The MWA is hoping to make 2021 a very active year, but we will need plenty of help for that to happen. If you want to get into the river and collect data, our River Watchers program will let you do just that. If you smile at the thought of meeting new people and helping an event run smoothly, we are planning to hold many of our spring events as much in-person as possible.

If you prefer more solitary work, the MWA Education Trail near our office can always use a little maintenance. Or maybe you spent years living in this area and have some noteworthy

stories to share about the Musconetcong. We are always looking for presenters to lead one of our monthly River Talks!

Consider supporting MWA as we look to rebuild stronger than ever in 2021. Here is a list of some of the specific programs where we are looking for volunteer support:

- Asbury Mill Restoration
- MWA Education Trail
- Special Events
- Watershed-wide Cleanups
- Native Plantings and Streambank Restorations
- Other Education Programs



Many more opportunities! Contact MWA’s Community Engagement Coordinator Ryan Jiorle at ryan@musconetcong.org or call the office if you’re interested in volunteering with us! 🍷

Push Back the Lawn

By: Kyle Richter, Watershed Programs Manager

MWA is excited to launch a new initiative called **Push Back the Lawn**. The goal of this collaborative effort is to encourage and help waterfront landowners incorporate more native plants and vegetation in their yard, pushing their lawn back from the river.

The riparian area, or the strip of land on either side of the stream provides many benefits to the river, and the watershed. Diverse riparian areas are vital in supporting clean water. This buffer area next to the stream not only provides critical habitat for many species of animals, like muskrats and mink, it also acts as a barrier for the stream from the upland areas of the watershed, protecting the stream from stormwater pollutants, including fertilizer, pesticides, and dog waste. They also help to reduce flooding, armor the streambank to prevent erosion,

and provide cooling shade for the stream.

Landowners along the Musconetcong River, and the smaller streams and creeks that feed into it, play a crucial role in helping protect our shared resources simply by making a conscious effort to maintain a healthy riparian area on their property!

If your lawn abuts the river or a stream, you might want to consider replacing it with a vegetated buffer strip made up of trees, shrubs, and flowering perennials that will grow along the stream bank. Unlike grass, which acts similarly to a paved road during a heavy rainstorm, this natural barrier will work to improve water quality.

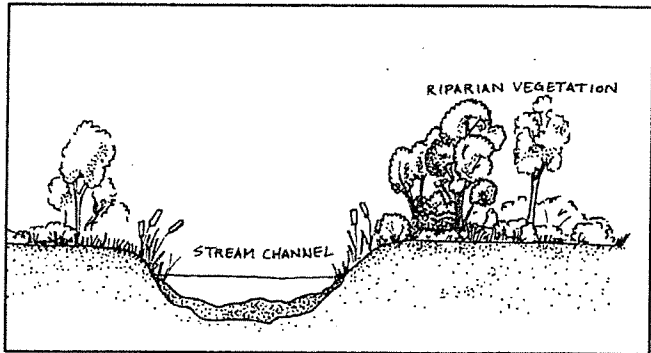


Diagram of a healthy riparian area, courtesy of Clean Water Education Partnership (CWEP) <https://nc-cleanwater.com/>.

The MWA is a recent recipient of a grant through the National Fish and Wildlife Foundation's (NFWF) Delaware River Restoration Fund Program to assist waterfront landowners in the watershed by providing resources and support to improve their riparian areas. If you are interested in learning more or would like to improve your lawn, please reach out to kyle@musconetcong.org. ☺

Opening the Mill to the Public

This past December, we were able to open the doors of the Asbury Mill to public visitors! While most of the floors of the Mill are not yet ready for a general opening, the main floor and basement are not only interesting glimpses of history, but stable in their restoration.

2020 halted much of the groundwork we could accomplish, but proved to be an excellent year for grant writing. MWA received a \$525,000 grant to continue restoring this historic structure with the caveat that it must be matched dollar for dollar.

MWA hosted a holiday open house where guests were able to take a look at the progress we've made, as well as get a holiday photo taken. To protect the safety of guests and volunteers, each tour group was small and had to be booked for a certain time, which helped keep capacity inside the Mill at or below state regulations.

We are thankful to all of the families who came out and celebrated with us this holiday season. Each photo session was booked, and we were able to safely

get each tour group through the building. We are also thankful to the professional photographers who donated their time to capture these festive photos.

As we look to warmer weather, stay tuned for spring photo sessions. We plan to build on the success of our winter sessions and continue to raise the critical funds needed to meet grant requirements. If you are a professional photographer, and interested in giving back, please email info@musconetcong.org to learn more about donating your time. For more information on the Asbury Mill visit our website or Facebook page. ☺



Families enjoyed taking festive photos in our fully decorated Asbury Mill.

A Messy Forest is a Healthy Forest

By Tish Lascelle, MWA Board President

You know that stereotype about women loving shoes? Well, I love coats and trees. There's no explanation for the coat thing; it's not like I was traumatized by going without one as a kid. But I suspect many of you recognize the tree thing. Trees are a source of incredible energy. I feel happiness and peace when I walk through the woods. In all my years of home ownership, I have also felt real sadness when I've had to take down a dead tree threatening my home.

So it was, that I was physically affected when I saw the damage a wind shear event (or maybe tornado, we don't know) did to the woods along the Musky trail. The tops of many trees were sheared off, leaving 'telephone poles'; other trees were overturned leaving their massive root structure pointing at the sky. I'd never seen the aftermath of a destructive weather event like this. For 90 minutes, I walked and climbed around and over the damage, repeatedly saying "Oh My God" and, "What a mess!" But there was a competing voice, also repeating "A messy forest is a healthy forest".

Right now, these woods are untidy and chaotic – made all the more visible by winter's lack of coverage. This natural disturbance is actually good – and believe it or not, we will just let it be for the most part. Nature doesn't need our intervention to be a healthy, functioning ecosystem. Dead and dying trees are just as valuable as the living ones. Fallen branches/trunks and overturned root systems provide crucial habitat for fungi, insects and other animals. The opened canopy will definitely allow more light in, which might allow smaller understory trees to thrive. We will have to watch that unwanted invasive plants aren't also given a stronger foothold by this light. Right next to the river, we will want to do some restoration because those forest buffer trees shade the river, keeping it cooler and improving the habitat for cold water fish like trout.

If you have kids, I encourage you to go explore the trail right now. It's quite fascinating and a good



opportunity to see something rare. I often like to include an odd fact in my blogs. Today's piece of trivia: Standing dead trees are known as 'snags'. I think you may have some other questions, so here's a little Q&A:

Who owns the property the Musky Trail is on?

The MWA owns a small section close to Maple Avenue; the remainder is a NJ Wildlife Management Area (WMA). WMA regulations prohibit cutting or damaging vegetation and removing timber or firewood.

Who maintains the Education Trail?

The trail was cleared about 12 years ago, as part of an Eagle Scout project, with MWA and other volunteers. MWA holds a Special Use Permit from the Division of Fish & Wildlife which gives us permission to erect informational signs, build needed trail bridges and do other trail maintenance. However, as a non-profit organization, we do not maintain year-round grounds staff, and rely upon volunteers for maintaining the trail.

Who will clean up the current mess?

We are checking with the State to see if they may be able to help because of the unusual and severe event, but the State is quite under-resourced to maintain WMAs. We will depend primarily on volunteers. As yet, there is no formal 'volunteer trail clearing day' planned. But if you go walking, take a pair of clippers or a handsaw with you and toss what you can off the trail. Only a path about 4' wide is needed. You will notice the sawn ends of logs from previous clearing efforts, where only the path is cut, but the logs remain in place. At some point, some chainsaw-experienced help will be needed. And if it's not on the trail, and not posing a danger, we will let it be.

The MWA will soon be hiring a community engagement and volunteer coordinator. This person will have a holistic look at the trail and coordinate appropriate restoration activities. ☺

SAVE THESE DATES!

The Musconetcong Watershed Association (MWA) takes the health of our members, staff, and board seriously. We advocate for the health of the river because clean drinking water improves the health of communities. We have been closely monitoring the social distancing guidelines on group gatherings in New Jersey and have adjusted many of our spring events accordingly. When possible, we have offered online alternatives, but please check our website for the most up-to-date information.

For more event updates, you can subscribe to our Instream Updates by emailing info@musconetcong.org with "Subscribe" in the subject line. We hope you and your family stay healthy and safe during this uncertain time, and we look forward to seeing you when we can do so safely.

Friday, February 26 *Virtual Wild & Scenic Festival.* "Doors" open at 6:30 pm, Films begin at 7:00 pm. Join us as we host our third annual Wild & Scenic Film Festival. This virtual event will showcase films highlighting the importance of conserving our natural resources and the efforts we can make as a community to make our natural landscape a shared escape for everyone to get outside and enjoy. During this live virtual festival, you will be able to chat with other attendees! If you are unable to attend live, register anyway! You will be able to view the films for up to 24 hours after the event. Register for free by visiting www.musconetcong.org/film-festival.

Tuesday, March 23 *River Talk: New Jersey Trails Program.* 7:00 – 8:30 pm. Brandee Chapman, State Trails Coordinator for the Green Acres Program, will be presenting on the NJDEP Trails Program, which has benefited both land and water trails in the Musconetcong River Watershed. Learn about this little-known program's role and how it can continue to support MWA's mission in the future. Brandee has worked for NJDEP since 2012 and has been managing the New Jersey Trails Program, including the federally funded Recreational Trails grant program, since 2015. This webinar is virtual and free to attend. Register by visiting our website, or email ryan@musconetcong.org for more information.

Saturday, April 10 or Sunday, April 11 *River Watcher Training: Macroinvertebrates.* 10:00 am – 1:00 pm. Ever wondered how you can identify a healthy river? Attend our River Watcher training and learn how to perform a habitat assessment and earn field experience as we perform a macroinvertebrate sampling. This is an in-person event, but MWA will notify attendees if we must alter or reschedule this date. For questions, or to register, please email Christa Reeves, Water Quality Program Coordinator, christa@musconetcong.org.

Saturday, April 20 *River Clean-up.* 9:00 am. Dirty hands make a clean river! Each year, MWA and volunteers clean up at various locations along the Musconetcong River from Lake Hopatcong down to the Delaware River Confluence. We provide volunteers with supplies, including trash bags and gloves. Check our website as we update this event for 2021 or email cleanups@musconetcong.org with any questions.

Saturday, May 1 *River Watcher Training: Harmful Algal Blooms.* 10:00 am – 12:30 pm. Learn how to identify Harmful Algal Blooms (HABs) and use handheld meters to enable a season-long volunteer monitoring activity on lakes and ponds within the Musconetcong Watershed. This training will start with a presentation followed by a hands-on training at MWA's River Resource Center in Asbury (Warren County), NJ. If capacity restrictions have not been lifted by the time of this training, the presentation will be on Zoom and then we will pair off in small groups for the hands-on portion. For questions, or to register, please email Christa Reeves, Water Quality Program Coordinator, christa@musconetcong.org.

Sunday, May 2 *Run for the River.* Please check back for event updates and registration information.

We're Social! Follow us on:



Facebook
Musconetcong
Watershed
Association



Instagram
@MuskyWatershed

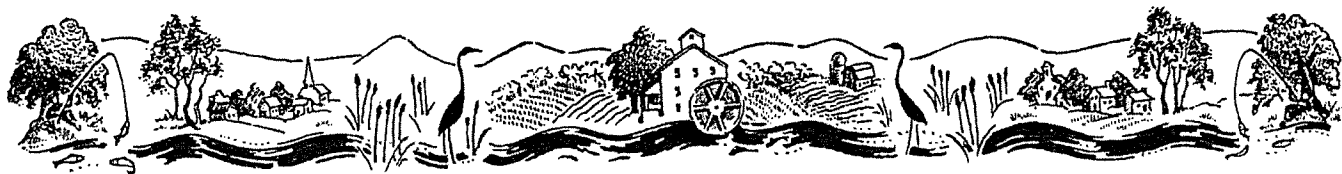


Twitter
@MuskyWatershed



Meetup
Musconetcong
River Area
Outdoor Activities

For more information or to register for any of these events, please email info@musconetcong.org or call (908) 537-7060, unless otherwise noted. MWA River Resource Center (RRC) is located at 10 Maple Avenue, Asbury, NJ.



The Musconetcong Watershed Association

The Musconetcong River Valley is rich in scenery, history, natural resources, and recreational opportunities. The river rises up in Lake Hopatcong - New Jersey's largest spring-fed lake - and is shadowed by 1,000-foot Highland ridges and slices through a deep, limestone river valley, flowing swiftly to the Delaware River. Along the way the "Musky" passes by state and county parks, bustling towns, vital industries, historic villages, and some of the most productive farmland in the state.

The Musconetcong Watershed Association (MWA) is a non-profit organization formed in 1992 to protect and enhance the Musconetcong River and its related resources through advocacy and environmental education programs, scientific research and river restoration projects. The MWA scope spans the 158 square-mile Musconetcong River Watershed, and includes portions of four counties, and all or portions of 26 municipalities. The Musconetcong River became part of the National Wild and Scenic River System in 2006.

MWA members are part of a network of individuals, families and organizations who care about the Musconetcong River and its watershed. They are kept informed about issues concerning the river and its related resources by receiving quarterly issues of the Musconetcong River News.

MWA Membership Application

Please enroll me as a member of the Musconetcong Watershed Association in which I will receive membership benefits and publications. I have enclosed a check payable to MWA for the membership category listed below:

- | | |
|--|--|
| <input type="checkbox"/> \$20 Student | <input type="checkbox"/> \$100 Sustainer |
| <input type="checkbox"/> \$30 Family | <input type="checkbox"/> \$250 Steward |
| <input type="checkbox"/> \$50 Supporter | <input type="checkbox"/> \$500 Champion |
| <input type="checkbox"/> \$1,000 + Life Member | |

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____

E-mail: _____

Mail to:

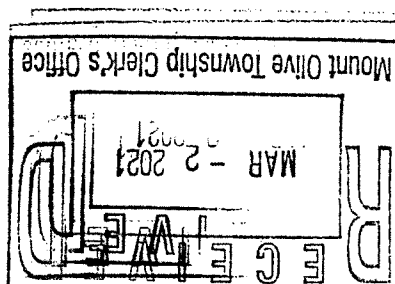
Musconetcong Watershed Association
PO Box 113, Asbury, NJ 08802

- ◆ A Messy Forest is a Healthy Forest
- ◆ Opening the Mill to the Public
- ◆ Push Back the Lawn
- ◆ Looking to get "out and about?" Us too!
- ◆ the Big Year Eco Challenge?
- ◆ Feeling Up for the Challenge...
- ◆ Farewell Nancy
- ◆ Welcome Roberta & Ryan
- ◆ New Ways to Explore the Musky
- ◆ 2021 Annual Meeting

What's Inside:

Asbury, NJ 08802
PO Box 113

**MUSCONETCONG
WATERSHED
ASSOCIATION**



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4.

Sosa, Jessica

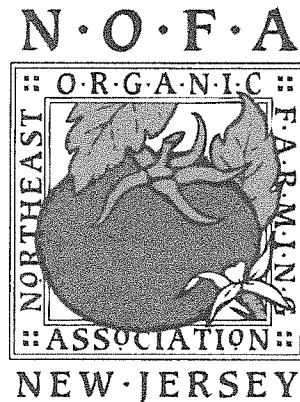
From: Masser, Michelle
Sent: Wednesday, March 03, 2021 1:35 PM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: NOFA-NJ Weekly Email

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township
PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: NOFA-NJ [mailto:nofainfo@nofanj.org]
Sent: Wednesday, March 3, 2021 1:20 PM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: NOFA-NJ Weekly Email

If you're having trouble viewing this email, you may [see it online](#)



**Hello NOFA-NJ farmers and friends! We hope you are having a wonderful week.
Please make sure to have a look at our upcoming events!**

As we continue celebrating Community Sourced Agriculture, be sure to check out our [Find Local Organic](#) website to find farmers near you to support our local farms!

Celebrating 50 Years of Organic Farming and Our Farmers

Every Second Thursday from April - September, 6-7:15pm



In an extended celebration of National CSA Week, NOFA-NJ and Jammin' Crepes are pleased to announce that every month on the second Thursday evening from April through September, we will offer an introduction to an NJ Organic Farm & its farmers, learn about their Community Supported Agriculture (CSA) Program, and cook from their Farm Share. The cooking class will be taught by Kim Rizk, NOFA-NJ Treasurer and Board member, and a co-owner of Jammin' Crepes, a Princeton restaurant that is a celebration of our local, regional farms wrapped in a crêpe with an ever-changing menu that highlights the very best local ingredients at their peak of freshness. Tony Kennette will be filming our local farms and interviewing farmers. Kim will be preparing recipes that come from farm shares and will inspire us to cook and eat more local organic.

The dates and featured farms include:

- April 9: Kathy and Jim Lyons of Blue Moon Acres, established in 1992
- May 14: Mark Canright and Amy Hansen of Comeback Farm, began as Farmer John's Organic Produce in 1974, Comeback Farm started in 2006

- June 11: Sherry Dudas and Jim Kinsel of Honeybrook Farm, first offered a CSA Program in 1991
- July 8: Karley Corris and Jeff Lidzbarski of Jeff's Organics farming for over 15 years, the farm was started as E-R & Son Farm in 1977
- August 12: Farm to be Announced!
- September 9: Mike Baki of Genesis Farm, the farm was founded in 1980

Member Price (for all six weeks): \$60

Non-Member Price (for all six weeks): \$100

Member Price (for a drop in week): \$15

Non-Member Price (for a drop in week): \$20

[Click Here to Register!](#)

Monthly Organic Open House

March 24th, 6-8pm



This event will be online while event restrictions due to COVID-19 are in place. These meetings are intended as an informal in-person gathering on the last Wednesday evening of each month (January thru October). It is our hope that as the restrictions relax, these will be in person at North Slope Farm; however, only time will tell, and our community's safety is our priority.

This month's open house will be focusing on urban farming.

[Click Here to Register](#)

Annual Meeting

March 16th, 6-7pm



We are pleased to announce that our speaker will be Abby Youngblood, the Executive Director at the National Organic Coalition (NOC), an alliance of farmers, ranchers, environmental and consumer advocacy organizations, and companies dedicated to protecting organic integrity. She plans to share some of the key challenges we face in protecting the integrity of the USDA organic seal and growing organic agriculture. She will highlight opportunities we have with the new administration to advance organic and close loopholes to strengthen the organic program. Finally, she will talk about how NOFA-NJ members can advocate with their Congressional delegation and the USDA to create a stronger, more equitable, and more resilient food system and generate wins for organic farming in 2021 and beyond.

About the Speaker: Since 2015, Abby Youngblood has served as the Executive Director at the National Organic Coalition (NOC), an alliance of farmers, ranchers, environmental and consumer advocacy organizations, and companies dedicated to protecting organic integrity. Youngblood has been a passionate participant in the organic farming and food justice movement for more than two decades and is a former co-owner and operator of a vegetable farm in upstate New York. She holds a master's degree in public policy and non-profit management from New York University's Wagner School of Public Service and lives with her husband and two children in Arlington, MA.

The event is free, but [please register to get the link.](#)

Find Us On:

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[Youtube](#)

[Website](#)

To unsubscribe from future mailings [please click here](#).





5

Sosa, Jessica

From: Masser, Michelle
Sent: Monday, February 22, 2021 8:50 AM
To: Tatarenko, Andrew; McGroarty, Chuck
Cc: Strain, Mary; Sosa, Jessica; Tomasello, Claudia
Subject: FW: Ordinance Nos. 04-21, 05-21, 06-21 and 07-21 Introductions and Ordinance 01-21 Adoption
Attachments: Ordinance #04-21 - Introduction Land Use.pdf; Ordinance #05-21 - Introduction Land Use.pdf; Ordinance #06-21 - Introduction Land Use.pdf; Ordinance #07-21 - Introduction.pdf; Ordinance 01-21 - Adopted - Storm Water Control Ordinance.pdf
Importance: High

Correspondence

Please see below and attached. Thank you -

Michelle Masser
Township Clerk
Mount Olive Township
PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

-----Original Message-----

From: Brady, Donna [mailto:dbrady@RANDOLPHNJ.ORG]
Sent: Friday, February 19, 2021 4:54 PM
To: 'Abubakar Jalloh' <clerk@riverdalenj.gov>; 'Amanda Macchia' <Clerk@minehill.com>; Barbara Shepard <bshepard@boontontownship.com>; 'Carol Marsh' <cmarsh@peqtwp.org>; 'Cathy Amelio' <Clerks_Dept@morristwp.com>; 'Cindy Eckert' <ceckert@netcong.org>; 'Cindy Oravits' <townclerk@boonton.org>; 'Cindy Sloane' <csloane@bolp.org>; 'Debbie Brooks' <municipalclerk@longhillnj.gov>; 'Deborah Evans' <gardensvg@optonline.net>; 'Denean Probasco' <Clerk@chesterborough.org>; TwpClerk <TwpClerk@RANDOLPHNJ.ORG>; 'Gabrielle Evangelista' <gevangelista@whartonnj.com>; 'Greg LaConte' <glaconte@chathamtownship.org>; 'June Uhrin' <juhrin@morrisplainsboro.org>; 'Karen Luele' <kiuele@kinnelonboro.org>; 'Khaled Madin' <kmadin@parsippany.net>; 'Linda DeSantis' <lidesantis@mtarlingtonboro.com>; 'Liz Osburne' <OsborneE@rosenet.org>; 'Margot Kaye' <mkaye@mendhamnj.org>; 'Mary O'Keefe' <mokeefe@butlerborough.com>; 'Michele Reilly' <Mreilly@jeffersontownship.net>; Masser, Michelle <clerk@mtolivetwp.org>; 'Nina DeGregorio' <ndigregorio@wtmorris.net>; 'Robin Collins' <rcollins@chestertownship.org>; 'Mendham Township Clerk' <mtclerk@mendhamtownship.org>; 'Paula Massaro' <paulam@easthanovertownship.com>; 'Sheila Seifert' <boroughclerk@rockawayborough.org>; 'Sheila Williams' <swilliams@florhamparkboro.net>; 'Valerie Egan' <vEgan@mtnlakes.org>; 'tpettoni@dover.nj.us' <tpettoni@dover.nj.us>; 'clerk@chathamborough.org' <clerk@chathamborough.org>; Joseph Giorgio <jgiorgio@hanovertownship.com>; 'Isharp@hardingnj.org' <lsharp@hardingnj.org>; 'mmarlor@mendhamnj.org' <mmarlor@mendhamnj.org>; 'labaza@montvillenj.org' <labaza@montvillenj.org>; 'clerk@rockawaytownship.org' <clerk@rockawaytownship.org>; 'clerk@denvillenj.org' <clerk@denvillenj.org>; 'knight@mtarlingtonboro.com' <knight@mtarlingtonboro.com>

Subject: Ordinance Nos. 04-21, 05-21, 06-21 and 07-21 Introductions and Ordinance 01-21 Adoption
Importance: High

February 19, 2021

RE: Introduction of Ordinances: 04-21, 05-21, 06-21 and 07-21
Adoption of Ordinance: 01-21

Attached please find Ordinance Nos. 04-21, 05-21, 06-21 and 07-21 which were introduced at a virtual Council meeting by the Randolph Township Council on February 18, 2021 and will be further considered for second reading and final passage at the virtual Council meeting to be held on March 4, 2021 at 5:00 pm prevailing time.

Attached please find Ordinance No. 01-21 adopted at a virtual Council meeting by the Randolph Township Council on February 18, 2021.

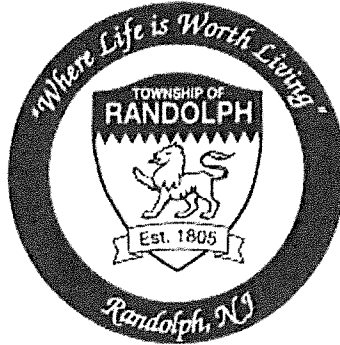
Please confirm receipt of this notice.

Thank you,
Donna M. Brady
Randolph Township Deputy Clerk
973-989-7043
dbrady@randolphnj.org
FAX: 973-989-7076

Mayor
Mark H. Forstenhauser

Deputy Mayor
Marie Potter

Council Members
Christine Carey
James B. Loveys
Lou Nisivoecia
Lance Tkaes
Joanne Veech



Township Manager
Stephen Mountain

Township Clerk
Donna Marie Luciani

Telephone (973) 989-7100
FAX (973) 989-7076

502 Millbrook Avenue
Randolph, NJ 07869-3799
Website: randolphnj.org

February 19, 2021

TO: Morris County Planning Board
Township of Mine Hill
Township of Denville
Township of Morris
Township of Roxbury

Town of Dover
Township of Chester
Township of Mendham
Township of Rockaway
Borough of Victory Gardens

Re: Ordinance #04-21

**AN ORDINANCE AMENDING ARTICLE III, ZONING, OF THE LAND
DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH TO
ESTABLISH THE R-7 MULTIFAMILY INCLUSIONARY ZONE**

(LYS Realty-Toll Brothers Development- Sporn Realty)

NOTICE IS HEREBY GIVEN that on February 18, 2021 the Township Council of the Township of Randolph introduced Ordinance #04-21 referenced above. A public hearing and adoption of the Ordinance is scheduled remotely for March 4, 2021, via Zoom at 5:00 p.m. Instructions on how to join the meeting will be posted on the Township website, www.randolphnj.org, prior to the March 4, 2021 Council meeting. A copy of the Ordinance is attached.

Very truly yours,

Donna Marie Luciani

Donna Marie Luciani
Township Clerk

cc: Randolph Township Planning Board
Homeowners with 200ft in all directions
Attachment – Ordinance No. 04-21
Certified & Regular Mail

ORDINANCE NO. 04-21

**AN ORDINANCE AMENDING ARTICLE III, ZONING, OF THE LAND
DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH TO
ESTABLISH THE R-7 SINGLE-FAMILY ATTACHED INCLUSIONARY ZONE**

WHEREAS, the Municipal Land Use Law ("MLUL") of the State of New Jersey, N.J.S.A. 40:55D-1 et seq. grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon; and

WHEREAS, on July 1, 2015, the Township of Randolph ("Township") filed a Complaint in the matter captioned In the Matter of the Application of the Township of Randolph, Docket No. MRS-L-1640-15 ("DJ Litigation"), seeking a declaration from the New Jersey Superior Court that its Housing Element and Fair Share Plan ("HEFSP") is constitutionally compliant; and

WHEREAS, LYS Realty Associates, LLC ("LYS") is the owner of certain real property located in the Township of Randolph, Morris County, State of New Jersey, known and designated as Block 44, Lot 4 on the Official Tax Map of the Township of Randolph ("Property"); and

WHEREAS, LYS is under agreement with Toll Bros, Inc. ("Toll") to secure development approvals for the Property and thereafter develop the Property with an affordable housing component; and

WHEREAS, LYS, along with Sporn Realty and Management Corp. ("Sporn"), intervened in the DJ Litigation challenging the Township's satisfaction of its affordable housing obligation, among other things; and

WHEREAS, the property owned by Sporn (Block 44, Lot 48 on the Official Tax Map of the Township of Randolph) is no longer involved in this matter; and

WHEREAS, the Township, LYS and Toll have entered into a Settlement Agreement dated September 24, 2020 resolving all of the differences between them with regard to the DJ Litigation including the development of the Property with an affordable housing component as set forth in an Ordinance rezoning the Property that was attached as Exhibit A to the Settlement Agreement; and

WHEREAS, the Court entered an Order dated December 23, 2020 approving the Settlement Agreement between the Township, LYS and Toll ordering the parties to implement the same; and

WHEREAS, the Township desires to amend Article III, of the Land Development Ordinance of the Township of Randolph to establish the R-7 Single-Family Attached Inclusionary Zone for the Property, as depicted on the amended zoning map attached hereto as Exhibit A, that will implement the terms of the Settlement Agreement and allow for the construction of an inclusionary development that will assist the Township in satisfying a portion of its affordable housing obligation.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Randolph, County of Morris, and State of New Jersey as follows:

SECTION ONE. Article III, Zoning, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended by the addition of the following:

15-20B. – R-7 SINGLE-FAMILY ATTACHED INCLUSIONARY ZONE (R-7 ZONE)

15-20B.1.- Purpose

This zone district and its regulations are intended to provide a realistic opportunity for the construction of a maximum of 136 townhouse units as part of an inclusionary development with a twenty percent (20%) set aside, with 108 market townhomes and either 27 or 28 affordable units, as determined by developer.

15-20B.2. -Permitted uses

A. *Principal uses.*

1. Townhouse
2. Stacked townhouse
3. There may be multiple principal buildings on a lot.

B. *Accessory uses and structures.*

1. Accessory uses customarily incidental to the above principal permitted uses
2. Recreational facilities for the sole use of the residents and their guests
3. Fences and walls
4. Clubhouse for use by residents and their guests, such as but not limited to a club room, fitness room, conference/work areas
5. Storage building/structure for indoor storage of pool and maintenance equipment
6. Stormwater basins and structures
7. Mail kiosk/cluster box unit
8. Screened storage areas for trash and recyclables
9. Entrance monument, signage, and decorative guard house with maximum height of 15 feet and maximum area of 60 square feet, and with no access barrier
10. Off-street parking subject to the Residential Site Improvement Standards (RSIS) New Jersey Administrative Code, Title 5, Chapter 21

15-20B.3.- Area and bulk requirements

A. *Minimum tract area: 35 acres*

- B. *Minimum building setback from tract boundary: 40 feet.*
- C. *Minimum setback for decks, patios, and retaining walls from tract boundary: 20 feet*
- D. *Maximum density: Four dwelling units per gross acre, with no more than 136 total units, consisting of 108 market townhomes and either 27 or 28 affordable units.*
- E. *Minimum separation between townhouse buildings (excluding patios and decks which may encroach up to 10 feet, porches and stairs which may encroach up to 5 feet, and caves, chimneys/fireplaces, bay windows and other ornamental architectural features which may encroach up to 3 feet into the required separation).*
 - 1. Front-to-front: 65 feet
 - 2. Front-to-side: 60 feet
 - 3. Side-to-side: 20 feet
 - 4. Side-to-rear: 30 feet
 - 5. Rear-to-rear: 40 feet
- F. *Maximum townhouse building length: 180 feet*
- G. *Maximum number of units in a structure: 6 units, except 12 units may be provided where there are stacked townhouse units in a structure.*
- H. *Maximum building height: 45 feet with allowances for stepped foundations along building length. Said measurement shall then apply to each stepped section. Building height for units designed with "walk-out" basements shall be measured from the front façade.*
- I. *Maximum number of stories: 3 stories*
- J. *Minimum building setback from curb of internal roadway: 20 feet*
- K. *Minimum building setback from off-street parking space: 10 feet*
- L. *Maximum impervious coverage: forty percent (40%) of total lot area*
- M. *Maximum building coverage: twenty percent (20%) of total lot area*
- N. *Buffer area:*

1. Pursuant to Section 15-51.4.B, "Buffer dimensional requirements", proposed multi-family uses abutting any residential zone shall contain a transition buffer twenty (20) feet in width. The buffer area is a portion of the minimum building setback area described above in subsection C.

2. The buffer shall be vegetated with existing and/or proposed landscaping and may be supplemented by berms. Retaining walls may be placed within the buffer.

3. Notwithstanding the forgoing, entrance driveways, storm water basins, and utilities shall be permitted within the buffer area.

O. Recreational and clubhouse facilities shall be subject to the same height and separation requirements as residential uses

P. *Common open space*: Open space and amenity areas shall conform to the provisions of the Land Development Ordinance of the Township of Randolph Section 15-78, "Open Space and Recreation", and Section 15-79, "Site Amenities", except as specifically provided below:

1. A minimum of 20% of the total lot area shall be set aside in common open space for active and passive recreation. As to the location of open space, all environmentally constrained land, including wetlands and associated buffers and stormwater management areas, shall be included in the areas set aside as common open space and count toward the overall requirement.

2. The requirement for developed recreation facilities and active recreation shall be satisfied by provision of a pool area with a minimum of 1,100 square feet and a clubhouse with a minimum of 2,000 square feet.

Q. *Signage Requirements*

1. Freestanding signs shall be permitted in accordance with the Land Development Ordinance of the Township of Randolph Section 15-43.4, "Freestanding signs".

2. *Internal Directional Signs*. Any signs reasonably necessary to direct residents, visitors and guests within the development. Directional signs shall be permitted in accordance with the Land Development Ordinance of the Township of Randolph Section 15-43.3, "Design standards and requirements".

3. The provisions of Section 15-43.2., "General provisions" of the Land Development Ordinance of the Township of Randolph Section 15-43. "Signs" shall apply.

4. The provisions of Section 15-43.16 "Signs in Residential Zoning Districts" shall apply.

R. *Market Rate and Affordable Housing Requirements*

1. There shall be a minimum set-aside of 20% of the total units as affordable units, but not less than 27 affordable units.
2. The developer shall have an obligation to deed restrict the Affordable Units as very low-income, low-income, or moderate-income affordable units for a period of at least thirty (30) years, until such time and under conditions as the Township elects to release the deed restriction, so that the Township may count the Affordable Units against its affordable housing obligation. The deed restrictions shall be recorded with the County Clerk, and a copy of the recorded deed shall be forwarded to the Township Municipal Housing Liaison and Administrative Agent. Any sale of the property or units shall not affect the length or terms of the deed restriction.
3. The bedroom distribution of the affordable units shall be in accordance with the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.3.
4. The income distribution of the affordable units shall be in accordance with the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.3, and shall also provide for a 13% set-aside of very-low income units as part of the income distribution.

S. *Development standards*

1. Roadways shall be designed in accordance with RSIS.
2. Sidewalks shall be designed in accordance with RSIS and shall at a minimum be required on one side of internal roadways.
3. *Off-street parking and parking design requirements.*
 - a) Off-street parking shall be provided in accordance with RSIS. Townhouse units shall meet the requirements for 3-bedroom townhouse in RSIS and stacked townhouses shall meet the requirements for 1, 2, or 3-bedroom garden apartment in RSIS.
 - b) Off-street parking shall be provided for the clubhouse at a rate of one (1) space per every fifteen (15) housing units approved.
 - c) At least one (1) of the two (2) stacked units within a townhouse building shall have a minimum of one (1) garage space. One additional parking space for this unit shall be provided in an associated driveway in

front of the garage. The second stacked unit, lacking a garage space, shall have one driveway space, with an additional required parking space provided per RSIS standards within 200-feet of said unit. The additional required parking space shall be dedicated to the unit served and accessible by sidewalk or by crossing the street directly fronting on unit served.

d) All guest parking shall be within 300-feet of unit served.

e) Streets, intersections, sight triangles, curbs, sidewalks, driveways and other vehicular or pedestrian traffic circulation measures shall be governed by RSIS. Bicycle lanes and trails shall not be required.

T. *Steep Slopes.* Steep slope disturbance shall be permitted pursuant to Ordinance No. 06-21, amended Section 15-44.8.C

U. *Trees.*

1. Tree removal shall be subject to the Average Tree Density application requirements under Section 15-48, "Tree Removal and Protection", of the Land Development Ordinance of the Township of Randolph. All trees within environmentally sensitive areas shall be preserved.

2. Street trees shall be planted at an interval of not to exceed 75 feet.

V. *Site Plan and Building Design Standards.* Site plan and building design standards shall conform to the provisions of the Land Development Ordinance of the Township of Randolph Section 15-60, "Site Plan and Subdivision Design Standards", except as specifically provided below:

1. Allow for impacts to trees on ridgelines.

2. Allow for orientation of the majority of roadways other than east/west.

3. Allow for grouping of units in residential block type layout as opposed to quadrangles, courts, etc.

4. Allow for testing agency certified 2-hour gypsum area separation wall assembly for the construction of all party walls.

5. Allow for materials other than brick and quarried stone for the side, rear, and front elevation.

6. There shall be no minimum percentage requirement for the total area of the front elevation in each group of dwelling units to be faced with brick or stone. If used, stone may be man-made or cultured.

7. Allow for block lengths in excess of 1,000 feet in length.
8. Allow for stormwater management design and control to be governed by RSIS.

W. *Lighting.* Street lighting shall conform to the type and number supplied and approved by the local utility. Lighting shall be provided at all street intersections, parking stalls/areas and common use areas (such as a clubhouse, community mailboxes, etc.). Lighting intensity measured at ground level shall be provided as set forth:

- | | |
|--------------------------------------|-----------------------------|
| 1. Street Intersections | = 0.3 footcandle (average) |
| 2. Parking Stalls (on or off-street) | = 0.5 footcandles (average) |
| 3. Common Use Areas | = 0.5 footcandles (average) |
| 4. All other areas | = 0.0 footcandles (average) |

X. In the event of any conflict between the provisions and requirements of this section and the provisions and requirements of any other section of Chapter XV, the provisions and requirements of this section shall govern.

SECTION TWO. The Zoning Map of the Township of Randolph, Morris County, New Jersey is hereby amended to reflect the Zoning Map revisions described in this Ordinance and as depicted in the attached Exhibit A entitled, "Zoning Map Revision – R-7 Single-Family Attached Inclusionary Zone".

SECTION THREE. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION FOUR. This Ordinance may be renumbered for codification purposes.

SECTION FIVE. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION SIX. This Ordinance shall take effect 20 days after passage and publication as provided by law.

ATTEST

TOWNSHIP OF RANDOLPH

Donna Marie Luciani, Township Clerk

Mark Fortenhausler, Mayor

**LEGAL NOTICE
TOWNSHIP OF RANDOLPH COUNTY OF MORRIS**

ORDINANCE NO. 04-21

Notice is hereby given that an Ordinance entitled "An Ordinance Amending Article III, Zoning, of the Land Development Ordinance of the Township of Randolph to Establish the R-7 Single-Family Attached Inclusionary Zone" was submitted in writing at a regular meeting of the Mayor and Council of the Township of Randolph, County of Morris, State of New Jersey, held on February 18, 2021 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Township of Randolph will further consider the Ordinance for second reading and final passage thereof at their regular meeting to be held on March 4, 2021 at 5 p.m. prevailing time, at the Municipal Building, 502 Millbrook Avenue, Randolph, New Jersey 07869, at which time and place a public hearing will be heard thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

Statement of Purpose of Ordinance

The purpose of the above Ordinance is to amend Article III, of the Land Development Ordinance of the Township of Randolph to establish the R-7 Single-Family Attached

Inclusionary Zone for the Property, as depicted on the amended zoning map attached hereto as Exhibit A, that will implement the terms of the Settlement Agreement between the Township of Randolph, , LYS Realty Associates, LLC and Toll Bros., Inc. and allow for the construction of an inclusionary development that will assist the Township in satisfying a portion of its affordable housing obligation.

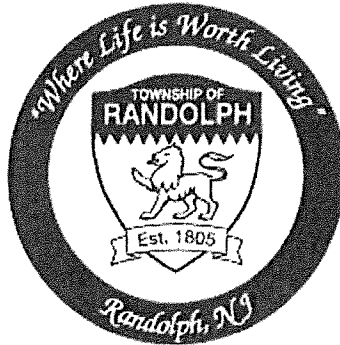
A copy of the full Ordinance is available to any member of the general public, without cost, at the Township of Randolph, Municipal Building, Millbrook Avenue, Randolph, New Jersey, at the Office of the Township Clerk, between the hours of 9:00 a.m. and 4:30 p.m.

Donna Marie Luciani, Township Clerk
Township of Randolph
County of Morris, State of New Jersey

Mayor
Mark H. Forstenhausler

Deputy Mayor
Marie Potter

Council Members
Christine Carey
James B. Loveys
Lou Nisivoecia
Lance Tkacs
Joanne Veech



Township Manager
Stephen Mountain

Township Clerk
Donna Marie Luciani

Telephone (973) 989-7100
FAX (973) 989-7076

502 Millbrook Avenue
Randolph, NJ 07869-3799
Website: randolphnj.org

February 19, 2021

TO: Morris County Planning Board
Township of Mine Hill
Township of Denville
Township of Morris
Township of Roxbury

Town of Dover
Township of Chester
Township of Mendham
Township of Rockaway
Borough of Victory Gardens

Re: Ordinance #05-21

**AN ORDINANCE AMENDING ARTICLE III, ZONING, OF THE LAND
DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH TO
ESTABLISH THE R-6 MULTIFAMILY INCLUSIONARY ZONE**

(CANOE BROOK DEVELOPMENT LLC)

NOTICE IS HEREBY GIVEN that on February 18, 2021 the Township Council of the Township of Randolph introduced Ordinance #05-21 referenced above. A public hearing and adoption of the Ordinance is scheduled remotely for March 4, 2021, via Zoom at 5:00 p.m. Instructions on how to join the meeting will be posted on the Township website, www.randolphnj.org, prior to the March 4, 2021 Council meeting. A copy of the Ordinance is attached.

Very truly yours,

Donna Marie Luciani

Donna Marie Luciani
Township Clerk

cc: Randolph Township Planning Board
Homeowners with 200ft in all directions
Attachment – Ordinance No. 05-21
Certified & Regular Mail

ORDINANCE NO. 05-21

**AN ORDINANCE AMENDING ARTICLE III, ZONING, OF THE LAND
DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH TO
ESTABLISH THE R-6 MULTIFAMILY INCLUSIONARY ZONE**

WHEREAS, the Municipal Land Use Law ("MLUL") of the State of New Jersey, N.J.S.A. 40:55D-1 et seq. grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon; and

WHEREAS, on July 1, 2015, the Township of Randolph ("Township") filed a Complaint in the matter captioned In the Matter of the Application of the Township of Randolph, Docket No. MRS-L-1640-15 ("DJ Litigation"), seeking a declaration from the New Jersey Superior Court that its Housing Element and Fair Share Plan ("HEFSP") is constitutionally compliant; and

WHEREAS, Canoe Brook Development, LLC ("Developer") is the owner or contract purchaser of certain real property located in the Township of Randolph, Morris County, State of New Jersey, known and designated as Block 44, Lot 25 on the Official Tax Map of the Township of Randolph ("Property"), and desires to construct a residential development with an affordable housing component on the Property; and

WHEREAS, the Developer intervened in the DJ Litigation challenging the Township's satisfaction of its affordable housing obligation, among other things; and

WHEREAS, the Township and the Developer entered into a Settlement Agreement dated September 24, 2020 resolving all of the differences between them with regard to the DJ Litigation including the development of the Property with an affordable housing component as

set forth in an Ordinance rezoning the Property that was attached as Exhibit A to the Settlement Agreement; and

WHEREAS, the Court entered an Order dated December 23, 2020 approving the Settlement Agreement between the Township and Canoe Brook and ordering the parties to implement the same; and

WHEREAS, the Township desires to amend Article III, of the Land Development Ordinance of the Township of Randolph to establish the R-6 Multifamily Inclusionary Zone for the Property, as depicted on the amended zoning map attached hereto as Exhibit A, that will implement the terms of the Settlement Agreement and allow for the construction of an inclusionary development that will assist the Township in satisfying a portion of its affordable housing obligation.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Randolph, County of Morris, and State of New Jersey as follows:

SECTION ONE. Article III, Zoning, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended by the addition of the following:

15-20A. - R-6 MULTIFAMILY INCLUSIONARY ZONE (R-6 Zone)

15-20A.1 - Purpose.

This zone district and its regulations are intended to provide a realistic opportunity for the construction of 199 multifamily dwelling units as part of an inclusionary development with a twenty percent (20%), but not less than 40 affordable units, set aside for affordable housing.

15-20.2. - Permitted uses.

A. *Principal uses.*

1. Multifamily dwelling units, including but not limited to buildings with apartment flats with common stairways, buildings with direct entry to individual units, stacked townhouse buildings, and buildings with flats with a central corridor or any combination of the foregoing within a building.

2. There may be multiple principal buildings on a lot.

B. *Accessory uses and structures.* The following accessory uses and structures shall be permitted:

1. Parking spaces, driveways, attached individual parking garages, and detached parking structures/garages with a capacity of no more than 8 vehicles each;

2. Leasing office;

3. Maintenance office;

4. Refuse and recycling buildings and structures;

5. Clubhouse for use by residents and their guests, such as but not limited to a club room, fitness room, conference/work areas, a child play area and pet wash/grooming;

6. Active and passive recreation areas, which shall include but shall not be limited to a pool, grilling/barbeque areas, a tot lot, a dog run and a walking trail or sidewalks;

7. Any use or structure that is customarily incidental and subordinate to the principal use of land or building located on the same lot.

15-20A.3. - Area and bulk requirements.

A. *Minimum gross lot area:* 12 acres.

B. *Maximum density:* 17 dwelling units per gross acre provided that the maximum number of residential units shall not exceed 199.

C. *Units per building:* No more than 110 residences and a clubhouse shall be permitted within a mid-rise residential building. No more than 20 dwelling units shall be permitted within the other multifamily residential buildings, such as a direct-entry flats or stacked townhomes.

D. *Maximum height:*

1. Midrise Multifamily Building - There shall be permitted one midrise multifamily building, which shall not exceed 4 stories and fifty-five (55) feet if a flat roof or sixty (60) feet if a pitched roof.

2. Multi-family Flats and Stacked Townhomes - There shall be permitted multiple smaller multifamily buildings, which shall not exceed three stories and forty-nine (49) feet in building height as measured.

3. Accessory Buildings - All accessory buildings and structures shall comply with the height requirements under the Land Development Ordinance of the Township of Randolph Section 15-41.A.2, "Accessory Buildings or Structures".

E. *Maximum impervious coverage*: Sixty percent (60%) of total lot area, including any areas subject to a conservation easement.

F. *Maximum building coverage*: thirty percent (30%) of total lot area, including any areas subject to a conservation easement.

G. *Site access*:

1. The site shall not require usable frontage upon a street or streets for access as required under the Land Development Ordinance of the Township of Randolph Code Section 15-70.1.A.3.i, due to the existing conservation easement encumbering the portion of the property fronting along Dover-Chester Road.

2. Vehicular access to and from the development shall be via State Route 10 with an easement with the adjoining property known as Block 44, Lot 12 on the Official Tax Map of the Township of Randolph ("Adjacent Lot"). Such vehicular access shall provide adequate access for firefighting equipment, ambulances, and other emergency vehicles necessary for the protection of health and safety, and shall protect any future street layout shown on the Official Tax Map or on a general circulation plan element of the municipal master plan.

3. Such vehicular access to and from this development is a permitted use on the Adjacent Lot per the provisions under Section 15-30 for the OL Zone.

4. Any improvements on the Adjacent Lot are subject to the requirements under Section 15-30.4 "Area and Bulk Requirements" of the OL Office-Laboratory District. Any amended site plan or bulk variance relief required as a result of such improvements on the Adjacent Lot shall be requested at time of Planning Board approval and authorized by the consent of the owner of the Adjacent Lot. Preexisting non-conforming bulk conditions shall not require any variance relief, unless such conditions are further modified.

H. *Minimum building setback*:

1. Midrise Multifamily Building Setbacks – Measured from the building wall, inclusive of patios, balconies, or other similar building design elements, a minimum setback of fifty (50) feet from the northern property line and a minimum setback of eighty (80) feet from all other property lines shall be required.
2. Multi-family Flats and Stacked Townhomes Setbacks – Measured from the building wall, inclusive of patios, balconies, or other similar building design elements, a minimum setback of twenty (20) feet from any property line shall be required.
3. Accessory Building Setbacks- A minimum setback of fifteen (15) feet from any property line shall be required.

I. Screening and Buffer Landscaping Requirements:

1. Pursuant to Section 15-51.4.B, “Buffer dimensional requirements”, proposed multifamily uses abutting any residential zone shall contain a transition buffer twenty (20) feet in width. The buffer area is a portion of the minimum building setback area described above in subsection H.
2. The buffer shall be vegetated with existing and/or proposed landscaping and may be supplemented by berms. Retaining walls may be placed within the buffer if they face a non-residential zone or use.
3. Notwithstanding the forgoing, entrance driveways, storm water basins, and utilities shall be permitted within the buffer area.
4. The provisions of Section 15-51, “Screening and Buffer Landscaping Requirements” of the Land Development Ordinance of the Township of Randolph shall apply. Reverse frontage buffer requirements pursuant to Section 15-51.5 of the Land Development Ordinance of the Township of Randolph shall not be applicable to unimproved rights-of-ways, or “paper streets”.

- J. *Distance between buildings:* Entrance porticos and rear porches shall be included in the measurement between buildings. The above distances may be reduced by up to one-quarter if there is an angle of 20 degrees or more between the buildings and if extensive landscaping or buffers are placed between buildings.

The minimum distance between buildings shall be as follows:

1. Mid-Rise Building Wall to Wall (Single Building) – Minimum 60 feet
2. Mid-Rise Building to Multi-family Flats and Stacked Townhomes Buildings– Minimum 45 feet

3. Multi-family Flat and Stacked Townhomes Buildings Front to Front – 40 feet
4. Multi-family Flats and Stacked Townhomes Buildings Side to Side – 30 feet
5. Multi-family Flats and Stacked Townhomes Buildings Front to Side – 45 feet
6. Any Building to Accessory Building – 20 feet
7. Accessory Building to Accessory Building – 10 feet

K. *Minimum Open Space and Amenity Requirement.* Open space and amenity areas shall conform to the provisions of Land Development Ordinance of the Township of Randolph Section 15-78, “Open Space and Recreation”, and Section 15-79, “Site Amenities”, except as specifically provided below:

1. The requirement for common open space for passive recreation shall be satisfied by no fewer than two (2) contiguous areas set aside for open space as follows:
 - a. A passive recreation, outdoor area of no less than 2,500 square feet shall be provided.
 - b. A passive recreation, outdoor area of no less than 3,500 square feet shall be provided, inclusive of amenities such as an open lawn area, playground, dog run, walking paths, and/or landscaping.
2. The requirement for developed active recreation facilities shall be satisfied by the following:
 - a. An outdoor amenity area of no less than 3,000 square feet, inclusive of amenities such as an outdoor pool lounge area, hardscape patio, and/or grilling area.
 - b. An indoor amenity package of no less than 4,500 square feet shall be provided, inclusive of amenities such as a lobby area, a leasing office, a fitness room, club or common room, yoga studio, and/or co-working space.

L. *Signage Requirements*

1. One (1) freestanding sign shall be permitted on the lot where the development is located.

- a. *Sign Area.* Maximum of 32 square feet in sign area.
- b. *Sign Setback.* Minimum setback of 10 feet from a property line.
- c. *Sign Height.* Maximum height of 6 feet.

2. *Façade Signs.* Façade signs shall be permitted on each residential building as regulated in the Land Development Ordinance of the Township of Randolph Section 15-43.5.

3. *Internal Directional Signs.* Any signs reasonably necessary to direct residents, visitors and guests within the development and on the Adjacent Lot shall be permitted as set forth in the site plan approval. Directional signs shall have a uniform appearance. Directional signs shall not exceed 10 square feet in sign area and shall not exceed 4.5 feet in height.

4. The provisions of Section 15-43.2., "General provisions" of the Land Development Ordinance of the Township of Randolph, Section 15-43. "Signs," shall apply.

M. *Off-street parking and parking design requirements:*

1. Parking shall comply with Residential Site Improvement Standards ("RSIS"). Parking spaces may be provided in standalone parking structures/garages with a capacity of no more than 8 vehicles, individual garages, driveways, or surface lots or any combination thereof.

2. All common off-street surface parking shall be located within 300 feet of the dwelling units served.

3. Parking may be permitted in all required minimum yard areas, but shall not be permitted in the minimum buffer area.

4. All garages shall conform architecturally to, and be of similar materials as the principal buildings in the development.

5. All off-street parking areas shall conform to the provisions of the Land Development Ordinance of the Township of Randolph Section 15-50, "Parking and Loading", except as specifically provided below:

- a. Each off-street parking area hereinafter created within the Township of Randolph shall be subject to the approval of the Planning Board or Zoning Board to insure its adequacy to provide for traffic safety, to provide ingress and egress for emergency vehicles, to protect adjacent properties, and to further ascertain that all requirements of this Article are complied with.

b. Off-street parking shall be provided and maintained as specified herein and shall be surfaced with an asphalt, bituminous or cement binder pavement which shall be graded and drained to dispose of all surface water as required by the Township's Stormwater Management Ordinance and the RSIS.

c. For multi-family developments, parking areas and access drives shall have granite block curbing installed in accordance with the specifications set forth in the RSIS or poured concrete curb of a minimum 6" x 10" x 20" dimension and installed true to the lines, grades and dimensions shown on the approved site plan.

d. Multiple detached garages are permitted as an accessory use, provided that each detached garage shall not provide parking for more than 8 motor vehicles.

e. All off-street parking shall be provided as indicated herein unless otherwise noted or approved by the Planning Board.

f. A one-car garage and driveway combination shall count as 2 off-street parking spaces, provided the driveway measures a minimum of 23 feet in length between the face of the garage door and the extended curbline. A two-car garage and driveway combination shall count as 4 off-street parking spaces provided minimum width of the driveway is 20 feet and its minimum length is as specified above for a one-car garage.

g. Parking in multi-family developments shall be set back at least 50 feet from any peripheral public street. This shall not be applicable to unimproved rights-of-ways, or "paper streets".

6. Parking Setbacks

a. Mid-rise or multi-family building face to interior street curb - 10 feet

b. Any principal building face to boulevard street curb - 20 feet

c. Any principal building face to common parking area - 10 feet

N. *Market Rate and Affordable Housing Requirements*

1. There shall be a minimum set-aside of 20% of the total units as affordable units, but not less than 40 affordable units.

2. The developer shall have an obligation to deed restrict the Affordable Units as very low-, low-, or moderate-income affordable units for a period of at least thirty (30) years, until such time and under conditions as the Township elects

to release the deed restriction, so that the Township may count the Affordable Units against its affordable housing obligation. The deed restrictions shall be recorded with the County Clerk, and a copy of the recorded deed shall be forwarded to the Township Municipal Housing Liaison and Administrative Agent. Any sale of the property or units shall not affect the length or terms of the deed restriction.

3. The bedroom distribution of the affordable units shall be in accordance with the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.3.

4. The income distribution of the affordable units shall be in accordance with the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.3, and shall also provide for a 13% set-aside of very-low income units as part of the income distribution.

5. The market rate units shall have the following bedroom distribution requirements:

a. There shall be a minimum of twenty-five (25) one bedroom market rate units.

b. There shall be a maximum of twenty (20) three bedroom market rate units.

c. The remainder of the market rate units may be two bedroom units.

6. The affordable housing units shall be located in buildings containing market rate units. At least sixteen (16) affordable units shall be located within the mid-rise residential building. Up to twenty-four (24) affordable units may be distributed within the three-story multifamily buildings and shall be within modules containing no more than eight (8) affordable units each with a central, common stairway for the affordable units. The modules shall be located within buildings containing market rate units.

O. *Retaining Walls.* Retaining walls shall be permitted up to a height of 15 feet and shall comply with the provisions listed under Section 15-79.2.L, "Retaining Walls" of the Land Development Ordinance of the Township of Randolph.

P. *Tree Removal.*

1. Tree removal shall be subject to the Average Tree Density application requirements under Section 15-48, "Tree Removal and Protection", of the Land Development Ordinance of the Township of Randolph.

Q. *Site Plan and Building Design Standards.* Site plan and building design standards shall conform to the provisions of the Land Development Ordinance of the

Township of Randolph Section 15-60.6 "Multi-family residential site and building design standards", except as specifically provided below:

1. Allow for buildings to contain up to 110 residences within a mid-rise residential building and up to 20 dwelling units within the other multifamily residential buildings, such as a direct-entry flats or stacked townhomes.
2. There shall be no additional requirement for tenant storage in a centrally located area.
3. Allow for flat roof structures.

15-20A.4. – Use and Structures on Adjacent Lot

The Adjacent Lot may be utilized for improvements restricted to 1) vehicular and pedestrian access, 2) signage, 3) landscaping, and 4) utilities and stormwater management – including basins. Such improvements are a permitted use on such Adjacent Lot, provided that the owner or developer of the property within the R-6 Zone District obtains the necessary easement(s) or other property rights for such usage, installation, and maintenance of such structures. Any improvements on the Adjacent Lot are subject to the requirements under Section 15-30.4 "Area and Bulk Requirements" of the OL Office-Laboratory District. Any amended site plan or bulk variance relief required as a result of such improvements on the Adjacent Lot shall be requested at time of Planning Board approval and authorized by the consent of the owner of the Adjacent Lot. Pre-existing non-conforming bulk conditions shall not require any variance relief, unless such conditions are further modified.

15-20A.5. – Submission Requirements

- A. Any application made to the Township shall be subject to the provisions under Article VI, "Development Application Review Procedures", and Article VII, "Administration, Enforcement and Fees", of the Land Development Ordinance of the Township of Randolph.

SECTION TWO. The Zoning Map of the Township of Randolph, Morris County, New Jersey is hereby amended to reflect the Zoning Map revisions described in this Ordinance and as depicted in the attached Exhibit A entitled, "Zoning Map Revision – R-6 Multifamily Inclusionary Zone".

SECTION THREE. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION FOUR. This Ordinance may be renumbered for codification purposes.

SECTION FIVE. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION SIX. This Ordinance shall take effect 20 days after passage and publication as provided by law.

ATTEST

TOWNSHIP OF RANDOLPH

Donna Marie Luciani, Township Clerk

Mark Fortenhausler, Mayor

LEGAL NOTICE
TOWNSHIP OF RANDOLPH COUNTY OF MORRIS

ORDINANCE NO. 05-21

Notice is hereby given that an Ordinance entitled "An Ordinance Amending Article III, Zoning, of the Land Development Ordinance of the Township of Randolph to Establish the R-6 Multifamily Inclusionary Zone" was submitted in writing at a regular meeting of the Mayor and

Council of the Township of Randolph, County of Morris, State of New Jersey, held on February 18, 2021 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Township of Randolph will further consider the Ordinance for second reading and final passage thereof at their regular meeting to be held on March 4, 2021 at 5 p.m. prevailing time, at the Municipal Building, 502 Millbrook Avenue, Randolph, New Jersey 07869, at which time and place a public hearing will be heard thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

Statement of Purpose of Ordinance

The purpose of the above Ordinance is to amend Article III, of the Land Development Ordinance of the Township of Randolph to establish the R-6 Multifamily Inclusionary Zone for the Property, as depicted on the amended zoning map attached hereto as Exhibit A, that will implement the terms of the Settlement Agreement between the Township of Randolph and Canoe Brook Development, LLC and allow for the construction of an inclusionary development that will assist the Township in satisfying a portion of its affordable housing obligation.

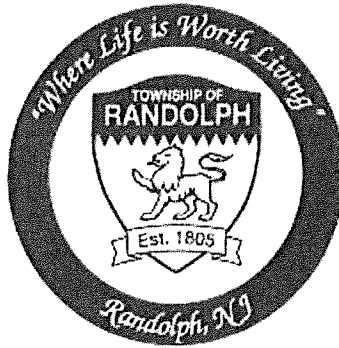
A copy of the full Ordinance is available to any member of the general public, without cost, at the Township of Randolph, Municipal Building, Millbrook Avenue, Randolph, New Jersey, at the Office of the Township Clerk, between the hours of 9:00 a.m. and 4:30 p.m.

Donna Marie Luciani, Township Clerk
Township of Randolph
County of Morris, State of New Jersey

Mayor
Mark H. Forstenhausler

Deputy Mayor
Marie Potter

Council Members
Christine Carey
James B. Loveys
Lou Nisivoccia
Lance Tkacs
Joanne Veech



Township Manager
Stephen Mountain

Township Clerk
Donna Marie Luciani

Telephone (973) 989-7100
FAX (973) 989-7076

502 Millbrook Avenue
Randolph, NJ 07869-3799
Website: randolphnj.org

February 19, 2021

TO: Morris County Planning Board
Township of Mine Hill
Township of Denville
Township of Morris
Township of Roxbury

Town of Dover
Township of Chester
Township of Mendham
Township of Rockaway
Borough of Victory Gardens

Re: Ordinance #06-21

AN ORDINANCE AMENDING SECTION 15-30 OF ARTICLE III OF ZONING AND AMENDING SECTIONS 15-48, 15-44, AND 15-43 OF ARTICLE IV OF SUPPLEMENTARY ZONING REGULATIONS OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH, MORRIS COUNTY, NEW JERSEY

NOTICE IS HEREBY GIVEN that on February 18, 2021 the Township Council of the Township of Randolph introduced Ordinance # 06-21 referenced above. A public hearing and adoption of the Ordinance is scheduled remotely for March 4, 2021, via Zoom at 5:00 p.m. Instructions on how to join the meeting will be posted on the Township website, www.randolphnj.org, prior to the March 4, 2021 Council meeting. A copy of the Ordinance is attached.

Very truly yours,

Donna Luciani

Donna Marie Luciani
Township Clerk

cc: Randolph Township Planning Board
Attachment – Ordinance No. 06-21

ORDINANCE NO. 06-21

AN ORDINANCE AMENDING SECTION 15-30 OF ARTICLE III OF ZONING AND AMENDING SECTIONS 15-48, 15-44, AND 15-43 OF ARTICLE IV OF SUPPLEMENTARY ZONING REGULATIONS OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH, MORRIS COUNTY, NEW JERSEY

WHEREAS, the Municipal Land Use Law ("MLUL") of the State of New Jersey, N.J.S.A. 40:55D-1 et seq. grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon; and

WHEREAS, the Township of Randolph ("Township") staff have recommended revisions to the Land Development Ordinance of the Township of Randolph regarding tree removal and protection, the regulations for development within steep slope areas, the permitted uses and area and bulk requirements in the Office-Laboratory District and freestanding signs; and

WHEREAS, the Township desires to amend Section 15-30 of Article III of Zoning and Sections 15-48, 15-44 and 15-43 of Article IV of Supplementary Zoning Regulations of the Land Development Ordinance consistent with the revisions recommended by Township staff.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Randolph, County of Morris, and State of New Jersey as follows:

SECTION ONE. Section 15-48, Tree Removal and Protection, Subsection 2, Definitions, of Article IV, Supplementary Zoning Regulations; of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include the following new definition:

AVERAGE TREE DENSITY

For sites in excess of 3 acres of trees to be removed or cleared, a selective inventory, by size and species, of all trees having a DBH of eight (8) inches or greater within the proposed limit of disturbance shall be conducted using a minimum of nominal quarter acre plots (100 feet by 100 feet) which shall be staked or visibly marked to allow for inspection. The location of the inventory plots shall be determined by the applicant, subject to Township approval, by using a grid overlay drawn to the same scale as the site plan submitted with the application. A representative five (5%) percent of the wooded area proposed to be cleared shall be inventoried.

SECTION TWO. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “1”, Application review procedure, of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include a new Item “6”, to read as follows:

6. Average Tree Density calculation shall apply for sites in excess of 3 acres of trees to be removed or cleared.

SECTION THREE. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “2”, Permit application procedure, Subsection A, Application Form, Item “4” of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

4. A list of all trees, deciduous or coniferous, to be removed with a DPM equal to or greater than eight (8) inches identified by size and species, including total number of each species to be removed. Exceptions are listed under Section 15-48.6.2.A.9.

SECTION FOUR. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “2”, Permit application procedure, Subsection A, Application Form, of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include a new Item “9”, to read as follows:

9. For sites utilizing Average Tree Density calculation, the following procedure shall be followed:
 - a. The Average Tree Density shall utilize nominal quarter acre (100' x 100') sample areas. Sample areas are to be staked out in the field and verified by the Township that they are representative of the site.
 - b. The number of sample areas must be a total an area that comprises 5% of the wooded areasto be cleared. To calculate the number of required samples, 5% of the wooded areas to be cleared (in square feet) shall be divided by 10,000. Any resulting fractional number shall be rounded up to the nearest whole number. The representative 5% shall be determined by agreement between the Township and the applicant. Unless otherwise determined by the Township, where less than three acres is proposed to be cleared, all trees to be removed shall be inventoried;
 - c. A list of all trees, deciduous or coniferous, to be removed within the sample area with a DPM equal to or greater than eight (8) inches shall be identified by size and species, including total number of each species to be removed;
 - d. Tree replacement is based on 2 replacement trees for every tree between 12” and 24” inclusive that are removed.
 - e. The number of trees to be removed is estimated based on applying the average density of the samples proportionally to the area to be cleared.

SECTION FIVE. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection

“2”, Permit application procedure, Subsection B, Landscape Plan, Item “2” of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

2. Location and identification by size and species of individual trees as listed in Sec. 15-48.6.2.A.4 or 15-48.6.2.A.9 for removal, plus those trees of DPM of eight (8) inches or greater within the area of development/limit of disturbance which are to be preserved.

SECTION SIX. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “2”, Permit application procedure, Subsection B, Landscape Plan, Item “3” of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

3. Location of individual trees with a DPM equal to or greater than eighteen (18) inches identified by size and species thirty feet beyond a delineated limit of disturbance line. This requirement does not apply to a minor subdivision or sites utilizing Average Tree Density calculation.

SECTION SEVEN. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “3”, Clearing requirements, Subsection A, Design Requirements, Item “2” of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

2. For site in excess of 20 acres, no more than sixty (60) percent of existing tree canopy within the property boundaries shall be removed. Existing tree canopy comprised of the forty (40) percent minimum shall be noted for preservation. Steep slope limits of disturbance shall supersede this section when appropriate.

SECTION EIGHT. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “4”, Tree care and plantings, Item E of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

- E. Applicant Option. If an applicant should decide not to replace required trees on his site, the applicant shall contribute \$200 per tree not replaced, which monies shall be deposited into the Tree Bank Fund of Sec. 15-48.8.B. Where the number of trees not replaced exceeds 250 the contribution shall be \$115 per tree not replaced.

SECTION NINE. Section 15-48, Tree Removal and Protection, Subsection “6”, Tree removal/protection requirements for major and minor subdivisions and site plans, Subsection “4”, Tree care and plantings, Item A, Tree Replacement and Reforestation, of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include a new Item “5”, to read as follows:

5. Replacement trees planted in excess of 3.5” caliper shall be entitled to 2 replacement credits for each tree.

SECTION TEN. Section 15-44, Regulations for Development within Steep Slope Areas, Subsection “4”, Steep slope disturbance application contents, Subsection B, Item “1” of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of

Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

1. For the purpose of determining the area of regulated steep slopes on a property, the existing topography shall be analyzed based on a ten foot (10') contour intervals. The 10' contours shall be used to delineate all of the slope categories outlined in this ordinance. For the purpose of showing the limit of disturbance for the clearing and/or construction as described above, existing and proposed contour lines using a two foot (2') contour interval shall be shown on the steep slope analysis plan.

SECTION ELEVEN. Section 15-44, Regulations for Development within Steep Slope Areas, Subsection "8", Minor steep slope areas, of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

15-44.8. Exemptions

- A. Additions to and maintenance of existing single-family homes including pools, patios, garages, sheds and gardens, located on lots in residential zones not exceeding 1.75 times the minimum lot size for the zone, are exempt from the steep slope disturbance plan requirements, except where the proposed disturbance exceeds 2,000 square feet within a slope area of 15% or greater. Such determination shall be made by the Engineering Department using the aerial topography maps having a 5 foot contour interval.
- B. All commercially zoned lots shall be exempt from the steep slope disturbance requirements, except where disturbance exceeds 3,000 square feet for lots less than 5 acres, and 5,000 square feet for lots greater than 5 acres.
- C. Residentially zoned lots greater than 10 acres shall be exempt from the regulation of slopes less than 15%. These lots shall also be permitted disturbance of steep slopes in the following amounts for each steep slope category:

15-19.99% - 10,000 square feet
20-24.99% - 5,000 square feet
25%+ - 3,000 square feet

SECTION TWELVE. Section 15-30, OL Office-Laboratory District, Subsection “2”, Permitted uses, of Article III, Zoning, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include a new Item “5”, to read as follows:

5. For lots with frontage on major arterial roadways, shared or common driveways to access any adjacent, neighboring, or rear lots are permitted to minimize the number of curb cuts.

SECTION THIRTEEN. Section 15-30, OL Office-Laboratory District, Subsection “4”, Area and bulk requirements, Item “F” of Article III, Zoning, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

- F. Maximum impervious surface coverage: 65 percent of the lot area.

SECTION FOURTEEN. Section 15-30, OL Office-Laboratory District, Subsection “4”, Area and bulk requirements, Item “C” of Article III, Zoning, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby deleted in its entirety and replaced by the following:

- C. Minimum setback: No part of any structure shall be closer than 100 feet to any property line nor closer than 200 feet to any public road or street nor closer than 300 feet to any single-family residential zone district or use. Parking areas, as required by this chapter, shall be permitted in any yard provided said parking area is at no point closer than 50 feet to any property line nor closer than 100 feet to any single-family residential zone district or township boundary line. The building setback requirements of this paragraph shall not apply to structures having a floor area of less than 200 square feet and used solely to provide shelter for personnel concerned with the control of access to the premises.

SECTION FIFTEEN. Section 15-43, Signs, Subsection "4", Freestanding Signs, of Article IV, Supplementary Zoning Regulations, of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey is hereby amended to include a new Item "I", to read as follows:

- I. For lots with frontage on major arterial roadways, shared or common freestanding signage with adjacent, neighboring, or rear lots are permitted to minimize the number of signs along the roadway.

SECTION SIXTEEN. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

SECTION SEVENTEEN. This Ordinance may be renumbered for codification purposes.

SECTION EIGHTEEN. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

SECTION NINETEEN. This Ordinance shall take effect 20 days after passage and publication as provided by law.

ATTEST

TOWNSHIP OF RANDOLPH

Donna Marie Luciani, Township Clerk

Mark Fortenhausler, Mayor

**LEGAL NOTICE
TOWNSHIP OF RANDOLPH COUNTY OF MORRIS**

ORDINANCE NO. 06-21

Notice is hereby given that an Ordinance entitled "AN ORDINANCE AMENDING SECTION 15-30 OF ARTICLE III OF ZONING AND AMENDING SECTIONS 15-48, 15-44, AND 15-43 OF ARTICLE IV SUPPLEMENTARY ZONING REGULATIONS OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF RANDOLPH, MORRIS COUNTY, NEW JERSEY" was submitted in writing at a regular meeting of the Mayor and Council of the Township of Randolph, County of Morris, State of New Jersey, held on February 18, 2021 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Township of Randolph will further consider the Ordinance for second reading and final passage thereof at their regular meeting to be held on March 4, 2021 at 5 p.m. prevailing time, at the Municipal Building, 502 Millbrook Avenue, Randolph, New Jersey 07869, at which time and place a public hearing will be heard thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

Statement of Purpose of Ordinance

The purpose of the above Ordinance is to amend Sections 15-48, 15-44, 15-30 and 15-43 of the Land Development Ordinance consistent with certain revisions recommended by the Township of Randolph staff regarding tree removal and protection, the regulations for development within steep slope areas, the permitted uses and area and bulk requirements in the Office-Laboratory District and freestanding signs

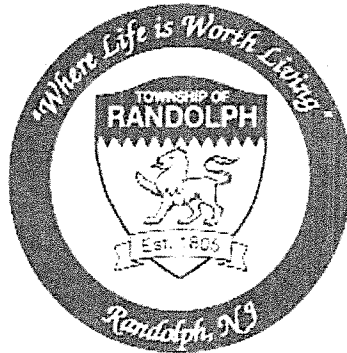
A copy of the full Ordinance is available to any member of the general public, without cost, at the Township of Randolph, Municipal Building, Millbrook Avenue, Randolph, New Jersey, at the Office of the Township Clerk, between the hours of 9:00 a.m. and 4:30 p.m.

Donna Marie Luciani, Township Clerk
Township of Randolph
County of Morris, State of New Jersey

Mayor
Mark H. Forstenhausler

Deputy Mayor
Marie Potter

Council Members
Christine Carey
James B. Loveys
Lou Nisivoceia
Lance Tkacs
Joanne Veech



Township Manager
Stephen Mountain

Township Clerk
Donna Marie Luciani

Telephone (973) 989-7100
FAX (973) 989-7076

502 Millbrook Avenue
Randolph, NJ 07869-3799
Website: randolphnj.org

February 19, 2021

TO: Morris County Planning Board
Township of Mine Hill
Township of Denville
Township of Morris
Township of Roxbury

Town of Dover
Township of Chester
Township of Mendham
Township of Rockaway
Borough of Victory Gardens

Re: Ordinance #07-21

**AN ORDINANCE AUTHORIZING THE VACATION OF A 25 FOOT RIGHT OF WAY
WITHIN THE TOWNSHIP OF RANDOLPH**

NOTICE IS HEREBY GIVEN that on February 18, 2021 the Township Council of the Township of Randolph introduced Ordinance # 07-21 referenced above. A public hearing and adoption of the Ordinance is scheduled remotely for March 4, 2021, via Zoom at 5:00 p.m. Instructions on how to join the meeting will be posted on the Township website, www.randolphnj.org, prior to the March 4, 2021 Council meeting. A copy of the Ordinance is attached.

Very truly yours,

Donna Luciani

Donna Marie Luciani
Township Clerk

cc: Randolph Township Planning Board
Attachment – Ordinance No. 06-21

ORDINANCE NO. 07-21

**AN ORDINANCE AUTHORIZING THE VACATION OF A 25 FOOT RIGHT OF WAY
WITHIN THE TOWNSHIP OF RANDOLPH**

WHEREAS, N.J.S.A. 40:67-19 authorizes a municipality to release and extinguish the public right arising from the dedication of lands as a public street in whole or in part; and

WHEREAS, pursuant to N.J.S.A. 40:67-21, a municipal clerk must file a copy of an ordinance vacating streets, together with proof of publication, in the office wherein conveyances of lands are recorded in the county and recorded in the proper book and index for Vacations; and

WHEREAS, by Deed recorded in the Morris County Clerk's Office on October 27, 1987 in Book 2977, Page 0717 ("Deed"), 855 Route 10 Associates conveyed to the Township of Randolph ("Township") a 25 foot right of way on Block 44, Lot 12 on the Official Tax Map of the Township of Randolph ("Property") and as more particularly described in the Deed, for the purposes of constructing a public road; and

WHEREAS, the Township has not improved the Property with a public road, has no intention of doing so and has determined that said 25 foot right of way is not needed or required for public use or purposes; and

WHEREAS, the vacation of the 25 foot right of way will further the construction of an inclusionary development containing forty (40) rental affordable housing units on Block 44, Lot 25 on the Official Tax Map of the Township of Randolph as set forth in more detail in a Settlement Agreement between the Township and Canoe Brook Development, LLC dated September 24, 2020; and

WHEREAS, the Township desires to vacate the 25 foot right of way that exists on Block 44, Lot 12 as more particularly described on the Deed between 855 Route 10 Associates and the Township, which was recorded in the Morris County Clerk's Office on October 27, 1987 in Book 2977, Page 0717.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Township of Randolph, County of Morris, State of New Jersey as follows:

SECTION 1. The 25 foot right of way that exists on Block 44, Lot 12, as more particularly described on the Deed between 855 Route 10 Associates and the Township, which was recorded in the

Morris County Clerk's Office on October 27, 1987 in Book 2977, Page 0717, IS HEREBY DECLARED VACATED, and the right of the public in and to the herein described right of way be VACATED AND FOREVER EXTINGUISHED.

SECTION 2. Having passed a first reading, this Ordinance shall be published in the manner required by N.J.S.A. 40:49-6, at least once not less than ten (10) days prior to the time fixed for further consideration for final passage.

SECTION 3. Pursuant to N.J.S.A. 40:49-6, at least one week prior to the time fixed for final passage, a copy of the Ordinance, together with notice of the introduction, including time and place fixed for final passage, shall be mailed to every person whose land may be affected by the Ordinance.

SECTION 4. The Township Clerk shall, within sixty (60) days after the Ordinance becomes effective, file a certified copy thereof, under the seal of the Township of Randolph, together with a copy of the proof of publication thereof, in the Office of the Clerk of Morris County, and the same shall be recorded in the proper book and index for Vacations, pursuant to N.J.S.A. 40:67-21.

SECTION 5. Any and all rights and privileges now possessed by public utilities, as defined in N.J.S.A. 48:2-13, and by an cable television company, as defined in the Cable Television Act, N.J.S.A. 48:5A-1, et seq., to maintain, repair, and replace existing facilities in, adjacent to, over and under the 25 foot right of way hereby vacated be and the same are hereby expressly reserved and excepted from said vacation.

SECTION 6. The Mayor and Township Clerk together with all other appropriate officers and employees are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance.

SECTION 7. All ordinances of the Township of Randolph which are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.

SECTION 8. If any section, subsection clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

SECTION 9. This Ordinance shall take effect immediately upon final passage, approval and publication as provided by law.

ATTEST

TOWNSHIP OF RANDOLPH

Donna Marie Luciani, Township Clerk

Mark Forstenhausler, Mayor

LEGAL NOTICE

TOWNSHIP OF RANDOLPH COUNTY OF MORRIS

ORDINANCE NO. 07-21

Notice is hereby given that an Ordinance entitled "An Ordinance Authorizing the Vacation of a 25 Foot Right of Way Within the Township of Randolph" was submitted in writing at a regular meeting of the Mayor and Council of the Township of Randolph, County of Morris, State of New Jersey, held on February 18, 2021 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Township of Randolph will further consider the Ordinance for second reading and final passage thereof at their regular meeting to be held on March 4, 2021 at 5 p.m. prevailing time, at the Municipal Building, 502 Millbrook Avenue, Randolph, New Jersey 07869, at which time and place a public hearing will be heard thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

STATEMENT OF PURPOSE OF ORDINANCE

The purpose of the above Ordinance is to vacate the Township of Randolph's interest in a 25 foot right of way on Block 44, Lot 12, as more particularly described in the Deed between 855 Route 10 Associates and the Township of Randolph, which was recorded in the Morris County Clerk's Office on October 27, 1987 in Book 2977, Page 0717, that is not needed or required for public use or purposes.

A copy of the full Ordinance is available to any member of the general public, without cost, at the

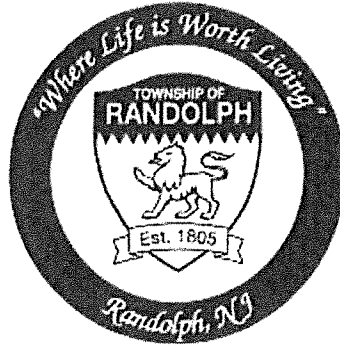
Township of Randolph, Municipal Building, Millbrook Avenue, Randolph, New Jersey, at the Office of the Township Clerk, between the hours of 9:00 a.m. and 4:30 p.m.

Donna Marie Luciani, Township Clerk
Township of Randolph
County of Morris, State of New Jersey

Mayor
Mark H. Forstenhausler

Deputy Mayor
Marie Potter

Council Members
Christine Carey
James B. Loveys
Lou Nisivoccia
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Joanne Veech



Township Manager
Stephen Mountain

Township Clerk
Donna Marie Luciani

Telephone (973) 989-7100
FAX (973) 989-7076

502 Millbrook Avenue
Randolph, NJ 07869-3799
Website: randolphnj.org

February 19, 2021

TO: Morris County Planning Board
Township of Mine Hill
Township of Denville
Township of Morris
Township of Roxbury

Town of Dover
Township of Chester
Township of Mendham
Township of Rockaway
Borough of Victory Gardens

Re: Ordinance #01-21

**AN ORDINANCE AMENDING ARTICLE VIII, STORMWATER CONTROL
ORDINANCE, OF THE LAND DEVELOPMENT ORDINANCE
OF THE TOWNSHIP OF RANDOLPH**

NOTICE IS HEREBY GIVEN that Ordinance No. 01-21 was adopted at a virtual meeting of the Mayor and Council of the Township of Randolph, in the County of Morris and State of New Jersey, on February 18, 2021. A copy of the Ordinance is attached.

Very truly yours,

Donna Marie Luciani

Donna Marie Luciani
Township Clerk

cc: Randolph Township Planning Board
Surrounding Municipalities
Attachment – Ordinance No. 01-21

ORDINANCE NO. 01-21

**AN ORDINANCE AMENDING ARTICLE VIII, STORMWATER CONTROL
ORDINANCE, OF THE LAND DEVELOPMENT ORDINANCE
OF THE TOWNSHIP OF RANDOLPH**

WHEREAS, the Municipal Land Use Law of the State of New Jersey, N.J.S.A. 40:55D-1, et seq. (“MLUL”), grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon; and

WHEREAS, the Township of Randolph (“Township”) adopted Article VIII, Stormwater Control Ordinance, of the Land Development Ordinance of the Township of Randolph to reduce the adverse impacts of stormwater runoff resulting from certain development and construction projects; and

WHEREAS, due to recent changes to the Stormwater Rule (N.J.A.C. 7:8 *et seq.*), it is necessary to revise the Township’s Stormwater Control Ordinance to remain in compliance with permit requirements; and

WHEREAS, the Township desires to amend Article VIII, Stormwater Control Ordinance, of the Land Development Ordinance, to incorporate the revisions required as the result of the recent changes to the Stormwater Rule.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Township of Randolph, County of Morris, State of New Jersey as follows:

SECTION ONE. Article VIII, Stormwater Control Ordinance, of the Land Development Ordinance of the Township of Randolph is hereby deleted in its entirety and replaced by the following:

ARTICLE VIII - STORMWATER CONTROL ORDINANCE

15-95. - PURPOSE

15-95.1. - Policy statement.

- A. Flood control, groundwater recharge, and pollutant reduction through nonstructural or low impact techniques shall be explored before relying on structural BMPs. Structural BMPs should be integrated with nonstructural stormwater management measures and proper maintenance plans. Nonstructural measures include both environmentally sensitive site design and source controls that prevent pollutants from being placed on the site. Source control plans should be developed based upon physical site conditions and the origin, nature, and the anticipated loading of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

15-95.2. - Purpose and goals.

- A. It is the purpose of this ordinance to establish minimum stormwater management requirements and controls for major development.
- B. The goals of the MSWMP are to:
 - 1. Reduce flood damage, including damage to life and property;
 - 2. Minimize, to the extent practical, any increase in stormwater runoff from any new development;
 - 3. Reduce soil erosion from any development or construction project;
 - 4. Assure the adequacy of existing and proposed culverts and bridges, and other in-stream structures;
 - 5. Maintain groundwater recharge;
 - 6. Prevent, to the greatest extent feasible, any increase in nonpoint pollution;
 - 7. Maintain the integrity of stream channels for their biological functions, as well as for drainage;
 - 8. Minimize pollutants in stormwater runoff from new and existing development to restore, enhance, and maintain the chemical, physical and biological integrity of the waters of the state, to protect public

health, to safeguard fish and aquatic life and scenic and ecological values, and to enhance the domestic, municipal, recreational, industrial and other uses of water; and

9. Protect public safety throughout the proper design and operation of stormwater basins.

15-95.3. - Applicability.

- A. This ordinance shall be applicable to any minor or major site plan or subdivision that requires Planning Board or Board of Adjustment approval.
- B. This ordinance shall also be applicable to all major developments undertaken by Randolph Township.
- C. This ordinance shall also be applicable to minor developments as defined herein and any major development that does not require subdivision or site plan review.

15-95.4. - Compatibility with other permit and ordinance requirements.

- A. Development approvals issued pursuant to this ordinance are to be considered an integral part of development approvals under the subdivision and site plan review process and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare. This ordinance is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.

15-96. - DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

All terms in this section shall be defined in the NJDEP Stormwater Rule (N.J.A.C. 7:8, et seq.). The following additional terms are defined for this chapter only.

EXEMPT DEVELOPMENT – Shall mean any development that creates an increase of less than 1,000 square feet of impervious area and disturbs less than 2,500

square feet of land. Further, an exempt development shall not meet the definition of "minor development."

MINOR DEVELOPMENT – Shall mean any development that results in the creation of an increase of 1,000 square feet or more of impervious area or one that disturbs more than 2,500 square feet of land area. Further, a minor development shall not meet the definition of "major development".

MAJOR DEVELOPMENT – Shall mean any individual "development," as well as multiple developments that individually or collectively result in:

- A. The disturbance of one or more acres of land since February 2, 2004;
- B. The creation of one-quarter acre or more of "regulated impervious surface" since February 2, 2004;
- C. The creation of one-quarter acre or more of "regulated motor vehicle surface" since March 2, 2021; or
- D. A combination of B and C above that totals an area of one-quarter acre or more. The same surface shall not be counted twice when determining if the combination area equals one quarter acre or more.

Major development includes all developments that are part of a common plan of development or sale (for example, phased residential development) that collectively or individually meet any one or more of conditions A, B, C, or D above. Projects undertaken by any government agency that otherwise meet the definition of "major development" but which do not require approval under the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., are also considered "major development."

15-97. - GENERAL STANDARDS

15-97.1. - Design and performance standards for stormwater Best Management Practices (BMPs).

- A. Stormwater management measures for major development shall be developed to meet the erosion control, groundwater recharge, stormwater runoff quantity, and stormwater runoff quality standards in this section. To the maximum extent feasible, these standards shall be met by incorporating green infrastructure and nonstructural stormwater management strategies into the design. If these strategies alone are not sufficient to meet these standards, structural stormwater management measures necessary to meet these standards shall be incorporated into the design.

- B. The standards in this ordinance apply are intended to minimize the impact of stormwater runoff on water quality and water quantity in receiving water bodies and maintain groundwater recharge.
- C. Exempt Developments. Any project meeting the definition of "exempt development" shall be exempt from the provisions of this section.
- D. Minor Developments. Minor developments shall be designed to include the following stormwater management measures:
 - 1. Water Quality. Soil erosion and sediment control measures shall be installed in accordance with the Standards for Soil Erosion and Sediment Control in New Jersey.
 - 2. Rate/Volume Control. Seepage pits or other infiltration measures shall be provided with a capacity of three (3") inches of runoff for each square foot of new impervious area. Stone used in the infiltration devices shall be two and one-half (2 1/2") inches clean stone and design void ratio of 33% shall be used. The infiltration measures shall be designed with an overflow to the surface which shall be stabilized and directed to an existing stormwater conveyance system or in a manner to keep the overflow on the developed property to the greatest extent feasible. If the new impervious surface is not roof area, an equivalent area of existing roof may be directed to the infiltration system. This shall be permitted where the existing roof is not already directed to infiltration devices.
- E. Major Developments. All major developments shall have their stormwater management designed in accordance with the Residential Site Improvement Standards (RSIS, N.J.A.C. 5:21) and the NJDEP Stormwater Rule (N.J.A.C. 7:8). These standards shall apply to all projects, residential and nonresidential as well as projects by the Township, Board of Education and other agencies subject to review by the Township.

15-97.2. - Drainage area landscaping.

- A. Stormwater management BMPs include detention basins, retention basins, drainage ditches, infiltration and water quality BMPs and swales. Sensitive-designed basins and swales are encouraged to benefit the health, welfare and safety of residents. BMPs shall be integrated in site design as aesthetic landscape features, naturalized wetland areas, or active and passive recreation areas, in addition to their stormwater management function to the extent feasible.
 - 1. Surface stormwater detention basins and retention basins shall be designed in an organic configuration to blend into the surrounding

landscape and imitate a natural depression with an irregular edge to the greatest extent possible.

2. Access for maintenance and emergencies shall be maintained.
3. Shade trees (2—2½ inch caliper) shall be provided within the upper drier portion of detention basins.
4. Drainage structures such as headwalls, outlet structures, culverts, biofilters, etc. shall be screened with wet-site tolerant plants.
5. Outlet structures and headwalls shall be provided with a stone or brick veneer when clearly visible from adjoining properties and streets or clearly visible from units within multi-family developments.
6. The area of retaining walls within stormwater basins are encouraged to increase volume and decrease disturbance to existing vegetation.
7. Woody vegetation landscaping on detention and retention emergency overflow berms are not permitted unless approved by the Township Engineer.
8. Water aerators shall be provided within retention basins, when deemed necessary by the Township.

15-98. – WAIVERS AND EXCEPTIONS

- A. Standards for Relief. Waivers from strict compliance with the major development design standards shall only be granted upon showing that meeting the standards would result in an exceptional hardship on the applicant or that the benefits to the public good of the deviation from the standards would outweigh ANY detriments of the deviation. A hardship will not be considered to exist if reasonable reductions in the scope of the project would eliminate the noncompliance.
- B. Mitigation. If the reviewing agency for the project determines that a waiver is appropriate, the applicant must execute a mitigation plan. The scope of the mitigation plan shall be commensurate with the size of the project and the magnitude of the relief required. The mitigation project may be taken from the list of projects in the Municipal Stormwater Management Plan. All mitigation projects are subject to the approval of the Township Engineer.
- C. Reviewing Agency. All applications subject to the review of the Planning Board or Board of Adjustment shall be reviewed by the Board concurrently with subdivision or site plan review. Applications not subject to Land Use Board review shall be reviewed by the Township Engineer.

D. Appeals. The appeal of the determination of the Township Engineer shall be made in accordance with N.J.S.A. 40:55D-70a.

15-99. - PENALTIES.

Any person who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this ordinance shall, upon conviction thereof by any court authorized by law to hear and determine the matter, be liable to a fine of not more than one thousand (\$1,000.00) dollars, or to imprisonment for a term of not more than ninety (90) days, or both, as such court in its discretion may impose. Each day during or on which a violation occurs or continues shall be deemed a separate offense.

15-100. - EFFECTIVE DATE.

This ordinance shall take effect on March 2, 2021.

15-101. - SEVERABILITY.

If the provisions of any article, section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision, or clause of this ordinance.

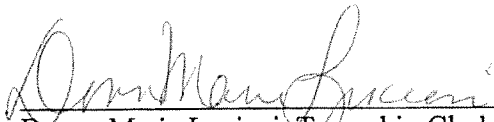
SECTION TWO. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

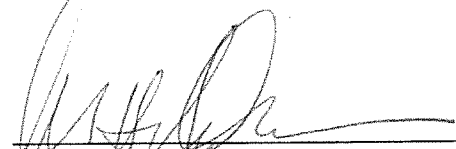
SECTION THREE. This Ordinance may be renumbered for codification purposes.

SECTION FOUR. In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

ATTEST

TOWNSHIP OF RANDOLPH


Donna Marie Luciani, Township Clerk


Mark H. Forstenhausler, Mayor

LEGAL NOTICE

TOWNSHIP OF RANDOLPH COUNTY OF MORRIS

ORDINANCE NO. 01-21

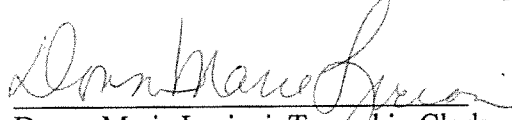
Notice is hereby given that an Ordinance entitled "An Ordinance Amending Article VIII, Stormwater Control Ordinance, of the Land Development Ordinance of the Township of Randolph" was submitted in writing at a regular meeting of the Mayor and Council of the Township of Randolph, County of Morris, State of New Jersey, held on January 21, 2021, and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The Governing Body of the Township of Randolph will further consider the Ordinance for second reading and final passage thereof at their regular meeting to be held on February 18, 2021 at 5 p.m. prevailing time, at the Municipal Building, 502 Millbrook Avenue, Randolph, New Jersey 07869, at which time and place a public hearing will be heard thereon by the Governing Body and all parties in interest and citizens shall have an opportunity to be heard concerning said Ordinance.

Statement of Purpose of Ordinance

The purpose of the above Ordinance is to amend Article VIII, Stormwater Control Ordinance, of the Land Development Ordinance of the Township of Randolph to incorporate the

revisions required as the result of the recent changes to the Stormwater Rule (N.J.A.C. 7:8 *et seq.*).

A copy of the full Ordinance is available to any member of the general public, without cost, at the Township of Randolph, Municipal Building, Millbrook Avenue, Randolph, New Jersey, at the Office of the Township Clerk, between the hours of 9:00 a.m. and 4:30 p.m.


Donna Marie Luciani, Township Clerk
Township of Randolph
County of Morris, State of New Jersey

(c)

6

Sosa, Jessica

From: Masser, Michelle
Sent: Tuesday, February 23, 2021 11:51 AM
To: Tatarenko, Andrew
Cc: Rob Greenbaum; Mount Olive Township Council; Gouveia, Susan; Sosa, Jessica
Subject: FW: Affordable Housing Resolution
Attachments: Nov 30, Doc 1.pdf; LH Res Demanding Legislative Action on Mt Laurelversionformuni.docx; RESO 20-313.pdf; Affordable Housing Letter - Feb.pdf

Please review. I don't see that Mount Olive chose to do this last year or this year. They are asking if we have not one so, that we join them in adopting the same resolution they did. See below and attached.

I will list this as correspondence and I have copied the Mayor and Council as well.

Michelle Masser
Township Clerk
Mount Olive Township

PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: Megan Phillips [mailto:municipalclerk@longhillnj.gov]
Sent: Monday, February 22, 2021 1:05 PM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: RE: Affordable Housing Resolution

Good afternoon,

Hope this email finds you well. I sent an email back in early December 2020 and was hoping to check in and see if Mount Olive adopted the resolution to demand NJ Legislature accept responsibility to administer the provisions of the Affordable Housing Act. If you did if you could send me a copy that would be great. If you didn't chose to adopt or are unwilling please let me know. Mayor Rae ask that I send a follow up letter as well. If you have any questions please feel free to reach out.

Best regards,

Megan Phillips RMC, CMR

Municipal Clerk
Township of Long Hill
915 Valley Road
Gillette, NJ 07933
(908) 647-8000 ext 215



From: Megan Phillips [mailto:municipalclerk@longhillnj.gov]
Sent: Tuesday, December 1, 2020 2:31 PM
To: 'Michelle Masser' <mmasser@mtolivetwp.org>;
Subject: Affordable Housing Resolution

Good Afternoon,

Hope everyone had a nice Thanksgiving! Long Hill Township Mayor Rae asked that I send out a letter from him and the resolution that Long Hill Township Committee passed on November 23, 2020. Please consider sending to your governing bodies and passing. I have attached the copy in word. If you do decide to pass the resolution please let me know and send me a copy of the signed resolution.

Best regards,

Megan Phillips RMC, CMR

Municipal Clerk
Township of Long Hill
915 Valley Road
Gillette, NJ 07933
(908) 647-8000 ext 215





TOWNSHIP OF LONG HILL

COUNTY OF MORRIS

GILLETTE, HOMESTEAD PARK, MEYERSVILLE, MILLINGTON, STIRLING

TOWNSHIP OFFICES,
915 Valley Road
Gillette, NJ 07933
(908) 647-8000
FAX (908) 647-4150

Dear Fellow Mayor:

Over the last few years, each municipality in New Jersey has suffered with the administration of the Affordable Housing Act. Although the idea of affordable housing is recognized as important and supported by all municipalities, the current implementation framework has left residents and elected officials feeling they have been robbed of the ability to control development within their jurisdiction. Of greater concern, it has stripped local municipalities of leverage in their negotiations with developers. With the fourth round looming in 2025, the situation, if left unchecked, will only get worse.

The abdication of responsibility for the administration of the Affordable Housing Act by the Governor and the State legislature to the Courts is a major, if not the major cause, of the current untenable situation.

Attached please find a Resolution entitled:

"DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS RESPONSIBILITY TO ADMINISTER THE PROVISIONS OF THE AFFORDABLE HOUSING ACT AND STAY FURTHER ACTION UNTIL SUCH TIMES AS IT HAS PROMULGATED RULES GOVERNING ITS IMPLEMENTATION".

This Resolution was passed unanimously by the Long Hill Township Committee at its meeting on November 23rd 2020.

Please join Long Hill Township in passing this Resolution so we can deliver it to the Governor and the Legislature as a united group and thereby force them to work with each municipality to establish clear and uniform rules for implementing this important Constitutional mandate.

Respectfully,

Brendan P. Rae
Mayor
Long Hill Township

**TOWNSHIP OF LONG HILL
RESOLUTION 20-**

**DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS
RESPONSIBILITY TO ADMINISTER THE PROVISIONS OF THE AFFORDABLE
HOUSING ACT AND STAY FURTHER ACTION UNTIL SUCH TIMES AS IT HAS
PROMULGATED RULES GOVERNING ITS IMPLEMENTATION**

WHEREAS, in 1975 the New Jersey Supreme Court in Mount Laurel I decreed that every municipality in New Jersey, “must, by its land use regulations, presumptively make realistically possible an appropriate variety and choice of housing. More specifically, presumptively it cannot foreclose the opportunity of the classes of people mentioned for low and moderate income housing and in its regulations must affirmatively afford that opportunity, at least to the extent of the municipality's fair share of the present and prospective regional need therefor” (*10 S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 67 N.J. 151, 174 (1975)) ; and

WHEREAS, in 1983, the Supreme Court in Mount Laurel II expanded the Mount Laurel doctrine, saying:

“Therefore, proof of a municipality's bona fide attempt to provide a realistic opportunity to construct its fair share of lower income housing shall no longer suffice. Satisfaction of the Mount Laurel obligation shall be determined solely on an objective basis: if the municipality has in fact provided a realistic opportunity for the construction of its fair share of low and moderate income housing, it has met the Mount Laurel obligation to satisfy the constitutional requirement; if it has not, then it has failed to satisfy it. Further, whether the opportunity is “realistic” will depend on whether there is in fact a likelihood-to the extent economic conditions allow-that the lower income housing will actually be constructed. Plaintiff's case will ordinarily include proof of the municipality's fair share of the regional need and defendant's proof of its satisfaction. Good or bad faith, at least on this issue, will be irrelevant.” (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 220–22 (1983)); and

WHEREAS, the Supreme Court in Mount Laurel II suggested that builders' remedies should be used to force compliance by municipalities, reasoning that:

Experience . . . has demonstrated to us that builder's remedies must be made more readily available to achieve compliance with Mount Laurel. We hold that where a developer succeeds in Mount Laurel litigation and proposes a project providing a substantial amount of lower income housing, a builder's remedy should be granted unless the municipality establishes that because of environmental or other substantial planning concerns, the plaintiff's proposed project is clearly contrary to sound land use planning. We emphasize that the builder's remedy should not be denied solely because the municipality prefers some other location for lower income housing, even if it is in fact a better site. (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 279–80 (1983)); and

WHEREAS, the New Jersey Legislature responded quickly to the Court's Mount Laurel decision by enacting the Fair Housing Act of 1985, N.J.S.A. 52:27D-301, et seq., which created the Council on Affordable Housing ("COAH") which as the Court noted in Mount Laurel IV " . . . was designed to provide an optional administrative alternative to litigating constitutional compliance through civil exclusionary zoning actions." (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 4 (2015); and

WHEREAS, COAH, pursuant to the authority granted to it by the Fair Housing Act, then adopted procedural and substantive rules which provided clear guidance to municipalities as to how they could meet their affordable housing obligation; and

WHEREAS, in its rules, COAH assigned a fair share number to each municipality and set forth various mechanisms that a municipality could use in order to satisfy that obligation; and

WHEREAS, _____, like many other municipalities throughout the State of New Jersey, met its First and Second Round Affordable Housing Obligations through the COAH process; and

WHEREAS, COAH adopted the First Round Rules for the period from 1987 through 1993 and the Second Round Rules for the period 1993 to 1999 and then extended to 2004; and

WHEREAS, COAH was obliged by the Fair Housing Act to adopt Third Round Rules to take effect in 2004, however, but never adopted rules that were acceptable to the Courts; and

WHEREAS, in 2015, the Supreme Court again stepped in, finding that COAH's failure to adopt Third Round Rules forced the Court to intervene; and

WHEREAS, the Supreme Court designated Mount Laurel judges in each of the fifteen court vicinages to hear all Mount Laurel cases; and

WHEREAS, instead of providing clear guidance, like the COAH rules did, the Supreme Court in Mount Laurel IV set forth vague standards that have led to a complex system of non-uniform implementation;

and

WHEREAS, as a result of the Supreme Court's decision in Mount Laurel IV, municipalities no longer were assigned fair share numbers, no longer had clear and concise procedural and substantive rules to follow, and no longer had one tribunal to decide these issues, which meant that even the threshold issues of regional need and local fair share obligations had to be litigated before fifteen different Mount Laurel judges, and as a result, municipalities were forced to spend tens of thousands, and in some cases hundreds of thousands of dollars, to negotiate fair share numbers with the Fair Share Housing Center ("FSHC") and to gain court approval of settlement agreements negotiated with FSHC; and

WHEREAS, the Supreme Court in Mount Laurel IV concluded its opinion by encouraging the Legislature to once again assume responsibility in the area of affordable housing, saying:

“In conclusion, we note again that the action taken herein does not prevent either COAH or the Legislature from taking steps to restore a viable administrative remedy that towns can use in satisfaction of their constitutional obligation. In enacting the FHA, the Legislature clearly signaled, and we recognized, that an administrative remedy that culminates in voluntary municipal compliance with constitutional affordable housing obligations is preferred to litigation that results in compelled rezoning. (Citation omitted.) It is our hope that an administrative remedy will again become an option for those proactive municipalities that wish to use such means to obtain a determination of their housing obligations and the manner in which those obligations can be satisfied” (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 34 (2015)); and

WHEREAS, it has been five years since the Mount Laurel IV opinion was issued and, to the detriment of each municipality in New Jersey and to the future viability of the State, neither the Legislature nor the Governor nor COAH have taken any action to remedy the situation; and

WHEREAS, if the Governor, the Legislature and COAH continue to ignore their responsibilities, municipalities will once again face a burdensome, time-consuming and expensive process to obtain Fourth Round Mount Laurel compliance starting in 2025;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that it does hereby demand that the Governor and the Legislature cease their unconscionable disregard of this most important provision of the State constitution and take immediate and decisive action to restore a viable administrative remedy that municipalities can use in satisfaction of their constitutional obligations to provide affordable housing.

Approved as to Form and Legality

John R. Pidgeon, Township Attorney

Adopted by Township Committee on November 23, 2020.

Brendan Rae, Mayor

Megan Phillips, Township Clerk

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		RAE				
		PISERCHIA				
		VERLEZZA				
		SCHULER				
		DORSI				

I, Megan Phillips, RMC, CMR, Clerk of the Township of Long Hill, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Township Committee at a duly convened meeting held on November 23, 2020.

Megan Phillips, RMC, CMR, Clerk

**TOWNSHIP OF LONG HILL
RESOLUTION 20-313
DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS RESPONSIBILITY TO
ADMINISTER THE PROVISIONS OF THE AFFORDABLE HOUSING ACT AND STAY FURTHER
ACTION UNTIL SUCH TIMES AS IT HAS PROMULGATED RULES GOVERNING ITS
IMPLEMENTATION**

WHEREAS, in 1975 the New Jersey Supreme Court in Mount Laurel I decreed that every municipality in New Jersey, "must, by its land use regulations, presumptively make realistically possible an appropriate variety and choice of housing. More specifically, presumptively it cannot foreclose the opportunity of the classes of people mentioned for low and moderate income housing and in its regulations must affirmatively afford that opportunity, at least to the extent of the municipality's fair share of the present and prospective regional need therefor" (*10 S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 67 N.J. 151, 174 (1975)); and

WHEREAS, in 1983, the Supreme Court in Mount Laurel II expanded the Mount Laurel doctrine, saying:

"Therefore, proof of a municipality's bona fide attempt to provide a realistic opportunity to construct its fair share of lower income housing shall no longer suffice. Satisfaction of the Mount Laurel obligation shall be determined solely on an objective basis: if the municipality has in fact provided a realistic opportunity for the construction of its fair share of low and moderate income housing, it has met the Mount Laurel obligation to satisfy the constitutional requirement; if it has not, then it has failed to satisfy it. Further, whether the opportunity is "realistic" will depend on whether there is in fact a likelihood to the extent economic conditions allow that the lower income housing will actually be constructed. Plaintiff's case will ordinarily include proof of the municipality's fair share of the regional need and defendant's proof of its satisfaction. Good or bad faith, at least on this issue, will be irrelevant." (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 220-22 (1983)); and

WHEREAS, the Supreme Court in Mount Laurel II suggested that builders' remedies should be used to force compliance by municipalities, reasoning that:

Experience . . . has demonstrated to us that builder's remedies must be made more readily available to achieve compliance with Mount Laurel. We hold that where a developer succeeds in Mount Laurel litigation and proposes a project providing a substantial amount of lower income housing, a builder's remedy should be granted unless the municipality establishes that because of environmental or other substantial planning concerns, the plaintiff's proposed project is clearly contrary to sound land use planning. We emphasize that the builder's remedy should not be denied solely because the municipality prefers some other location for lower income housing, even if it is in fact a better site. (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 279-80 (1983)); and

WHEREAS, the New Jersey Legislature responded quickly to the Court's Mount Laurel decision by enacting the Fair Housing Act of 1985, N.J.S.A. 52:27D-301, et seq., which created the Council on Affordable Housing ("COAH") which as the Court noted in Mount Laurel IV " . . . was designed to provide an optional administrative alternative to litigating constitutional compliance through civil exclusionary zoning actions." (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 4 (2015)); and

WHEREAS, COAH, pursuant to the authority granted to it by the Fair Housing Act, then adopted procedural and substantive rules which provided clear guidance to municipalities as to how they could meet their affordable housing obligation; and

WHEREAS, in its rules, COAH assigned a fair share number to each municipality and set forth various mechanisms that a municipality could use in order to satisfy that obligation; and

WHEREAS, Long Hill Township, like many other municipalities throughout the State of New Jersey, met its First and Second Round Affordable Housing Obligations through the COAH process; and

WHEREAS, COAH adopted the First Round Rules for the period from 1987 through 1993 and the Second Round Rules for the period 1993 to 1999 and then extended to 2004; and

WHEREAS, COAH was obliged by the Fair Housing Act to adopt Third Round Rules to take effect in 2004, however, but never adopted rules that were acceptable to the Courts; and

WHEREAS, in 2015, the Supreme Court again stepped in, finding that COAH's failure to adopt Third Round Rules forced the Court to intervene; and

WHEREAS, the Supreme Court designated Mount Laurel judges in each of the fifteen court vicinages to hear all Mount Laurel cases; and

WHEREAS, instead of providing clear guidance, like the COAH rules did, the Supreme Court in Mount Laurel IV set forth vague standards that have led to a complex system of non-uniform implementation; and

WHEREAS, as a result of the Supreme Court's decision in Mount Laurel IV, municipalities no longer were assigned fair share numbers, no longer had clear and concise procedural and substantive rules to follow, and no longer had one tribunal to decide these issues, which meant that even the threshold issues of regional need and local fair share obligations had to be litigated before fifteen different Mount Laurel judges, and as a result, municipalities were forced to spend tens of thousands, and in some cases hundreds of thousands of dollars, to negotiate fair share numbers with the Fair Share Housing Center ("FSHC") and to gain court approval of settlement agreements negotiated with FSHC; and

WHEREAS, the Supreme Court in Mount Laurel IV concluded its opinion by encouraging the Legislature to once again assume responsibility in the area of affordable housing, saying:

"In conclusion, we note again that the action taken herein does not prevent either COAH or the Legislature from taking steps to restore a viable administrative remedy that towns can use in satisfaction of their constitutional obligation. In enacting the FHA, the Legislature clearly signaled, and we recognized, that an administrative remedy that culminates in voluntary municipal compliance with constitutional affordable housing obligations is preferred to litigation that results in compelled rezoning. (Citation omitted.) It is our hope that an administrative remedy will again become an option for those proactive municipalities that wish to use such means to obtain a determination of their housing obligations and the manner in which those obligations can be satisfied" (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 34 (2015)); and

WHEREAS, it has been five years since the Mount Laurel IV opinion was issued and, to the detriment of each municipality in New Jersey and to the future viability of the State, neither the Legislature nor the Governor nor COAH have taken any action to remedy the situation; and

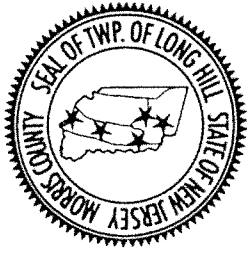
WHEREAS, if the Governor, the Legislature and COAH continue to ignore their responsibilities, municipalities will once again face a burdensome, time-consuming and expensive process to obtain Fourth Round Mount Laurel compliance starting in 2025;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that it does hereby demand that the Governor and the Legislature cease their unconscionable disregard of this most important provision of the State constitution and take immediate and decisive action to restore a viable administrative remedy that municipalities can use in satisfaction of their constitutional obligations to provide affordable housing.

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		DORSI	x			
x		PISERCHIA	x			
		RAE	x			
	x	SCHULER	x			
		VERLEZZA	x			

I, Megan Phillips, Township Clerk of the Township of Long Hill, County of Morris, State of New Jersey, hereby certify this to be a true copy of a resolution adopted by the Township Committee on November 23, 2020.


Megan Phillips, BMC
Township Clerk



TOWNSHIP OF LONG HILL

COUNTY OF MORRIS

GILLETTE, HOMESTEAD PARK, MEYERSVILLE, MILLINGTON, STIRLING

TOWNSHIP OFFICES:
915 Valley Road
Gillette, NJ 07933
(908)647-8000
FAX (908) 647-4150

Dear Fellow Elected Officials,

If you haven't already done so, I am writing to ask you to join Long Hill Township and the hundreds of other municipalities in New Jersey who have adopted the Resolution entitled **"DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS RESPONSIBILITY TO ADMINISTER THE PROVISIONS OF THE AFFORDABLE HOUSING ACT AND STAY FURTHER ACTION UNTIL SUCH TIMES AS IT HAS PROMULGATED RULES GOVERNING ITS IMPLEMENTATION"**.

This Resolution in no way diminishes how we, as elected officials, view the importance of the correct application of the Affordable Housing Act. Far from it, it explicitly recognizes its critical role in establishing equity in access to housing in New Jersey. It merely respectfully requests that the State Legislature take control of the Act's implementation away from the Courts, a role the Courts are not equipped to play and never wanted. The current Court-implemented framework, as we are all too painfully aware, has robbed municipalities of the ability to control development within their jurisdiction. Moreover, it has stripped municipalities of leverage in their negotiations with developers.

Passing this Resolution is the simplest solution to the problem that currently faces us. If all, or at least the overwhelming majority, of municipalities adopt this Resolution, it allows us to approach the Legislature with a unified voice. At a minimum, the Resolution forces the Legislature to give those of us on the frontline of this issue a definitive answer; at best, it facilitates a productive dialogue that will benefit our municipalities and the citizens of New Jersey.

Please let me know if you have, or intend to adopt the Resolution. Likewise, if you do not wish to adopt the Resolution, notification would enable your municipality to be taken off the distribution list for these messages.

In summary, please join Long Hill Township in passing the attached Resolution so we can deliver it to the Governor and the Legislature as a united group and thereby force them to work with each us to establish clear and uniform rules directed to accomplishing the objectives of this important Constitutional mandate.

Respectfully,

Brendan P. Rae
Deputy Mayor
Long Hill Township



7.

Sosa, Jessica

From: Masser, Michelle
Sent: Tuesday, March 02, 2021 11:07 AM
To: Tatarenko, Andrew; McGroarty, Chuck
Cc: Tomasello, Claudia; Strain, Mary; Sosa, Jessica
Subject: FW: TOWNSHIP OF ROXBURY: ORD 02-21 (Affordable Housing) & ORD 03-21 (Development Fees) NOTICES OF ADOPTION
Attachments: ORD 02-21 ADOPT Affordable Housing.pdf; ORD 03-21 ADOPT Development Fees.pdf

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township
PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: Rhead Amy [<mailto:rheada@roxburynj.us>]
Sent: Monday, March 1, 2021 8:06 PM
Subject: TOWNSHIP OF ROXBURY: ORD 02-21 (Affordable Housing) & ORD 03-21 (Development Fees) NOTICES OF ADOPTION

Kindly confirm receipt of the NOTICES OF ADOPTION for the following two ordinances:

Ordinance No. 02-21, "AN ORDINANCE OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL ORDINANCES ENTITLED "APPLICATION AND INTERPRETATION OF LOW/MODERATE HOUSING PROVISIONS" TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT (FHA) AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS"

Take notice that the above entitled ordinance was introduced and passed at a Regular Meeting of the Township Council of the Township of Roxbury held on February 9, 2021, after being duly advertised was further considered for final passage at a Council Meeting held on **February 23, 2021**,

after all persons present were given an opportunity to be heard concerning the same, it was finally passed and **adopted** and will be in full force in the Township of Roxbury according to law.

Ordinance No. 03-21, “AN ORDINANCE OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL ORDINANCES AND REVISING THE PROVISIONS CONCERNING MANDATORY DEVELOPMENT FEES”

Take notice that the above entitled ordinance was introduced and passed at a Regular Meeting of the Township Council of the Township of Roxbury held on February 9, 2021, after being duly advertised was further considered for final passage at a Council Meeting held on **February 23, 2021**, after all persons present were given an opportunity to be heard concerning the same, it was finally passed and **adopted** and will be in full force in the Township of Roxbury according to law.

Amy E. Rhead, RMC
Township Clerk, Township of Roxbury
1715 Route 46, Ledgewood, NJ 07852
Ph: (973) 448-2001; Fax: (973) 448-2111

The following ordinance was passed on second reading at the Regular Meeting of the Township of Roxbury on February 23, 2021:

ORDINANCE NO. 02-21: AN ORDINANCE OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL ORDINANCES ENTITLED "APPLICATION AND INTERPRETATION OF LOW/MODERATE HOUSING PROVISIONS" TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT (FHA) AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS

Take notice that the above entitled ordinance was introduced and passed at a Regular Meeting of the Township Council of the Township of Roxbury held on February 9, 2021, after being duly advertised was further considered for final passage at a Council Meeting held on February 23, 2021, after all persons present were given an opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force in the Township of Roxbury according to law.

Attest:


Amy E. Rhead, RMC
Township Clerk

ORDINANCE NO. 02-21

AN ORDINANCE OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL ORDINANCES ENTITLED “APPLICATION AND INTERPRETATION OF LOW/MODERATE HOUSING PROVISIONS” TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT (FHA) AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE TOWNSHIP’S AFFORDABLE HOUSING OBLIGATIONS

WHEREAS, the Township of Roxbury (the “Township”) filed a Declaratory Judgment Action in the Superior Court of New Jersey, Morris County, captioned IMO Township of Roxbury, Docket No. MRS-L-1763-15 (the “Declaratory Judgment Action”), in furtherance of the Supreme Court’s March 10, 2015, decision In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the “Supreme Court Decision”); and

WHEREAS, the Township of Roxbury (the “Township”) entered into a Settlement Agreement with the Fair Share Housing Center dated April 16, 2020 and authorized by Township Council Resolution arising out of the Declaratory Judgment that determines the Township’s affordable housing obligation and the mechanisms for how the obligation will be addressed Action (“Settlement Agreement”); and

WHEREAS, the Settlement Agreement was approved by the Superior Court of New Jersey, Morris County Law Division at a duly noticed Fairness Hearing; and

WHEREAS, the Roxbury Township Planning Board has adopted a Housing Element and Fair Share Plan in compliance with the Settlement Agreement and pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1, et seq.; and

WHEREAS, the Settlement Agreement, Court’s approval, and adoption of the Housing Plan Element and Fair Share Plan require certain changes to the Township’s ordinances to address compliance issues; and

WHEREAS, this ordinance shall be known as the “Roxbury Township Third Round Affordable Housing Ordinance.”

BE IT ORDAINED by the Township Council of the Township of Roxbury, Morris County, New Jersey, as follows:

Section 1. Chapter 13 the Code of the Township of Roxbury entitled “Application and Interpretation of Low/Moderate Housing Provisions” is hereby deleted and replaced in its entirety with the following:

§13-7.826. Application and Interpretation of Low/Moderate Housing Provisions.

A. Affordable Housing Obligation

1. This Ordinance is intended to assure that low- and moderate-income units ("affordable units") are created with controls on affordability over time and that low- and moderate-income households shall occupy these units. This Ordinance shall apply except where inconsistent with applicable law.
2. The Roxbury Township Planning Board has adopted a Housing Element and Fair Share Plan pursuant to the Municipal Land Use Law at N.J.S.A. 40:55D-1, et seq. The Fair Share Plan has been endorsed by the governing body. The Fair Share Plan describes the ways Roxbury Township shall address its fair share for low- and moderate-income housing and documented in the Housing Element.
3. This Ordinance implements and incorporates the Fair Share Plan and addresses the regulatory and Court Ordered requirements, as may be amended and supplemented.

B. Definitions

The following terms when used in this Ordinance shall have the meanings given in this Section:

"Accessory apartment" means a self-contained residential dwelling unit with a kitchen, sanitary facilities, sleeping quarters and a private entrance, which is created within an existing home, or through the conversion of an existing accessory structure on the same site, or by an addition to an existing home or accessory building, or by the construction of a new accessory structure on the same site.

"Act" means the Fair Housing Act of 1985, P.L. 1985, c. 222 (N.J.S.A. 52:27D-301 et seq.)

"Adaptable" means constructed in compliance with the technical design standards of the Barrier Free Subcode, N.J.A.C. 5:23-7.

"Administrative agent" means the entity designated by the Township to administer affordable units in accordance with this Ordinance and UHAC (N.J.A.C. 5:80-26).

"Affirmative marketing" means a regional marketing strategy designed to attract buyers and/or renters of affordable units pursuant to N.J.A.C. 5:80-26.15.

"Affordability average" means the average percentage of median income at which restricted units in an affordable housing development are affordable to low- and moderate-income households.

"Affordable" means, a sales price or rent level that is within the means of a low- or moderate-income household, and, in the case of an ownership unit, that the sales price for the unit conforms to the standards set forth in N.J.A.C. 5:80-26.6, as may be amended and supplemented, and, in the case of a rental unit, that the rent for the unit conforms to the standards set forth in N.J.A.C. 5:80-26.12, as may be amended and supplemented.

"Affordable development" means a housing development all or a portion of which consists of restricted units.

“Affordable housing development” means a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipal construction project or a 100 percent affordable development.

“Affordable housing program(s)” means any mechanism in a municipal Fair Share Plan prepared or implemented to address a municipality’s fair share obligation.

“Affordable unit” means a housing unit proposed or created pursuant to the Act and approved for crediting by the Court and/or funded through an affordable housing trust fund.

“Agency” means the New Jersey Housing and Mortgage Finance Agency established by P.L. 1983, c. 530 (N.J.S.A. 55:14K-1, et seq.).

“Age-restricted unit” means a housing unit designed to meet the needs of, and exclusively for, the residents of an age-restricted segment of the population such that: 1) all the residents of the development where the unit is situated are 62 years or older; or 2) at least 80 percent of the units are occupied by one person that is 55 years or older; or 3) the development has been designated by the Secretary of the U.S. Department of Housing and Urban Development as “housing for older persons” as defined in Section 807(b)(2) of the Fair Housing Act, 42 U.S.C. § 3607.

“Assisted living residence” means a facility licensed by the New Jersey Department of Health and Senior Services to provide apartment-style housing and congregate dining and to assure that assisted living services are available when needed for four or more adult persons unrelated to the proprietor and that offers units containing, at a minimum, one unfurnished room, a private bathroom, a kitchenette and a lockable door on the unit entrance.

“Certified household” means a household that has been certified by an Administrative Agent as a low-income household or moderate-income household.

“COAH” means the Council on Affordable Housing, which is in, but not of, the Department of Community Affairs of the State of New Jersey, that was established under the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301 et seq.).

“DCA” means the State of New Jersey Department of Community Affairs.

“Deficient housing unit” means a housing unit with health and safety code violations that require the repair or replacement of a major system. A major system includes weatherization, roofing, plumbing (including wells), heating, electricity, sanitary plumbing (including septic systems), lead paint abatement and/or load bearing structural systems.

“Developer” means any person, partnership, association, company or corporation that is the legal or beneficial owner or owners of a lot or any land proposed to be included in a proposed development including the holder of an option to contract or purchase, or other person having an enforceable proprietary interest in such land.

“Development” means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation, or enlargement of any use or change in the use of any building or other structure, or of any mining, excavation or landfill, and any use or change in the use of any building or other structure, or land or extension of use of land, for which permission may be required pursuant to N.J.S.A. 40:55D-1 et seq.

“Inclusionary development” means a development containing both affordable units and market rate units. This term includes, but is not necessarily limited to: new construction, the conversion of a non-residential structure to residential and the creation of new affordable units through the reconstruction of a vacant residential structure.

“Low-income household” means a household with a total gross annual household income equal to 50 percent or less of the median household income.

“Low-income unit” means a restricted unit that is affordable to a low-income household.

“Major system” means the primary structural, mechanical, plumbing, electrical, fire protection, or occupant service components of a building which include but are not limited to, weatherization, roofing, plumbing (including wells), heating, electricity, sanitary plumbing (including septic systems), lead paint abatement or load bearing structural systems.

“Market-rate units” means housing not restricted to low- and moderate-income households that may sell or rent at any price.

“Median income” means the median income by household size for the applicable county.

“Moderate-income household” means a household with a total gross annual household income in excess of 50 percent but less than 80 percent of the median household income.

“Moderate-income unit” means a restricted unit that is affordable to a moderate-income household.

“Non-exempt sale” means any sale or transfer of ownership other than the transfer of ownership between husband and wife; the transfer of ownership between former spouses ordered as a result of a judicial decree of divorce or judicial separation, but not including sales to third parties; the transfer of ownership between family members as a result of inheritance; the transfer of ownership through an executor’s deed to a Class A beneficiary and the transfer of ownership by court order.

“Random selection process” means a process by which currently income-eligible households are selected for placement in affordable housing units such that no preference is given to one applicant over another except for purposes of matching household income and size with an appropriately priced and sized affordable unit (e.g., by lottery).

“Rehabilitation” means the repair, renovation, alteration or reconstruction of any building or structure, pursuant to the Rehabilitation Subcode, N.J.A.C. 5:23-6.

“Rent” means the gross monthly cost of a rental unit to the tenant, including the rent paid to the landlord, as well as an allowance for tenant-paid utilities computed in accordance with allowances published by DCA for its Section 8 program. In assisted living residences, rent does not include charges for food and services.

“Restricted unit” means a dwelling unit, whether a rental unit or ownership unit, that is subject to the affordability controls of N.J.A.C. 5:80-26.1, as may be amended and supplemented, but does not include a market-rate unit financed under UHGRP or MONI.

“UHAC” means the Uniform Housing Affordability Controls set forth in N.J.A.C. 5:80-26.1 et seq.

“Very low-income household” means a household with a total gross annual household income equal to 30 percent or less of the median household income.

“Very low-income unit” means a restricted unit that is affordable to a very low-income household.

“Weatherization” means building insulation (for attic, exterior walls and crawl space), siding to improve energy efficiency, replacement storm windows, replacement storm doors, replacement windows and replacement doors, and is considered a major system for rehabilitation.

C. Applicability

1. The provisions of this Ordinance shall apply to all affordable housing developments and affordable housing units that currently exist and that are proposed to be created within the Township of Roxbury pursuant to the Township's most recently adopted Housing Element and Fair Share Plan.
2. Moreover, this Ordinance shall apply to all developments that contain low-and moderate-income housing units, including any currently unanticipated future developments that will provide low- and moderate-income housing units.
3. This Ordinance specifically applies to Roxbury Township's Third Round affordable housing obligations identified in the Settlement Agreement, which sets forth the following affordable housing obligations.

Component of Third Round Obligation:	Units
Rehabilitation Share:	26
Prior Round Obligation (pursuant to <u>N.J.A.C. 5:93</u>):	255
Third Round (1999-2025):	841

4. This Ordinance applies to Roxbury Township's Third Round affordable housing compliance mechanisms that are identified in the Settlement Agreement, which sets forth the following affordable housing compliance techniques:

(a) Prior Round Obligation

- (1) Rehabilitation
- (2) Market-to-Affordable Housing units
- (3) Supportive and Alternative Housing
- (4) Family Rental Units
- (5) Age Restricted housing
- (b) Third Round Obligation:
 - (1) Rehabilitation
 - (2) Market-to-Affordable Housing units
 - (3) Supportive and Alternative Housing
 - (4) Inclusionary Zoning
 - (5) New Construction
 - (6) Age restricted Housing

D. Affordable Housing Programs

The Roxbury Township has determined that it will use the following mechanisms to satisfy its affordable housing obligations:

1. A rehabilitation program:
 - (a) Roxbury Township's rehabilitation program shall be designed through various grant programs administered by the Morris County Department of Community Development to renovate deficient housing units occupied by low- and moderate-income households such that, after rehabilitation, these units will comply with the New Jersey State Housing Code pursuant to N.J.A.C. 5:28.
 - (b) Both owner occupied and renter occupied units shall be eligible for rehabilitation funds.
 - (c) All rehabilitated units shall remain affordable to low- and moderate-income households for a period of ten (10) years (the control period). For owner occupied units the control period will be enforced with a lien and for renter occupied units the control period will be enforced with a deed restriction.
 - (d) The program shall dedicate a minimum of ten thousand (\$10,000.00) dollars for each unit to be rehabilitated through this program, reflecting the minimum hard cost of rehabilitation for each unit.
 - (e) The program shall designate one (1) or more Administrative Agents to administer the rehabilitation program. The Administrative Agent(s) shall provide a rehabilitation manual for the owner occupancy rehabilitation program and a rehabilitation manual for the rental occupancy rehabilitation program to be adopted by resolution of the Governing Body. Both rehabilitation manuals shall be available for public inspection in the Office of the Municipal Clerk and in the office(s) of the Administrative Agent(s).
 - (f) Units in a rehabilitation program shall be exempt from the Uniform Housing Affordability Controls (UHAC), but shall be administered in accordance with the following:
 - (1) If a unit is vacant, upon initial rental subsequent to rehabilitation, or if a renter-occupied unit is re-rented prior to the end of controls on affordability, the deed

restriction shall require the unit to be rented to a low- or moderate-income household at an affordable rent and affirmatively marketed pursuant to the UHAC.

- (2) If a unit is renter-occupied, upon completion of the rehabilitation, the maximum rate of rent shall be the lesser of the current rent or the maximum permitted rent pursuant to the UHAC.
- (3) Rents in rehabilitated units may increase annually based on determined standards.
- (4) Applicant and/or tenant households shall be certified as income-eligible in accordance with the UHAC, except that households in owner occupied units shall be exempt from the regional asset limit.

2. A Market to Affordable program.

- (a) A market to affordable program is established to permit the purchase or subsidization of units through a written agreement with the property owner and sold or rented to low- and moderate-income households. Subject to the provisions of 2iii below, the market to affordable programs may produce both low- and moderate-income units (the program may be limited to only low- or only moderate-income units as per the Fair Share Plan).
- (b) The following provisions shall apply to market to affordable programs:
 - (1) At the time they are offered for sale or rental, eligible units may be new, pre-owned or vacant.
 - (2) The units shall be certified to be in sound condition as a result of an inspection performed by a licensed building inspector.
 - (3) The municipality will provide a minimum of \$25,000 per unit to subsidize each moderate-income unit and/or \$30,000 per unit to subsidize each low-income unit, with additional subsidy depending on the market prices or rents in a municipality.
 - (4) The maximum number of creditable market to affordable units shall be equal to no more than 10 for sale units and 10 rental units or a combined total of 10 percent of the fair share obligation, whichever is greater.
- (c) The units shall comply with the UHAC with the following exceptions:
 - (1) Bedroom distribution (N.J.A.C. 5:80-26.3(b) and (c));
 - (2) Low/moderate income split (N.J.A.C. 5:80-26.3(a)); and
 - (3) Affordability average (N.J.A.C. 5:80-26.3(d) and (e)); however:
 - [a] The maximum rent for a moderate-income unit shall be affordable to households earning no more than 60 percent of median income and the maximum rent for a low-income unit shall be affordable to households earning no more than 44 percent of median income; and
 - [b] The maximum sales price for a moderate-income unit shall be affordable to households earning no more than 70 percent of median income and the

maximum sales price for a low-income unit shall be affordable to households earning no more than 40 percent of median income.

E. Alternative Living Arrangements

1. The administration of an alternative living arrangement shall be in compliance with the UHAC, with the following exceptions:
 - (a) Affirmative marketing (N.J.A.C. 5:80-26.15), provided, however, that the units or bedrooms may be affirmatively marketed by the provider in accordance with an alternative plan approved by the Court;
 - (b) Affordability average and bedroom distribution (N.J.A.C. 5:80-26.3).
2. With the exception of units established with capital funding through a 20-year operating contract with the Department of Human Services, Division of Developmental Disabilities, alternative living arrangements shall have at least 30-year controls on affordability in accordance with UHAC, unless an alternative commitment is approved by the Court.
3. The service provider for the alternative living arrangement shall act as the Administrative Agent for the purposes of administering the affirmative marketing and affordability requirements for the alternative living arrangement.

F. Reserved

G. Reserved

H. Reserved

I. Inclusionary Zoning

1. Phasing. In inclusionary developments the following schedule shall be followed:

Maximum Percentage of Market-Rate Units Completed	Minimum Percentage of Low- and Moderate-Income Units Completed
25	0
25+1	10
50	50
75	75
90	100
2. Design. In inclusionary developments, to the extent possible, low- and moderate-income units shall be integrated with the market units.
3. Payments-in-lieu and off-site construction. The standards for the collection of Payments-in-Lieu of constructing affordable units or standards for constructing affordable units off-site, shall be in accordance with the Fair Housing Act, the Declaratory Judgment and Settlement Agreement.
4. Utilities. Affordable units shall utilize the same type of heating source as market units within the affordable development.

J. New Construction

The following general guidelines apply to all newly constructed developments that contain low- and moderate-income housing units, including any currently unanticipated future developments that will provide low- and moderate-income housing units.

1. Low/Moderate Split and Bedroom Distribution of Affordable Housing Units:
 - (a) The fair share obligation shall be divided equally between low- and moderate-income units, except that where there is an odd number of affordable housing units, the extra unit shall be a low-income unit.
 - (b) In each affordable development, at least 50 percent of the restricted units within each bedroom distribution shall be low-income units.
 - (c) Affordable developments that are not age-restricted shall be structured in conjunction with realistic market demands such that:
 - (1) The combined number of efficiency and one-bedroom units shall be no greater than 20 percent of the total low- and moderate-income units;
 - (2) At least 30 percent of all low- and moderate-income units shall be two-bedroom units;
 - (3) At least 20 percent of all low- and moderate-income units shall be three-bedroom units; and
 - (4) The remaining units may be allocated among two- and three-bedroom units at the discretion of the developer.
 - (d) Affordable developments that are age-restricted shall be structured such that the number of bedrooms shall equal the number of age-restricted low- and moderate-income units within the inclusionary development. The standard may be met by having all one-bedroom units or by having a two-bedroom unit for each efficiency unit.
2. Accessibility Requirements:
 - (a) The first floor of all restricted townhouse dwelling units and all restricted units in all other multistory buildings shall be subject to the technical design standards of the Barrier Free Subcode, N.J.A.C. 5:23-7
 - (b) All restricted townhouse dwelling units and all restricted units in other multistory buildings in which a restricted dwelling unit is attached to at least one other dwelling unit shall have the following features:
 - (1) An adaptable toilet and bathing facility on the first floor;
 - (2) An adaptable kitchen on the first floor;
 - (3) An interior accessible route of travel on the first floor;
 - (4) An interior accessible route of travel shall not be required between stories within an individual unit;
 - (5) An adaptable room that can be used as a bedroom, with a door or the casing for the installation of a door, on the first floor; and

- (6) An accessible entranceway as set forth at P.L. 2005, c. 350 (N.J.S.A. 52:27D-311a et seq.) and the Barrier Free Subcode, N.J.A.C. 5:23-7, or evidence that the Roxbury Township has collected funds from the developer sufficient to make 10 percent of the adaptable entrances in the development accessible:
- [a] Where a unit has been constructed with an adaptable entrance, upon the request of a disabled person who is purchasing or will reside in the dwelling unit, an accessible entrance shall be installed.
 - [b] To this end, the builder of restricted units shall deposit funds within the Roxbury Township's affordable housing trust fund sufficient to install accessible entrances in 10 percent of the affordable units that have been constructed with adaptable entrances.
 - [c] The funds deposited under paragraph B. above shall be used by the Roxbury Township for the sole purpose of making the adaptable entrance of any affordable unit accessible when requested to do so by a person with a disability who occupies or intends to occupy the unit and requires an accessible entrance.
 - [d] The developer of the restricted units shall submit a design plan and cost estimate for the conversion from adaptable to accessible entrances to the Construction Official of the Roxbury Township.
 - [e] Once the Construction Official has determined that the design plan to convert the unit entrances from adaptable to accessible meet the requirements of the Barrier Free Subcode, N.J.A.C. 5:23-, and that the cost estimate of such conversion is reasonable, payment shall be made to the Roxbury's affordable housing trust fund in care of the Municipal Treasurer who shall ensure that the funds are deposited into the affordable housing trust fund and appropriately earmarked.
 - [f] Full compliance with the foregoing provisions shall not be required where an entity can demonstrate that it is site impracticable to meet the requirements. Determinations of site impracticability shall be in compliance with the Barrier Free Subcode, N.J.A.C. 5:23-7.

3. Maximum Rents and Sales Prices

- (a) In establishing rents and sales prices of affordable housing units, the Administrative Agent shall follow the procedures set forth in UHAC, utilizing the most recently published regional weighted average of the uncapped Section 8 income limits published by HUD and the calculation procedures set forth in the Consent Order entered on December 16, 2016, by the Honorable Douglas K. Wolfson, JSC, in In the Matter of the Township of East Brunswick for a Judgment of Compliance of its Third Round Housing Element and Fair Share Plan, Docket No.: MID-L-004013-15.
- (b) The maximum rent for restricted rental units within each affordable development shall be affordable to households earning no more than 60 percent of median income, and the average rent for restricted low- and moderate-income units shall be affordable to households earning no more than 52 percent of median income.

- (c) The developers and/or municipal sponsors of restricted rental units shall establish at least one rent for each bedroom type for both low-income and moderate-income units, provided that at least 13 percent of all low- and moderate-income rental units shall be affordable to very low-income households, which very low-income units shall be part of the low-income requirement.
- (d) The maximum sales price of restricted ownership units within each affordable development shall be affordable to households earning no more than 70 percent of median income, and each affordable development must achieve an affordability average of 55 percent for restricted ownership units; in achieving this affordability average, moderate-income ownership units must be available for at least three different prices for each bedroom type, and low-income ownership units must be available for at least two different prices for each bedroom type.
- (e) In determining the initial sales prices and rents for compliance with the affordability average requirements for restricted units other than assisted living facilities, the following standards shall be used:
 - (1) A studio shall be affordable to a one-person household;
 - (2) A one-bedroom unit shall be affordable to a one and one-half person household;
 - (3) A two-bedroom unit shall be affordable to a three-person household;
 - (4) A three-bedroom unit shall be affordable to a four and one-half person household; and
 - (5) A four-bedroom unit shall be affordable to a six-person household.
- (f) In determining the initial rents for compliance with the affordability average requirements for restricted units in assisted living facilities, the following standards shall be used:
 - i. A studio shall be affordable to a one-person household;
 - ii. A one-bedroom unit shall be affordable to a one and one-half person household; and
 - iii. A two-bedroom unit shall be affordable to a two-person household or to two one-person households.
- (g) The initial purchase price for all restricted ownership units shall be calculated so that the monthly carrying cost of the unit, including principal and interest (based on a mortgage loan equal to 95 percent of the purchase price and the Federal Reserve H.15 rate of interest), taxes, homeowner and private mortgage insurance and condominium or homeowner association fees do not exceed 28 percent of the eligible monthly income of the appropriate size household as determined under N.J.A.C. 5:80-26.4, as may be amended and supplemented; provided, however, that the price shall be subject to the affordability average requirement of N.J.A.C. 5:80-26.3, as may be amended and supplemented.

- (h) The initial rent for a restricted rental unit shall be calculated so as not to exceed 30 percent of the eligible monthly income of the appropriate household size as determined under N.J.A.C. 5:80-26.4, as may be amended and supplemented; provided, however, that the rent shall be subject to the affordability average requirement of N.J.A.C. 5:80-26.3, as may be amended and supplemented.
- (i) The price of owner-occupied low- and moderate-income units may increase annually based on the percentage increase in the regional median income limit for each housing region. In no event shall the maximum resale price established by the administrative agent be lower than the last recorded purchase price.
- (j) The rent of low- and moderate-income units may be increased annually based on the percentage increase in the Housing Consumer Price Index for the United States. This increase shall not exceed nine percent in any one year. Rents for units constructed pursuant to low- income housing tax credit regulations shall be indexed pursuant to the regulations governing low- income housing tax credits.

(4) Utilities

- (a) Affordable units shall utilize the same type of heating source as market units within an inclusionary development.
- (b) Tenant-paid utilities included in the utility allowance shall be set forth in the lease and shall be consistent with the utility allowance approved by the NJDCA for its Section 8 program.

K. Affirmative Marketing Requirements

1. Roxbury Township shall adopt by resolution an Affirmative Marketing Plan, , compliant with N.J.A.C. 5:80-26.15, as may be amended and supplemented.
2. The affirmative marketing plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer, sponsor or owner of affordable housing. The affirmative marketing plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward Housing Region 2 and covers the period of deed restriction.
3. The affirmative marketing plan shall provide a regional preference for all households that live and/or work in Housing Region 2 comprised of Morris, Essex, Union and Warren Counties.
4. The Administrative Agent designated by the Roxbury Township shall assure the affirmative marketing of all affordable units consistent with the Affirmative Marketing Plan for the municipality.
5. In implementing the affirmative marketing plan, the Administrative Agent shall provide a list of counseling services to low- and moderate-income applicants on subjects such as

budgeting, credit issues, mortgage qualification, rental lease requirements, and landlord/tenant law.

6. The affirmative marketing process for available affordable units shall begin at least four months prior to the expected date of occupancy.
7. The costs of advertising and affirmative marketing of the affordable units shall be the responsibility of the developer, sponsor or owner, unless otherwise determined or agreed to by Roxbury Township.
8. The affirmative marketing plan shall specifically notify the following community and regional organizations in advertisement for affordable housing:
 - (a) Fair Share Housing Center, Cherry Hill.
 - (b) NJ State Conference of the NAACP, Trenton.
 - (c) The Morris County Chapter of the NAACP
 - (d) The Newark NAACP
 - (e) East Orange NAACP
 - (f) Housing Partnership for Morris County
 - (g) Community Access Unlimited, Inc.
 - (h) Northwest New Jersey Community Action program, Inc. (NORWESCAP)
 - (i) Homeless Solutions of Morristown
 - (j) Latino Action Network, Freehold.
 - (k) Supportive Housing Association, Cranford.

L. Occupancy Standards

1. In referring certified households to specific restricted units, to the extent feasible, and without causing an undue delay in occupying the unit, the Administrative Agent shall strive to:
 - (a) Provide an occupant for each bedroom;
 - (b) Provide children of different sex with separate bedrooms; and
 - (c) Prevent more than two persons from occupying a single bedroom.
2. Additional provisions related to occupancy standards (if any) shall be provided in the municipal Operating Manual.

M. Control Periods for Restricted Ownership Units and Enforcement Mechanisms

1. Control periods for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.5, as may be amended and supplemented, and each restricted ownership unit shall remain subject to the requirements of this Ordinance until the Roxbury Township elects to release the unit from such requirements however, and prior to such an election, a restricted ownership unit must remain subject to the requirements of N.J.A.C. 5:80-26.1, as may be amended and supplemented, for at least 30 years.
2. The affordability control period for a restricted ownership unit shall commence on the date the initial certified household takes title to the unit.
3. Prior to the issuance of the initial certificate of occupancy for a restricted ownership unit and upon each successive sale during the period of restricted ownership, the

administrative agent shall determine the restricted price for the unit and shall also determine the non-restricted, fair market value of the unit based on either an appraisal or the unit's equalized assessed value.

4. At the time of the first sale of the unit, the purchaser shall execute and deliver to the Administrative Agent a recapture note obligating the purchaser (as well as the purchaser's heirs, successors and assigns) to repay, upon the first non-exempt sale after the unit's release from the requirements of this Ordinance, an amount equal to the difference between the unit's non-restricted fair market value and its restricted price, and the recapture note shall be secured by a recapture lien evidenced by a duly recorded mortgage on the unit.
5. The affordability controls set forth in this Ordinance shall remain in effect despite the entry and enforcement of any judgment of foreclosure with respect to restricted ownership units.
6. A restricted ownership unit shall be required to obtain a Continuing Certificate of Occupancy or a certified statement from the Construction Official stating that the unit meets all code standards upon the first transfer of title that follows the expiration of the applicable minimum control period provided under N.J.A.C. 5:80-26.5(a), as may be amended and supplemented.

N. Price Restrictions for Restricted Ownership Units, Homeowner Association Fees and Resale Prices

Price restrictions for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.1, as may be amended and supplemented, including:

1. The initial purchase price for a restricted ownership unit shall be approved by the Administrative Agent.
2. The Administrative Agent shall approve all resale prices, in writing and in advance of the resale, to assure compliance with the foregoing standards.
3. The method used to determine the condominium association fee amounts and special assessments shall be indistinguishable between the low- and moderate-income unit owners and the market unit owners.
4. The owners of restricted ownership units may apply to the Administrative Agent to increase the maximum sales price for the unit on the basis of capital improvements. Eligible capital improvements shall be those that render the unit suitable for a larger household or the addition of a bathroom.

O. Buyer Income Eligibility

1. Buyer income eligibility for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.1, as may be amended and supplemented, such that low-income ownership units shall be reserved for households with a gross household income less than or equal to 50 percent of median income and moderate-income ownership units shall be reserved for households with a gross household income less than 80 percent of median income.

2. The Administrative Agent shall certify a household as eligible for a restricted ownership unit when the household is a low-income household or a moderate-income household, as applicable to the unit, and the estimated monthly housing cost for the particular unit (including principal, interest, taxes, homeowner and private mortgage insurance and condominium or homeowner association fees, as applicable) does not exceed 33 percent of the household's certified monthly income.

P. Limitations on indebtedness secured by ownership unit; subordination

1. Prior to incurring any indebtedness to be secured by a restricted ownership unit, the administrative agent shall determine in writing that the proposed indebtedness complies with the provisions of this section.
2. With the exception of original purchase money mortgages, during a control period neither an owner nor a lender shall at any time cause or permit the total indebtedness secured by a restricted ownership unit to exceed 95 percent of the maximum allowable resale price of that unit, as such price is determined by the administrative agent in accordance with N.J.A.C.5:80-26.6(b).

Q. Control Periods for Restricted Rental Units

1. Control periods for restricted rental units shall be in accordance with N.J.A.C. 5:80-26.11, as may be amended and supplemented, and each restricted rental unit shall remain subject to the requirements of this Ordinance until the Roxbury Township elects to release the unit from such requirements pursuant to action taken in compliance with N.J.A.C. 5:80-26.1, as may be amended and supplemented, and prior to such an election, a restricted rental unit must remain subject to the requirements of N.J.A.C. 5:80-26.1, as may be amended and supplemented, for at least 30 years.
2. Deeds of all real property that include restricted rental units shall contain deed restriction language. The deed restriction shall have priority over all mortgages on the property, and the deed restriction shall be filed by the developer or seller with the records office of the County of Morris. A copy of the filed document shall be provided to the Administrative Agent within 30 days of the receipt of a Certificate of Occupancy.
3. A restricted rental unit shall remain subject to the affordability controls of this Ordinance, despite the occurrence of any of the following events:
 - (a) Sublease or assignment of the lease of the unit;
 - (b) Sale or other voluntary transfer of the ownership of the unit; or
 - (c) The entry and enforcement of any judgment of foreclosure.

R. Price Restrictions for Rental Units; Leases

1. A written lease shall be required for all restricted rental units, except for units in an assisted living residence, and tenants shall be responsible for security deposits and the full amount of the rent as stated on the lease. A copy of the current lease for each restricted rental unit shall be provided to the Administrative Agent.
2. No additional fees or charges shall be added to the approved rent (except, in the case of units in an assisted living residence, to cover the customary charges for food and services) without the express written approval of the Administrative Agent.

3. Application fees (including the charge for any credit check) shall not exceed five percent of the monthly rent of the applicable restricted unit and shall be payable to the Administrative Agent to be applied to the costs of administering the controls applicable to the unit as set forth in this Ordinance.

S. Tenant Income Eligibility

1. Tenant income eligibility shall be in accordance with N.J.A.C. 5:80-26.13, as may be amended and supplemented, and shall be determined as follows:
 - (a) Very low-income rental units shall be reserved for households with a gross household income less than or equal to 30 percent of median income.
 - (b) Low-income rental units shall be reserved for households with a gross household income less than or equal to 50 percent of median income.
 - (c) Moderate-income rental units shall be reserved for households with a gross household income less than 80 percent of median income.
2. The Administrative Agent shall certify a household as eligible for a restricted rental unit when the household is a very low-income, low-income household or a moderate-income household, as applicable to the unit, and the rent proposed for the unit does not exceed 35 percent (40 percent for age-restricted units) of the household's eligible monthly income as determined pursuant to N.J.A.C. 5:80-26.16, as may be amended and supplemented; provided, however, that this limit may be exceeded if one or more of the following circumstances exists:
 - (a) The household currently pays more than 35 percent (40 percent for households eligible for age-restricted units) of its gross household income for rent, and the proposed rent will reduce its housing costs;
 - (b) The household has consistently paid more than 35 percent (40 percent for households eligible for age-restricted units) of eligible monthly income for rent in the past and has proven its ability to pay;
 - (c) The household is currently in substandard or overcrowded living conditions;
 - (d) The household documents the existence of assets with which the household proposes to supplement the rent payments; or
 - (e) The household documents proposed third-party assistance from an outside source such as a family member in a form acceptable to the Administrative Agent and the owner of the unit.
3. The applicant shall file documentation sufficient to establish the existence of the circumstances in (b)1 through 5 above with the Administrative Agent, who shall counsel the household on budgeting.

T. Administration

1. The position of Municipal Housing Liaison (MHL) for Roxbury Township is established by this ordinance. The Township Council shall make the actual appointment of the MHL by means of a resolution.
 - (a) The MHL must be either a full-time or part-time employee of Roxbury Township.

- (b) The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Roxbury Township, including the following responsibilities which may not be contracted out to the Administrative Agent:
 - (1) Serving as the municipality's primary point of contact for all inquiries from the State, affordable housing providers, Administrative Agents and interested households;
 - (2) The implementation of the Affirmative Marketing Plan and affordability controls.
 - (3) When applicable, supervising any contracting Administrative Agent.
 - (4) Monitoring the status of all restricted units in the Roxbury Township's Fair Share Plan;
 - (5) Compiling, verifying and submitting annual reports as may be required;
 - (6) Coordinating meetings with affordable housing providers and Administrative Agents, as applicable; and
 - (7) Attending continuing education opportunities on affordability controls, compliance monitoring and affirmative marketing at least annually and more often as needed.
- 2. The Roxbury Township shall designate by resolution of the Township Council one or more Administrative Agents to administer newly constructed affordable units in accordance with the UHAC.
- 3. An Operating Manual shall be provided by the Administrative Agent(s) to be adopted by resolution of the governing body. The Operating Manuals shall be available for public inspection in the Office of the Municipal Clerk and in the office(s) of the Administrative Agent(s).
- 4. The Administrative Agent shall perform the duties and responsibilities of an administrative agent as are set forth in UHAC and which are described in full detail in the Operating Manual, including those set forth in N.J.A.C. 5:80-26.14, 16 and 18 thereof, which includes:
 - (a) Attending continuing education opportunities on affordability controls, compliance monitoring, and affirmative marketing as may be required and offered;
 - (b) Affirmative Marketing;
 - (c) Household Certification;
 - (d) Affordability Controls;
 - (e) Records retention;
 - (f) Resale and re-rental;
 - (g) Processing requests from unit owners; and
- 5. Enforcement, though the ultimate responsibility for retaining controls on the units rests with the municipality.

6. The Administrative Agent shall have authority to take all actions necessary and appropriate to carry out its responsibilities, hereunder.

U. Enforcement of Affordable Housing Regulations

1. Upon the occurrence of a breach of any of the regulations governing the affordable unit by an Owner, Developer or Tenant the municipality shall have all remedies provided at law or equity, including but not limited to foreclosure, tenant eviction, municipal fines, a requirement for household recertification, acceleration of all sums due under a mortgage, recoupment of any funds from a sale in the violation of the regulations, injunctive relief to prevent further violation of the regulations, entry on the premises, and specific performance.
2. After providing written notice of a violation to an Owner, Developer or Tenant of a low- or moderate-income unit and advising the Owner, Developer or Tenant of the penalties for such violations, the municipality may take the following action against the Owner, Developer or Tenant for any violation that remains uncured for a period of 60 days after service of the written notice:
 - (a) The municipality may file a court action pursuant to N.J.S.A. 2A:58-11 alleging a violation, or violations, of the regulations governing the affordable housing unit. If the Owner, Developer or Tenant is found by the court to have violated any provision of the regulations governing affordable housing units the Owner, Developer or Tenant shall be subject to one or more of the following penalties, at the discretion of the court:
 - (1) A fine of not more than one thousand two hundred fifty dollars (\$1,250.00) or imprisonment for a period not to exceed 90 days, or both. Each and every day that the violation continues or exists shall be considered a separate and specific violation of these provisions and not as a continuing offense;
 - (2) In the case of an Owner who has rented his or her low- or moderate-income unit in violation of the regulations governing affordable housing units, payment into the Roxbury Township Affordable Housing Trust Fund of the gross amount of rent illegally collected;
 - (3) In the case of an Owner who has rented his or her low- or moderate-income unit in violation of the regulations governing affordable housing units, payment of an innocent tenant's reasonable relocation costs, as determined by the court.
 - (b) The municipality may file a court action in the Superior Court seeking a judgment, which would result in the termination of the Owner's equity or other interest in the unit, in the nature of a mortgage foreclosure. Any judgment shall be enforceable as if the same were a judgment of default of the First Purchase Money Mortgage and shall constitute a lien against the low- and moderate-income unit.
3. Such judgment shall be enforceable, at the option of the municipality, by means of an execution sale by the Sheriff, at which time the low- and moderate-income unit of the violating Owner shall be sold at a sale price which is not less than the amount necessary to fully satisfy and pay off any First Purchase Money Mortgage and prior liens and the costs of the enforcement proceedings incurred by the municipality, including attorney's

fees. The violating Owner shall have the right to possession terminated as well as the title conveyed pursuant to the Sheriff's sale.

4. The proceeds of the Sheriff's sale shall first be applied to satisfy the First Purchase Money Mortgage lien and any prior liens upon the low- and moderate-income unit. The excess, if any, shall be applied to reimburse the municipality for any and all costs and expenses incurred in connection with either the court action resulting in the judgment of violation or the Sheriff's sale. In the event that the proceeds from the Sheriff's sale are insufficient to reimburse the municipality in full as aforesaid, the violating Owner shall be personally responsible for and to the extent of such deficiency, in addition to any and all costs incurred by the municipality in connection with collecting such deficiency. In the event that a surplus remains after satisfying all of the above, such surplus, if any, shall be placed in escrow by the municipality for the Owner and shall be held in such escrow for a maximum period of two years or until such earlier time as the Owner shall make a claim with the municipality for such. Failure of the Owner to claim such balance within the two-year period shall automatically result in a forfeiture of such balance to the municipality. Any interest accrued or earned on such balance while being held in escrow shall belong to and shall be paid to the municipality, whether such balance shall be paid to the Owner or forfeited to the municipality.
5. Foreclosure by the municipality due to violation of the regulations governing affordable housing units shall not extinguish the restrictions of the regulations governing affordable housing units as the same apply to the low- and moderate-income unit. Title shall be conveyed to the purchaser at the Sheriff's sale, subject to the restrictions and provisions of the regulations governing the affordable housing unit. The Owner determined to be in violation of the provisions of this plan and from whom title and possession were taken by means of the Sheriff's sale shall not be entitled to any right of redemption.
6. If there are no bidders at the Sheriff's sale, or if insufficient amounts are bid to satisfy the First Purchase Money Mortgage and any prior liens, the municipality may acquire title to the low- and moderate-income unit by satisfying the First Purchase Money Mortgage and any prior liens and crediting the violating owner with an amount equal to the difference between the First Purchase Money Mortgage and any prior liens and costs of the enforcement proceedings, including legal fees and the maximum resale price for which the low- and moderate-income unit could have been sold under the terms of the regulations governing affordable housing units. This excess shall be treated in the same manner as the excess which would have been realized from an actual sale as previously described.
7. Failure of the low- and moderate-income unit to be either sold at the Sheriff's sale or acquired by the municipality shall obligate the Owner to accept an offer to purchase from any qualified purchaser which may be referred to the Owner by the municipality, with such offer to purchase being equal to the maximum resale price of the low- and moderate-income unit as permitted by the regulations governing affordable housing units.
8. The Owner shall remain fully obligated, responsible and liable for complying with the terms and restrictions of governing affordable housing units until such time as title is conveyed from the Owner.

V. Appeals

Appeals from all decisions of an Administrative Agent appointed pursuant to this Ordinance shall be filed in writing with the Court.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This ordinance shall take effect upon passage and publication as provided by law.

INTRODUCED: February 09, 2021

ADOPTED: February 23, 2021

Attest:



Amy E. Rhead, RMC
Township Clerk


EFFECTIVE:

The following ordinance was passed on second reading at the Regular Meeting of the Township of Roxbury on February 23, 2021:

ORDINANCE NO. 03-21: AN ORDINANCE OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL ORDINANCES AND REVISING THE PROVISIONS CONCERNING MANDATORY DEVELOPMENT FEES

Take notice that the above entitled ordinance was introduced and passed at a Regular Meeting of the Township Council of the Township of Roxbury held on February 9, 2021, after being duly advertised was further considered for final passage at a Council Meeting held on February 23, 2021, after all persons present were given an opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force in the Township of Roxbury according to law.

Attest:


Amy E. Rhead, RMC
Township Clerk

ORDINANCE NO. 03-21

**AN ORDINANCE OF THE TOWNSHIP OF ROXBURY,
COUNTY OF MORRIS AND STATE OF NEW JERSEY,
AMENDING CHAPTER 13, ARTICLE VII OF THE REVISED GENERAL
ORDINANCES AND REVISING THE PROVISIONS CONCERNING
MANDATORY DEVELOPMENT FEES**

WHEREAS, the Township of Roxbury has filed a Declaratory Judgment Action in the Superior Court of New Jersey, Morris County, in furtherance of the Supreme Court's March 10, 2015, decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, one of those conditions for the Township complying with the requirements to obtain a judgment of compliance in the Action was that the Township amend its Development Fee Ordinance in accordance with recommendations from the Special Master assigned to the Township's Declaratory Judgment Action.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Roxbury, Morris County, New Jersey, as follows:

Section 1. Chapter 13, Article VII the Code of the Township of Roxbury, Section 13-7.829, entitled "Mandatory Development Fees", is hereby amended to read, in its entirety, as follows:

"§ 13-7.829 Mandatory Development Fees.

A. Purpose.

1. In Holmdel Builder's Association v. Holmdel Township, 121 N.J. 550 (1990), the New Jersey Supreme Court determined that mandatory development fees are authorized by the Fair Housing Act of 1985 (the Act), N.J.S.A. 52:27D-301 et seq., and the State Constitution, subject to the Council on Affordable Housing's (COAH's) adoption of rules.
2. Pursuant to P.L.2008, c.46 section 8 (N.J.S.A. 52:27D-329.2) and the Statewide Non-residential Development Fee Act (N.J.S.A. 40:55D-8.1 through 8.7), COAH was authorized to adopt and promulgate regulations necessary for the establishment, implementation, review, monitoring and enforcement of municipal affordable housing trust funds and corresponding spending plans. Municipalities that are under the jurisdiction of the Council or court of competent jurisdiction and have a COAH-approved spending plan may retain fees collected from nonresidential development.

3. In Re Adoption of N.J.A.C. 5:96 and 5:97 by COAH, 221 N.J. 1 (2015) (“Mount Laurel IV”), the Supreme Court remanded COAH’s duties to the Superior Court. As a result, affordable housing development fee collections and expenditures from municipal affordable housing trust funds to implement municipal Third Round Fair Share Plans through July 7, 2025 are under the Court’s jurisdiction and are subject to approval by the Court.
4. This article establishes standards for the collection, maintenance, and expenditure of development fees pursuant to COAH’s prior regulations and in accordance P.L.2008, c.46, §§ 8 and 32-38. Fees collected pursuant to this article shall be used for the sole purpose of providing low- and moderate-income housing. This article shall be interpreted within the framework of COAH’s rules on development fees, as were codified at N.J.A.C. 5:97-8.

B. Definitions.

The following terms, as used in this ordinance, shall have the following meanings:

AFFORDABLE HOUSING DEVELOPMENT

shall mean a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipal construction project or a one hundred (100%) percent affordable development.

COAH OR THE COUNCIL

shall mean the New Jersey Council on Affordable Housing established under the Act which has primary jurisdiction for the administration of housing obligations in accordance with sound regional planning consideration in the State.

DEVELOPMENT FEE

shall mean money paid by a developer for the improvement of property as permitted in N.J.A.C. 5:97-8.3.

DEVELOPER

shall mean the legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.

EQUALIZED ASSESSED VALUE

shall mean the assessed value of a property divided by the current average ratio of assessed to true value for the municipality in which the property is situated, as determined in accordance with sections 1, 5, and 6 of P.L. 1973, c. 123 (C. 54:1-35a through C. 54:1-35c).

GREEN BUILDING STRATEGIES

shall mean those strategies that minimize the impact of development on the environment, and enhance the health, safety and well-being of residents by producing durable, low-maintenance, resource-efficient housing while making optimum use of existing infrastructure and community services.

C. Residential Development Fees.

1. Imposed fees.

(a) Within all zoning district(s), residential developers, except for developers of the types of development specifically exempted below, shall pay a fee of one and one-half (1 1/2%) percent of the equalized assessed value for residential development provided no increased density is permitted.

(b) When an increase in residential density pursuant to N.J.S.A. 40:55D-70d(5) (known as a "d" variance) has been permitted, developers may be required to pay a development fee of six (6%) percent of the equalized assessed value for each additional unit that may be realized. However, if the zoning on a site has changed during the two-year period preceding the filing of such a variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the variance application.

Example: If an approval allows four units to be constructed on a site that was zoned for two (2) units, the fees could equal one (1%) percent of the equalized assessed value on the first two (2) units; and the specified higher percentage up to six (6%) percent of the equalized assessed value for the two (2) additional units, provided zoning on the site has not changed during the two-year period preceding the filing of such a variance application.

2. Eligible exactions, ineligible exactions and exemptions for residential development.

(a) Affordable housing developments and developments where the developer has made a payment in lieu of on-site construction of affordable units shall be exempt from development fees.

(b) Developments that have received preliminary or final site plan approval prior to the adoption of a municipal development fee ordinance shall be exempt from development fees, unless the developer seeks a substantial change in the approval. Where a site plan approval does not apply, a zoning and/or building permit shall be synonymous with preliminary or final site plan approval for this purpose. The fee percentage shall be vested on the date that the building permit is issued.

(c) Development fees shall be imposed and collected when an existing structure undergoes a change to a more intense use, is demolished and replaced, or is expanded, if the expansion is not otherwise exempt from the development fee requirement. The development fee shall be calculated on the increase in the equalized assessed value of the improved structure.

(d) Single-family additions less than one thousand (1,000) square feet shall be exempt from paying a development fee.

(e) Developers of residential structures demolished and replaced as a result of a fire, flood or natural disaster shall be exempt from paying a development fee

D. Nonresidential Development Fees.

1. Imposed fees.

(a) Within all zoning districts, nonresidential developers, except for developers of the types of development specifically exempted by this section or by the New Jersey Economic Stimulus Act of 2009, shall pay a fee equal to two and one-half (2.5%) percent of the equalized assessed value of the land and improvements, for all new nonresidential construction on an unimproved lot or lots.

(b) Nonresidential developers, except for developers of the types of development specifically exempted by this section or by the New Jersey Economic Stimulus Act of 2009, shall also pay a fee equal to two and one-half (2.5%) percent of the increase in equalized assessed value resulting from any additions to existing structures to be used for nonresidential purposes.

(c) Development fees shall be imposed and collected when an existing structure is demolished and replaced. The development fee of two and one-half (2.5%) percent shall be calculated on the difference between the equalized assessed value of the pre-existing

land and improvement and the equalized assessed value of the newly improved structure, i.e. land and improvement, at the time final certificate of occupancy is issued. If the calculation required under this section results in a negative number, the nonresidential development fee shall be zero.

2. Eligible exactions, ineligible exactions, and exemptions for non-residential development.

(a) The nonresidential portion of a mixed-use inclusionary or market rate development shall be subject to the two and one-half (2.5%) percent development fee, unless otherwise exempted below.

(b) The two and one-half (2.5%) percent fee shall not apply to an increase in equalized assessed value resulting from alterations, change in use within existing footprint, reconstruction, renovations and repairs.

(c) Nonresidential developments shall be exempt from the payment of nonresidential development fees in accordance with the exemptions required pursuant to P.L. 2008, c. 46, as specified in the Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" Form. Any exemption claimed by a developer shall be substantiated by that developer.

(d) A developer of a nonresidential development exempted from the nonresidential development fee pursuant to P.L. 2008, c. 46 shall be subject to it at such time the basis for the exemption no longer applies, and shall make the payment of the nonresidential development fee, in that event, within three (3) years after that event or after the issuance of the final Certificate of Occupancy of the nonresidential development, whichever is later.

(e) If a property which was exempted from the collection of a non-residential development fee thereafter ceases to be exempt from property taxation, the owner of the property shall remit the fees required pursuant to this section within forty-five (45) days of the termination of the property tax exemption. Unpaid nonresidential development fees under these circumstances may be enforceable by Roxbury as a lien against the real property of the owner.

E. Collection Procedures.

1. Upon the granting of a preliminary, final or other applicable approval, for a development, the applicable approving authority shall direct its staff to notify the construction official responsible for the issuance of a building permit.

2. For nonresidential developments only, the developer shall also be provided with a copy of Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" to be completed as per the instructions provided. The Developer of a nonresidential development shall complete Form N-RDF as per the instructions provided. The Construction Official shall verify the information submitted by the non-residential developer as per the instructions provided in the Form N-RDF. The tax assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.

3. The Construction Official responsible for the issuance of a building permit shall notify the tax assessor of the issuance of the first building permit for a development that is subject to a development fee.

4. Within ninety (90) days of receipt of that notice, the Municipal Tax Assessor, based on the plans filed, shall provide an estimate of the equalized assessed value of the development.

5. The Construction Official responsible for the issuance of a final Certificate of Occupancy notifies the Assessor of any and all requests for the scheduling of a final inspection on property that is subject to a development fee.

6. Within ten (10) business days of a request for the scheduling of a final inspection, the Assessor shall confirm or modify the previously estimated equalized assessed value of the improvements of the development; calculate the development fee; and thereafter notify the developer of the amount of the fee.

7. Should the Assessor fail to determine or notify the developer of the amount of the development fee within ten (10) business days of the request for final inspection, the developer may estimate the amount due and pay that estimated amount consistent with the dispute process set forth in subsection b. of section 37 of P.L. 2008, c. 46 (C. 40:55D-8.6).

8. Fifty (50%) percent of the development fee shall be collected at the time of issuance of the building permit. The remaining portion shall be collected at the issuance of the Certificate of Occupancy. The developer shall be responsible for paying the difference between the fee calculated at building permit and that determined at issuance of Certificate of Occupancy. No Certificate of Occupancy shall be issued to the developer until all remaining developer fees have been paid in full.

9. Appeal of development fees.

(a) A developer may challenge residential development fees imposed by filing a challenge with the County Board of Taxation. Pending a review and determination by the Board, collected fees shall be placed in an interest-bearing escrow account by Roxbury. Appeals from a determination of the Board may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S. 54:48-1 et seq., within ninety (90) days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

(b) A developer may challenge nonresidential development fees imposed by filing a challenge with the Director of the Division of Taxation. Pending a review and determination by the Director, which shall be made within forty-five (45) days of receipt of the challenge, collected fees shall be placed in an interest-bearing escrow account by Roxbury. Appeals from a determination of the Director may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S. 54:48-1 et seq., within ninety (90) days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

F. Affordable Housing Trust Fund.

1. There is hereby created a separate, interest-bearing housing trust fund to be maintained by the Chief Financial Officer for the purpose of depositing development fees collected from residential and non-residential developers and proceeds from the sale of units with extinguished controls.
2. The following additional funds shall be deposited in the Affordable Housing Trust Fund and shall at all times be identifiable by source and amount payments in lieu of on-site construction of affordable units; developer contributed funds to make ten (10%) percent of the adaptable entrances in a townhouse or other multistory attached development accessible rental income from municipally operated units; repayments from affordable housing program loans; recapture funds; proceeds from the sale of affordable units; and any other funds collected in connection with Roxbury's affordable housing program.

3. The Township previously provided COAH with written authorization, in the form of a three-party escrow agreement between the Township, a bank, COAH, to permit COAH to direct the disbursement of the funds as provided for in N.J.A.C. 5:93-8. The Superior Court shall now have jurisdiction to direct the disbursement of the Township's trust funds.
4. All interest accrued in the Housing Trust Fund shall only be used on eligible affordable housing activities approved by COAH or a court of competent jurisdiction.

G. Use of Funds.

1. The expenditure of all funds shall conform to a spending plan approved by COAH or a court of competent jurisdiction. Funds deposited in the Housing Trust Fund may be used for any activity approved by COAH or a court of competent jurisdiction to address Roxbury's fair share obligation and may be set up as a grant or revolving loan program. Such activities include, but are not limited to: preservation or purchase of housing for the purpose of maintaining or implementing affordability controls, rehabilitation, new construction of affordable housing units and related costs, accessory apartment, market to affordable, or regional housing partnership programs, conversion of existing nonresidential buildings to create new affordable units, green building strategies designed to be cost saving and in accordance with accepted national or State standards, purchase of land for affordable housing, improvement of land to be used for affordable housing, extensions or improvements of roads and infrastructure to affordable housing sites, financial assistance designed to increase affordability, administration necessary for implementation of the Housing Element and Fair Share Plan, or any other activity as permitted pursuant to N.J.A.C. 5:97-8.7 through 8.9 and specified in the approved spending plan.
2. Funds shall not be expended to reimburse Roxbury for past housing activities.
3. At least thirty (30%) percent of all development fees collected and interest earned shall be used to provide affordability assistance to low- and moderate-income households in affordable units included in the municipal Fair Share Plan. One-third (1/3) of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning thirty (30%) percent or less of median income by region.

- (a) Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, rental assistance, assistance with homeowner's association or condominium fees and special assessments, and assistance with emergency repairs.
- (b) Affordability assistance to households earning thirty (30%) percent or less of median income may include buying down the cost of low- or moderate-income units in the municipal Fair Share Plan to make them affordable to households earning thirty (30%) percent or less of median income. The use of development fees in this manner shall entitle Roxbury to bonus credits pursuant to N.J.A.C. 5:97-3.7.
- (c) Payments in lieu of constructing affordable units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
- (d) Roxbury may contract with a private or public entity to administer any part of its Housing Element and Fair Share Plan, including the requirement for affordability assistance, in accordance with N.J.A.C. 5:96-18.
- (e) No more than twenty (20%) percent of all revenues collected from development fees, may be expended on administration, including, but not limited to, salaries and benefits for municipal employees or consultant fees necessary to develop or implement a new construction program, a Housing Element and Fair Share Plan, and/or an affirmative marketing program. In the case of a rehabilitation program, no more than twenty (20%) percent of the revenues collected from development fees shall be expended for such administrative expenses. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with monitoring requirements as set forth in the Court-approved Settlement Agreement with Fair Share Housing Center dated April 16, 2020. Legal or other fees related to litigation opposing affordable housing sites or objecting to the Council's regulations and/or action are not eligible uses of the affordable housing trust fund.

H. Monitoring.

On or about April 16 of each year through 2025, the Township shall provide annual reporting of trust fund activity to the DCA, COAH, or NJLGS, or other entity designated

by the State of New Jersey, with a copy provided to Fair Share Housing Center and posted on the municipal website. This reporting shall include an accounting of all housing trust fund activity, including the collection of development fees from residential and nonresidential developers, payments in lieu of constructing affordable units on site, funds from the sale of units with extinguished controls, barrier free escrow funds, rental income, repayments from affordable housing program loans, and any other funds collected in connection with Roxbury's housing program, as well as to the expenditure of revenues and implementation of the plan approved by COAH or a court of competent jurisdiction. All monitoring reports shall be completed on forms designed by COAH or other entity designated by the State of New Jersey.

I. Ongoing Collection of Fees.

The ability of Roxbury to impose, collect and expend development fees shall expire with its Court-issued Judgment of Compliance and Repose unless Roxbury has (1) filed an adopted Housing Element and Fair Share Plan with COAH, a court of competent jurisdiction or other entity designated by the State of New Jersey; (2) has petitioned for substantive certification, or filed a declaratory judgment action; (3) and has received COAH's or a court of competent jurisdiction's approval of its development fee ordinance. If Roxbury fails to renew its ability to impose and collect development fees prior to the expiration substantive certification, it may be subject to forfeiture of any or all funds remaining within its municipal trust fund. Any funds so forfeited shall be deposited into the "New Jersey Affordable Housing Trust Fund" established pursuant to section 20 of P.L. 1985, c. 222 (C. 52:27D-320). Roxbury shall not impose a residential development fee on a development that receives preliminary or final site plan approval after the expiration of its judgment of compliance; nor shall Roxbury retroactively impose a development fee on such a development. Roxbury shall not expend development fees after the expiration of its judgment of compliance.”

SECTION 2. This ordinance may be renumbered for codification purposes.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. This ordinance shall take effect upon passage and publication as provided by law.

INTRODUCED: February 09, 2021

ADOPTED: February 23, 2021

Attest:


Amy E. Rhead, RMC
Township Clerk

EFFECTIVE:



8.

Sosa, Jessica

From: Masser, Michelle
Sent: Friday, February 26, 2021 3:04 PM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: NJDEP Weekly Update
Attachments: Green Infrastructure Rule -- P6.pdf; NJDEP 2021 Virtual HAB Summit--Working Agenda (1).pdf; Seasonal Hiring - P5.pdf; Welcome New Mayor_FINAL 2021.pdf

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township
PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: Nanneman, Emily [mailto:Emily.Nanneman@dep.nj.gov]
Sent: Friday, February 26, 2021 2:35 PM
To: Pflugh, Kerry <Kerry.Pflugh@dep.nj.gov>
Subject: NJDEP Weekly Update

Good Afternoon Mayors and Municipal Officials,

I hope you are enjoying this burst of warm weather. Though some of us may love the snow, I think we are all ready for some spring weather. Thank you, as always, for your attention to this week's update from DEP.

Welcome Guide for New Mayors updated for all Mayors

Attached is the New Mayor Welcome Package our office sends to the newly elected mayor each year. This year, our office is sending it to all mayors because it has been significantly updated to reflect new initiatives and rules the DEP is undertaking. Within this package, you will find some general information on the topics most commonly raised during meetings our office has with mayors as well information the various DEP programs thought it important for municipalities to know about.

DEP Offers Over 700 Seasonal Jobs Throughout the State Parks, Forests and Natural & Historic Sites

The NJDEP is now accepting applications for hundreds of jobs throughout state parks, forests and natural and historic sites. Beyond providing a fun and engaging summer work experience in New Jersey's parks, these seasonal jobs can

introduce New Jerseyans from all backgrounds to long-term career paths in environmental protection. Available positions include naturalists, history educators, visitor service assistants, trail stewards, office assistants, lifeguards, and maintenance personnel. The State Park Service takes COVID-19 precautions especially seriously. Protocols are followed and all employees are provided with the essential personal protective equipment needed while at work. To learn more about which locations are accepting applications or to apply for a specific position, visit www.nj.gov/dep/workinparks. **Applicants for all positions are encouraged to check with the park office of their choice by Friday, March 12 about specific positions, scheduling and other job-related inquiries. Applications should be submitted as soon as possible.** Please see the attached press release for more details.

Harmful Algal Bloom Summit - 3/8/21 - Register Now!

It's time to REGISTER for NJDEP's Virtual HAB Summit! Our draft agenda is attached. We will send a final agenda to all registrants in advance of the summit. In order to make the summit interactive, and based on limitations in our virtual platform, registration must be limited, so please register as soon as possible. If for some reason you can't join us, please be assured that we intend to record the summit and post it online afterwards. An invitation, with login information, will be sent to all registered participants closer to the date of the summit.

New Green Infrastructure Rule

As of March 2nd, 2021, green infrastructure will be the preferred and predominant method for managing stormwater as required by the state's Stormwater Manage Rule (N.J.A.C. 7:8), which is used by DEP and jurisdictions throughout New Jersey in evaluating and permitting development projects, as well as ensuring local government compliance with stormwater permits administered by DEP under the federal Clean Water Act. Green infrastructure is a well-established management approach that encourages stormwater infiltration into the ground, rather than discharging it to pipes and culverts that ultimately spill into waterways. This approach allows vegetation and soil to naturally filter out pollutants and reduce sediment impacts on waterways. Please see the attached press release for more information.

DEP announces New Watershed and Land Management Program

In furtherance of the Murphy Administration's commitment to protecting and enhancing New Jersey's water resources, Acting DEP Commissioner LaTourette has reorganized and integrated key DEP functions and programs to support holistic management of New Jersey's watersheds and facilitate long-term improvements of impaired waters. DEP is in the process of integrating components of its Water Resource Management Program with DEP's former Land Use Management Program to create a Watershed and Land Management Program. The Watershed and Land Management Program will review development applications requiring permits under New Jersey's environmental land use laws, informed by environmental conditions in the host watershed. This holistic approach will better enable DEP to address the increasingly complex challenges of protecting New Jersey's rivers, streams, lakes, coastal waters, and wetlands, particularly in the face of growing climate change threats. For more information please see the Green Infrastructure press release attached.

New Jersey Clean Air Council Annual Public Hearing on Fugitive Dust - April 21, 2021 9:00 a.m.

The Clean Air Council will be hosting their annual public hearing on 4/21 on fugitive dust. The Clean Air Council has invited guest speakers who will address many of these issues in formal presentations. Members of the public are encouraged to join the conversation and submit detailed written comments for incorporation into the hearing report. Written statements in Microsoft Word will be accepted until May 1, 2021 via email to Heidi.Jones@dep.nj.gov or via mail sent to New Jersey Clean Air Council, Mail code 401-02, 401 E. State Street, 2nd Floor, P.O. Box 420, Trenton, NJ

08625-0420. Those who wish to address the Council should contact Heidi Jones at (609) 777-0598 or via e-mail before April 19. For more information, please click here: <https://www.state.nj.us/dep/cleanair/hearings/pdf/brochure2021.pdf>

NJ Residents can Now Pre-register for the Vaccine

More than 600,000 New Jerseyans have registered for the COVID-19 vaccine. Go to <https://covidvaccine.nj.gov/covid-19%20vaccine/> to register now. Although the state is currently only vaccinating select groups of people, the public is now able to pre-register for the COVID-19 vaccine. For more information regarding the vaccine please visit the [State's COVID-19 Vaccine page](#). And please encourage others to register too!

As always, if you have any questions or concerns, please do not hesitate to reach out about these or any other environmental matters. Enjoy your weekend!

Best,

Kerry Kirk Pflugh
Director
Office of Local Government Assistance
New Jersey Department of Environmental Protection
401 E. State Street
P.O. Box 402
Trenton, NJ 08625-0402
Office: 609-633-7700
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www.nj.gov/dep/

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IMMEDIATE RELEASE
February 26, 2021

Contact: Lawrence Hajna (609) 984-1795
Caryn Shinske (609) 292-2994

ON MARCH 2, NEW JERSEY'S STORMWATER RULES GET GREENER

*DEP's New Stormwater Rules Take Effect on March 2, 2021
Requiring the Use of Cleaner, Less Costly Green Infrastructure*

(21/P06) TRENTON – On March 2, 2021, all New Jersey municipalities and the Department of Environmental Protection will begin implementing new green infrastructure rules to manage stormwater runoff generated by developments across the state, DEP Acting Commissioner Shawn LaTourette said today.

“With decades of experience managing stormwater with both manufactured devices like expensive underground concrete vaults and less costly nature-based solutions like rain gardens,



New Jersey has learned that engineering with nature provides better and more cost-effective outcomes for our water quality while beautifying our communities,” Acting Commissioner LaTourette said. “These new Stormwater Management Rules will help make New Jersey’s watersheds cleaner by improving water quality, while also increasing our communities’ resilience to the increased storms and chronic flooding that are worsening across New Jersey due to climate change.”

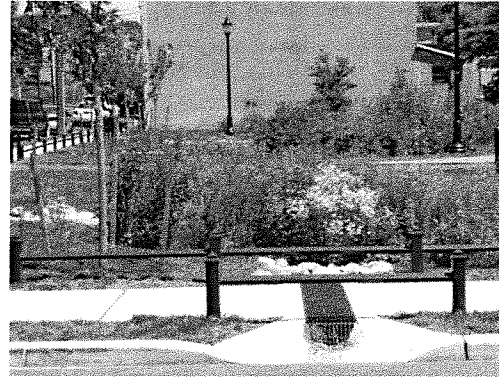
Green Infrastructure Is Now the Predominate Method for Managing Stormwater Throughout New Jersey, Reducing Pollution and Flooding from Runoff

Stormwater runoff is a major source of pollution throughout New Jersey’s waterways. Every day, runoff carries automotive fluids, fertilizers, pesticides, household and industrial chemicals

into our waterways. If stormwater runoff is not properly controlled, it degrades ecosystems and impairs lakes, streams, and rivers.

Poorly controlled stormwater runoff can lead to the development of harmful algal blooms in our lakes and reservoirs, and it can exacerbate dangerous flooding conditions. With increases in rainfall and extreme weather events due to climate change, the imperative to better control our stormwater runoff is even greater, as it creates added risk for harm to people and property.

Green infrastructure is a well-established management approach that encourages stormwater infiltration into the ground, rather than discharging it to pipes and culverts that ultimately spill into waterways. This approach allows vegetation and soil to naturally filter out pollutants and reduce sediment impacts on waterways. Green infrastructure includes a broad range of technologies, including rain gardens, bioretention basins, vegetated swales, pervious paving and green roofs.



By using green infrastructure, project developers and local governments can properly control stormwater runoff while creating vegetated areas that enhance open space, filter air pollutants, absorb carbon dioxide, and help cool and beautify our communities.

As of March 2, 2021, green infrastructure will be the preferred and predominate method for managing stormwater as required by the state's Stormwater Management Rule (N.J.A.C. 7:8), which is used by DEP and jurisdictions throughout New Jersey in evaluating and permitting development projects, as well as ensuring local government compliance with stormwater permits administered by DEP under the federal Clean Water Act.

For many years prior to this mandatory green infrastructure rule, the DEP has supported and advanced green infrastructure practices by providing businesses, local governments, and private property owners with technical assistance and providing financial assistance to help reduce stormwater impacts in urban areas, including those with combined sewer overflows (CSOs).

More information is available at: www.nj.gov/dep/gi.

Green Infrastructure Supports DEP's Holistic Approach to Watershed Management

In furtherance of the Murphy Administration's commitment to protecting and enhancing New Jersey's water resources, Acting DEP Commissioner LaTourette has reorganized and integrated key DEP functions and programs to support holistic management of New Jersey's watersheds and facilitate long-term improvements of impaired waters. DEP is in the process of integrating components of its Water Resource Management Program with DEP's former Land Use Management Program to create a Watershed and Land Management Program.

The Watershed and Land Management Program will review development applications requiring permits under New Jersey's environmental land use laws, informed by environmental conditions in the host watershed. This holistic approach will better enable DEP to address the increasingly

complex challenges of protecting New Jersey's rivers, streams, lakes, coastal waters and wetlands, particularly in the face of growing climate change threats.

This realignment will also allow DEP to address water quality issues on a regional basis and allows DEP experts to work more effectively on planning, permitting, mitigation and restoration efforts by focusing on watershed-wide approaches that will provide important benefits to individual communities. Key goals include improving project review capabilities, expediting informed agency decision-making, strengthening connections with stakeholders and communities, expanding public understanding of the impacts of local land use decisions on water quality, and increasing the reach of grant availability and watershed restoration projects.

"As the most densely populated state, New Jersey must remain proactive and open to better ways to improve water quality – and a key part of this is more aggressively managing stormwater, which is at the heart of so many water quality and public safety issues," said Vincent Mazzei, Assistant Commissioner for Watershed and Land Use Management. "By integrating our land use and water quality efforts under one umbrella, we are positioning the DEP to become much more proactive in protecting our environment for future generations, especially as we face the realities of the many threats from climate change."

More Information About the Green Infrastructure Rule

The DEP formally adopted the green stormwater infrastructure requirements as amendments to its Stormwater Management Rules on March 2, 2020. The DEP provided a year for the requirements to take effect to help in the transition of management of reviews for projects at the state and local levels and to provide flexibility to major developments in the design and planning process. This also provided time for municipalities to develop required local ordinances and for training of design engineers and municipal review staff.

The amendments require applicants for all regulated residential and non-residential projects to use green infrastructure, rather than more traditional engineered structures, to reduce stormwater discharge and runoff and to achieve water quality goals.

Any complete application for a residential development received by a municipality before March 2, 2021 will be reviewed under the existing Stormwater Management rules. Any application received after this date or determined to be incomplete as of that date will be reviewed under the newly effective rules.

Non-residential applications will be reviewed for compliance with the local stormwater control ordinance, which is required under a municipality's Municipal Separate Storm Sewer System (MS4) permit. The MS4 permit requires that this ordinance be at least as stringent as the DEP's Stormwater Management rules. The DEP required municipalities to revise their stormwater ordinances and make them effective no later than March 3, 2021.

Any complete application for a non-residential development received by a municipality before the effective date of their new ordinance will be reviewed under the existing ordinance. Any project applications received after this date or determined to be incomplete will be reviewed under the amended ordinance.

Similarly, complete applications for any public or private development seeking authorization from DEP under its Flood Hazard Area, Freshwater Wetlands, and Coastal Zone Management programs, which are received prior to March 2, 2021, will be reviewed by DEP under the existing Stormwater Management rules. Any application received after this date or determined to be incomplete as of that date will be reviewed under the newly effective rules.

Businesses that produce shrubs, plants and landscaping materials, as well as designers and manufacturers of green infrastructure technologies, are among those that will benefit from the rules. In the longer term, developers will find that many green technologies are often less expensive to maintain and are more cost-effective than traditional technologies.

DEP PHOTOS/Top: Green roof, Trenton; Bottom: Rain Garden, Camden

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NJDEP's 2021 Virtual HAB Summit

March 8, 2021

10:00–3:30pm

WORKING AGENDA

- ❖ Opening Remarks—Katrina Angarone, *Associate Commissioner for Science and Policy, NJDEP*
- ❖ Summit Logistics and Introduction of Keynote Speaker—Kerry Pflugh, *Director of the Office of Local Government Assistance, NJDEP*
- ❖ Keynote Address—Link between HABs and Climate Change, Dr. Jennifer Graham, *USGS*
- ❖ DEP Updates
 - Recreational strategy/ updates for 2021—Victor Poretti, *NJDEP*
 - HAB Website—Alena Baldwin-Brown, *NJDEP*
 - Introduction of the Expert Team—Rachel White, *NJDEP*
- ❖ Expert Team Discussion—Bob Kortmann, *Ecosystem Consulting Service* and Jason Adolf, *Monmouth University*
- ❖ Ongoing HAB Projects
 - Mechanical removal of HABs in lakes using air micro nano bubbles from a specialized floating platform in Deal Lake and Branch Brook Lake—Wen Zhang, *New Jersey Institute of Technology*
 - The evaluation of innovative measures to prevent, mitigate and/or control HABs in Lake Hopatcong—Fred Lubnow, *Princeton Hydro*
 - Hydrogen peroxide application as an alternative to copper sulfate on Budd Lake—Larry Kovar, *Aquatic Analysts*
 - Spruce Run/Mulhockaway Creek biochar project—Heather Desko, *New Jersey Water Supply Authority/Raritan Basin*
- ❖ Lunch from 12:30-1:00
- ❖ Return at 1:00 for the Start of the Second Session—Kerry Pflugh
- ❖ Science Session—Moderated by Gary Buchanan, *Director of the Division of Science and Research, NJDEP*
 - Saxitoxins/ Cyanotoxin Science—Gloria Post, *NJDEP*
 - Emerging Technologies—Karen Stainbrook, *New York State Department of Environmental Conservation*
 - New ITRC tool coming spring 2021—Robert Newby, *NJDEP*
- ❖ Best Management Practices Session—Moderated by Bruce Friedman, *Director of the Division of Water Monitoring and Standards*
 - Stormwater Best Management Practices—Chris Obrupta, *Rutgers University*
 - Watershed Management—Elliott Ruga, *Highlands Coalition*
 - Successful Septic Tank Programs in NJ—Noah Hetzell, *Cumberland County Health Dept.* and Eric Wilsusen, *Mayor of Jefferson Twp.*
- ❖ HAB Impacts to Drinking Water Session—Moderated by Chelsea Brook, *NJDEP*
 - Case study: Salem, Oregon—Suzanne Delorenzo, *Passaic Valley Water Commission*
 - What is happening in NJ—Chelsea Brook, *NJDEP*
- ❖ Financing Options for HABs—Gene Chebra, *Assistant Director for Municipal Finance and Construction, NJDEP*
- ❖ DEP's Phytoplankton Meter Partnership—Victor Poretti, *NJDEP*
- ❖ Closing Remarks—Patricia Gardner, *Assistant Commissioner for Water Resource Management, NJDEP*



IMMEDIATE RELEASE
February 19, 2021

Contact: Caryn Shinske (609) 984-1795
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**DEP OFFERS OVER 700 SEASONAL JOBS THROUGHOUT THE STATE PARKS,
FORESTS AND NATURAL & HISTORIC SITES**

(21/P05) TRENTON – The New Jersey Department of Environmental Protection is now accepting applications for hundreds of jobs throughout state parks, forests and natural and historic sites, Acting Commissioner Shawn LaTourette announced today. Beyond providing a fun and engaging summer work experience in New Jersey's parks, these seasonal jobs can introduce New Jerseyans from all backgrounds to long-term career paths in environmental protection.

Available positions include naturalists, history educators, visitor service assistants, trail stewards, office assistants, lifeguards, and maintenance personnel.



"From leading nature tours to patrolling with our State Park Police, spending the spring and summer at work in New Jersey's state parks can be a great entrée to an environmental career," said Acting Commissioner LaTourette. "Our seasonal parks team is the backbone of the recreational programming that New Jersey residents and visitors rely on now more than ever, and our goal is to recruit a seasonal team that reflects the rich diversity of our state."

The State Park Service takes COVID-19 precautions especially seriously. Protocols are followed and all employees are provided with the essential personal protective equipment needed while at work.

To learn more about which locations are accepting applications or to apply for a specific position, visit www.nj.gov/dep/workinparks. **Applicants for all positions are encouraged to**

check with the park office of their choice by Friday, March 12 about specific positions, scheduling and other job-related inquiries. Applications should be submitted as soon as possible.

"Our seasonal employees are key to the State Park Service's ability to offer high-quality recreational and educational opportunities to millions of visitors every year and assuring them of safe and enjoyable experiences, whether they are hiking, swimming, biking, picnicking, bird-watching, learning, or touring at any of our more than 100 unique sites," said Robin Madden, Acting Director of the Division of Parks and Forestry.



A Diversity of Positions, Statewide

Peak season is Memorial Day through Labor Day, although some parks fill part-time positions year-round depending on operational need. The State Park Service and State Park Police will work with applicants, such as students and teachers, whose availability may be limited to weekends during certain periods of the year.

The type and number of positions vary by location, depending on the types of recreational and educational activities each site offers. Applicants must be 16 years of age or older to apply. Salary rates start at \$12 per hour.

Seasonal staff are required to work weekends and holidays because park facilities are open seven days a week. Most jobs are outdoors.

Lifeguard positions are anticipated at a number of swimming areas across the state. Lifeguard salaries begin at \$13 per hour in most areas. Oceanfront guards at Island Beach State Park start at \$14 per hour. While candidates must pass running and swim tests prior to employment, prior experience is not necessary. The State Park Service will train lifeguards in cardiopulmonary resuscitation/Automated External Defibrillators, first aid and other medical matters. Each lifeguard will also receive a U.S. Lifesaving Association certification. The DEP anticipates state park swimming areas to open Saturday, May 29.

Trail Steward positions are available at the Forest Resource Education Center, Double Trouble State Park, Liberty State Park, Ringwood State Park, Wawayanda State Park and Worthington State Forest. Eligible applicants must be 18 years of age or older and able to hike long distances daily. Applicants should be personable, assertive and professional as they work with crowds and advise visitors about the Leave No Trace concept and park regulations. Other jobs may include brushing and blazing trails, installing signs and fences, and general maintenance of trails. Salaries range from \$12-\$16 per hour.

Visitor service and office assistants help to register campers, collect entrance fees, answer phone calls, provide recordkeeping and conduct other customer service duties as required. Salaries start at \$12 per hour.

Naturalists and history educators work with park naturalists and historians at interpretive centers and historic sites to educate visitors. Typical activities include leading or assisting with interpretive programs, teaching visiting camp groups, demonstrating a craft and preparing materials. These positions may also be assigned specific projects by their supervisor. The starting salary for these positions is \$12 per hour.

State Park Police visitor service assistants patrol assigned areas, direct both pedestrians and vehicular traffic and report unlawful acts to appropriate State Park Police personnel. Other duties may be required as under State Park Police supervision. Applicants must be 18 years of age and able to work weekends and holidays. The number of positions vary park to park based on the type of recreation at each location. Salaries start at \$12 per hour but can be increased based on experience. This position is ideal for those looking to pursue a career in law enforcement or criminal justice.

Maintenance personnel are the lynchpin of the State Park Service's summer operations. Applicants can expect to assist full-time staff in a variety of tasks including lawnmowing, cleaning of facilities, trash removal, park improvement projects and other general maintenance functions. Trade-school students, or those who may have a unique skill such as carpentry, are encouraged to apply for these positions. Salaries begin at \$12 per hour based on experience.

DEP's Division of Parks and Forestry oversees more than 50 state parks, forests, recreation areas, battlefields, historic sites and marinas that annually draw millions of visitors and are a key contributor to the state's tourism economy. The State Park Police protect the natural and historic resources of New Jersey's state parks, forests and historic sites, and the safety, security and well-being of all visitors.

To learn more about New Jersey's parks, forests and historic sites, visit www.njparksandforests.org.

Like the New Jersey Division of Parks and Forestry page on Facebook at www.facebook.com/newjerseystateparks.

Like the New Jersey State Park Police page on Facebook at www.facebook.com/NewJerseyStateParkPolice/

Follow the New Jersey State Park Service on Instagram @newjerseystateparks

Follow the DEP on Twitter @NewJerseyDEP

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PHILIP D. MURPHY
Governor

SHAWN M. LATOURETTE
Acting Commissioner

SHEILA Y. OLIVER
Lt. Governor

Dear Mayor,

Mayor, please allow me to congratulate you on your election to Mayor. Public service to one's community is both challenging and rewarding.

The New Jersey Department of Environmental Protection is committed to working with municipal governments across the State to coordinate information, keep open lines of communication, and resolve environmental concerns. My office, the Office of Local Government Assistance, will be in communication with you regularly to provide notice of important initiatives, special projects, and grant and loan opportunities. We act as your liaison to the Department, facilitating meetings and communications with various programs.

Since assuming my role as Director, I have travelled throughout all 21 counties and visited all 565 towns. I have met with many mayors in my visits to their municipalities. I hope to meet with you soon to learn more about you and your community. Each of New Jersey's 565 towns has a distinct and important voice. It is my job to make sure that voice is heard in Trenton.

Within this package, you will find some general information on the topics most commonly raised during my meetings with mayors. I hope you find this a useful introduction to the Department and the services we can provide your town. In addition, my office will be sending weekly email updates on various activities throughout the State.

Should you have need of this office, please do not hesitate to contact me. Again, my heartiest congratulations as you step into your new role. I am here to help you navigate the Department, and I look forward to working with you in the future.

Regards,

Kerry Kirk Pflugh
Director

NJDEP: Office of Local Government Assistance
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1. Major DEP Initiatives

Regional Greenhouse Gas Initiative (RGGI)

In June of 2019, New Jersey adopted rules related to rejoining the Regional Greenhouse Gas Initiative (RGGI), the first mandatory market-based program in the United States to reduce greenhouse gas emissions. RGGI is a cooperative effort among the states of Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, Rhode Island, Vermont, and New Jersey to cap and reduce CO₂ emissions from the power sector. New Jersey participated in all four quarterly auctions in 2020, generating just over \$94 million in proceeds to invest in energy efficiency, renewable energy, direct energy bill assistance and other greenhouse gas reduction strategies to advance New Jersey's clean energy economy and create local green jobs. To that end, the NJDEP, NJEDA and NJBPU released the State's first RGGI Strategic Funding Plan to identify the initiatives the agencies will invest these proceeds in for years 2020 through 2022. .

More information about NJ's participation in RGGI can be found at:

<https://www.nj.gov/dep/aqes/rggi.html> .

NJ PACT (Protecting Against Climate Threats)

New Jersey has embarked on a targeted regulatory reform effort that will modernize environmental laws to Protect Against Climate Threats (PACT). NJ PACT will usher critically needed changes to air emissions and environmental land use regulations, to enable government, businesses, and residents to effectively respond to current climate threats, and reduce future climate damages.

The state's Energy Master Plan outlines key strategies to reach the goal of 100 percent clean energy by 2050. In May 2018, Governor Murphy's Executive Order No. 28 directed the New Jersey Board of Public Utilities, in partnership with other state agencies, to develop this statewide clean energy plan and shift away from energy production that contributes to climate change. To underpin the initiatives in the Energy Master Plan, Executive Order No. 100 directed the DEP to make regulatory reforms to reduce emissions and adapt to climate change. New Jersey is the first state in the nation to pursue such a comprehensive and aggressive suite of climate change regulations.

NJ PACT is the next evolution of these efforts, modernizing air quality regulations that will limit emissions of climate pollutants that exacerbate global warming, as well as environmental land use regulations that equip DEP, local governments, residents and businesses with tools to effectively respond to current climate threats. They are also forward looking, seeking to reduce future climate damages through rules for green infrastructure and resilient building that will help New Jersey fight risks like sea-level rise and extreme weather.

For more information about NJ PACT, please visit: <https://www.nj.gov/dep/njpact/> .

Environmental Justice

Environmental Justice (EJ) is the fair treatment and meaningful involvement of all people, regardless of race, color, national origin, or income, with respect to the development, implementation, and

enforcement of environmental laws, regulations and policies. NJDEP's Office of Environmental Justice works on DEP's priority EJ principles: protecting human health and the environment, empowering communities, and strengthening DEP's partnerships. The Office of Local Government Assistance facilitates the work of the Environmental Justice Advisory Council (EJAC) and the Department's engagement with vulnerable communities, such as the Commissioner's "Environmental Justice Listening Sessions" in overburdened communities.

Pursuant to Governor Murphy's Executive Order 23, DEP has developed guidance on how all Executive Branch agencies in the state can incorporate environmental justice into their actions and has been facilitating the work of the Environmental Justice Interagency Council (EJIC). The DEP is also engaging stakeholders and developing rules to implement New Jersey's recently passed environmental justice law. Additional information about DEP's work to implement E.O. 23, the EJ Rulemaking process and DEP's other work with environmental justice can be found at <https://www.nj.gov/dep/ej/>

Executive Order 89

On the seventh anniversary of Superstorm Sandy, Governor Murphy signed Executive Order 89 (EO89) to establish a Climate and Flood Resilience Program within DEP, led by the Chief Resilience Officer, and an Interagency Council on Climate Resilience, comprised of sixteen state agencies, to develop short- and long-term action plans to promote mitigation, adaptation, and resilience of New Jersey's economy, communities, infrastructure and natural resources. The Climate and Flood Resilience Program, with support of the Interagency Council, will develop a Statewide Climate Change Resilience Strategy.

The Statewide Climate Change Resilience Strategy will include recommendations for actions New Jersey can take to mitigate and adapt to the effects of climate change. This includes identifying methods to strengthen resilience, guidance for other state agencies, long-term water and resource energy security, reducing the risk of wildfire, reducing health risks, supporting sustainable economic development, identification of funding and coordination opportunities, and any other measures as needed. The strategy will also include a Coastal Resilience Plan for New Jersey's coastal areas.

Per EO89, the Climate and Flood Resilience Program also delivered to the Governor a Scientific Report on Climate Change that summarize existing data and the best available science regarding the current and anticipated environmental effects of climate change in New Jersey. The report was released on June 29, 2020 and can be found on the DEP's Climate Change website, <https://www.nj.gov/dep/climatechange/>.

EO89 also required the State Development and Redevelopment Plan to incorporate climate change considerations based on the Scientific Report on Climate Change and the Statewide Climate Change Resilience Strategy.

For more on this work, please see section nine of this report, "Climate and Flood Resilience".

Offshore Wind

Governor Murphy through Executive Order 28 established the goal of setting New Jersey on the path to 100% clean energy by 2050. Building upon that goal, in 2019, Executive Order #92 effectively raised New Jersey's offshore wind goal from 3,500 megawatts by 2030 to 7,500 megawatts by 2035. In the United States, the Federal Bureau of Ocean Energy Management (BOEM) regulates renewable energy activities in federal waters on Outer Continental Shelf (OCS). In New Jersey, federal waters commence 3 nautical miles offshore. NJDEP has authority for state permitting; including regulatory oversight of offshore wind energy transmission cables and infrastructure built in state waters; as well as onshore activities. Within state waters and on regulated lands, the construction of associated facilities such as electrical substations, and the installation of cables and transmission lines will likely require several NJDEP permits. There are currently three offshore wind developers that have proposed projects off the coast of Cape May, Atlantic, Ocean and Monmouth Counties.

2. Site Remediation and Waste Management

Brownfield Redevelopment and the Community Collaborative Initiative

Under the Brownfields Development Area (BDA) approach, NJDEP works with selected communities affected by multiple brownfields to design and implement remediation and reuse plans for these properties simultaneously. The BDA approach enables remediation and reuse to occur in a coordinated fashion. In the process, the DEP invites various stakeholders, including owners of contaminated properties, potentially responsible parties, developers, community groups, technical experts for the local government and residents, and residents themselves, to participate in this cleanup and revitalization approach. In the selected BDAs, NJDEP will work closely with other involved agencies and offices, including the New Jersey Economic Development Authority (EDA), New Jersey Department of Community Affairs, and New Jersey Business Action Center, to remediate and revitalize communities and neighborhoods, not just individual properties.

If there is a designated brownfield development area that a township has an interest they can contact the Office of Local Government Assistance and they can facilitate meetings with the appropriate programs. For general information about the Office of Brownfield & Community Revitalization, including past success stories, please visit their website: <http://www.nj.gov/dep/srp/brownfields/>.

Community Collaborative Initiative

The Community Collaborative Initiative (CCI) is a place-based partnership that promotes quality of life in New Jersey's distressed communities. CCI aligns interests that support environmental and community revitalization, equitable economic development, and enhanced public health outcomes. CCI strives to continually evolve the NJ Department of Environmental Protection's role as a regulator by engaging the community as a partner. Through this effort, CCI hopes to better realize the Department's mission by bringing positive change to overburdened communities and being a leader in transformative government.

CCI is focused on 12 cities: Bayonne, Bridgeton, Camden, Jersey City, Millville, Newark, Paterson, Paulsboro, Perth Amboy, Salem, Trenton, and Vineland. To find out more information, you can visit the website: <https://www.nj.gov/dep/cci/>

Hazardous Discharge Site Remediation Fund

For contaminated sites where the responsible party is no longer viable, Hazardous Discharge Site Remediation Fund (HDSRF) grants and loans may be available to public and private entities that perform remediation pursuant to DEP's Site Remediation Program requirements. More information about this program can be found here: <http://www.state.nj.us/dep/srp/finance/hdsrf/>. Further questions can be directed to the Office of Brownfield & Community Revitalization at (609) 984-1790. The Site Remediation and Waste Management Program (SRWMP) timeline for review of an HDSRF application is approximately 9 months. However, there are many steps in the redevelopment process that can move in parallel while SRWMP processes a municipality's application. If a municipality has concerns, please contact the Office of Brownfield & Community Revitalization (OBCR) directly. The office can also provide information about quarterly Brownfield Roundtable meetings held at the DEP. DEP uses the quarterly meetings to learn what efforts are working and what challenges public entities face during their redevelopment projects.

Site Remediation and the Known Contaminated Sites List

The remediation and redevelopment of contaminated sites is a priority in the master plan of many communities throughout the State. Under the Site Remediation and Reform Act, the party responsible for the contamination must hire a Licensed Site Remediation Professional (LSRP) to oversee the cleanup of the site. The Department does not handle the remediation directly. The LSRP manages the remediation and files reports with the Department at specific intervals, updating us on the progress. Due to the time length between reports, for the most current update on a remediation, the Office of Local Government Assistance suggests municipalities contact the LSRP directly. In general, the first step is to perform a preliminary assessment and site investigation to evaluate the historical operations and identify any contaminated areas of concern. A remedial investigation is then conducted to delineate the nature and extent of the contamination on and emanating from the site. Following, a remedial action plan will be developed, and the site will undergo remedial action. The LSRP will issue a Response Action Outcome when the process is complete.

For a list of all contaminated sites within a municipality, visit:

<https://www13.state.nj.us/DataMiner/Search/SearchByCategory?isExternal=y&getCategory=y&catName=Site+Remediation> and search "Municipal Report: All Sites."

Home Heating Oil Tanks (Unregulated Underground Storage Tanks)

Older storage tanks for home heating oil - whether underground, above-ground, or in the basement - can rust and leak over time and contaminate soil or ground water. This poses a number of environmental/health risks, and New Jersey law requires homeowners to take prompt action to minimize those risks. For more information regarding the Underground Heating Oil Tank program, please visit <https://www.nj.gov/dep/srp/unregulatedtanks/>.

The Petroleum Underground Storage Tank (UST) Fund provides financial assistance in the form of loans and grants to eligible owners and operators for the closure and remediation of discharges from petroleum underground storage tanks. Unfortunately, there is a shortage of funding and new applications will continue to be accepted but will be processed when funding becomes available. Currently there is a 3.5 year wait on all new applications.

Occasionally, communities will discover an underground storage tank, of which they were not aware and did not know was present on publicly owned property. Government entities are eligible for zero interest loans under the UST Fund if the tank/property is municipally owned. Currently the UST Fund is only opened to Unregulated USTs and newly discovered Regulated USTs. For a newly discovered Regulated UST to be eligible for financial assistance, the application must be submitted within eighteen (18) months from the date of discovery of the UST. If such a tank is discovered please feel free to contact the Office of Local Government. Alternatively, a municipality may pursue HDSRF funding.

Storm prep and Temporary Debris Management Areas

Be prepared for the next storm and get a Temporary Debris Management Area (TDMA) pre-approved by DEP. A TDMA is an area approved by DEP where local government can temporarily store disaster event related debris until it can be transported to a disposal facility or recycling center, fast tracking clean-up from even smaller events. Applying for a TDMA Pre-Approval is easy and IT'S FREE! The application, instructions, and guidance documents can be found at: www.nj.gov/dep/dshw/debris/tdma.html. Just fill out the four-page fillable PDF form, attach a site drawing and current site pictures and submit it to the Department via e-mail.

If assistance is required filling out the form, or there are questions about TDMAs, contact the Division of Solid Waste and Hazardous Waste by phone at (609) 633-1418 or by e-mail at solidwasteemergencies@dep.nj.gov.

At a TDMA, the following debris may be stored:

- Vegetative Debris: trees, tree limbs, tree trunks, brush
- Construction and Demolition Debris: plywood, wallboard, concrete, carpets, glass
- Bulky Solid Waste: couches, furniture, large household items
- White Goods: refrigerators, freezers, washers, dryers
- Household Hazardous Waste: oil, paint, lawn chemicals, household cleaners
- e-Waste: TVs, computers, monitors, laptops
- Municipal Solid Waste: putrescible and non-putrescible

Operating a TDMA without approval is a violation of New Jersey's Solid Waste Rules. It may also jeopardize cost reimbursement opportunities from FEMA if a municipality uses the TDMA during a Federally declared event without prior approval from the Department. Therefore, it is strongly encouraged to submit a TDMA Pre-Approval form before an event occurs. Once approved, a TDMA site pre-approval does not expire, unless site conditions or requirements change.

Recycling

Due to a changing market, many municipalities have faced challenges related to recycling. DEP made the smart phone application Recycle Coach available free of charge to all municipalities. The app allows a resident to see information specific to their town, including what days recycling is conducted, and what specific materials are recycled in their municipality. It is free of charge for the resident to use as well.

In the summer of 2019, DEP also launched a "Recycle Right" social media campaign to remind the public about the importance of keeping contaminants out of the recycling stream. This includes a toolkit for municipalities to use on their own social media. Messages for Twitter, Facebook, and Instagram can be found on DEP's website: <https://www.nj.gov/dep/dshw/recycling/promotools.html>. These are also available for all interested municipalities to download and use. DEP's recycle.nj.gov website contains much helpful information about recycling.

Electronic Waste Recycling

Consumers (person, State entity, school district, local government units and small businesses) in New Jersey must recycle (since e-waste is banned from disposal at landfills) certain electronic devices (free of charge) at approved manufacturers' collection site locations. All computers, monitors, laptops, portable computers, televisions, desktop printers and desktop fax machines are accepted for recycling. The Division of Solid and Hazardous Waste maintains an e-Waste website page, <http://www.nj.gov/dep/dshw/ewaste/index.html>, with helpful background information on this topic.

To find an Authorized Recycler for a municipality or visit:

<https://www.nj.gov/dep/dshw/ewaste/authorizedrecycler.pdf>. From there, a municipality can check with the local collection site to determine if they will accept other electronic devices. If there are any questions about this process, the Bureau of Recycling and Hazardous Waste, e waste unit can be reached at 609-984-3438 or via email at ecycle@dep.nj.gov.

Food Waste Reduction

According to ReFED, Americans throw out the equivalent of \$218 billion worth of food each year. P.L. 2017, c. 136 (S3027) was signed into law on July 21, 2017 which established a goal of reducing food waste by 50%, based on 2017 food waste estimates, by the year 2030. SRWMP created a plan that will guide the state to achieve the reduction goal and outlines the issues of wasted food and possible short and long-term actions that can be implemented. The plan can be accessed by visiting:

https://www.nj.gov/dep/dshw/food-waste/food_waste_plan_draft.pdf. For tips on how to reduce wasted food, visit: <https://www.nj.gov/dep/dshw/food-waste/>,

Recycling Tonnage Grants

The “Clean Communities and Recycling Act” of 1981 and subsequent legislation including the Recycling Enhancement Act in 2007 created the Municipal Tonnage Grant Recycling Program, whereby municipalities could receive a grant for recycling and documenting the materials recycled in a previous calendar year. Since 1987, submission of the annual Recycling Tonnage Report by July 15 each year has been mandatory, but is required by April 30, along with other information to qualify for a grant.

New Jersey assesses a \$3.00 tax per ton on all solid waste accepted for disposal or transfer at New Jersey solid waste facilities. 60% of the money collected from this tax is distributed back to municipalities through the annual Recycling Tonnage Grants program to municipalities. The Recycling Enhancement Act tax moneys received by a municipality may be used only for recycling programs.

Submission of the annual report of material recycled the calendar year before by April 30, which is mandatory (required by July 15 if not applying for a grant), and other information will make a municipality eligible to receive this grant money. The program runs on a two-year cycle: for example, a municipality recycles in 2015, it is reported to DEP in 2016, and it receives grant payment in 2017.

Complete instructions and more information about the report can be found here:

<http://www.nj.gov/dep/dshw/resource/Tonnage/index.htm>.

Clean Communities Program

New Jersey Clean Communities is a statewide, comprehensive, litter-abatement program created by the passage of the Clean Communities Act in 1986. The Act places a tax on litter generating products; the funds generated each year are then returned to municipalities, counties, State parks, and the New Jersey Clean Communities Council. 80% of the funding goes to municipalities. Grant amounts are based on population, housing units, road mileage, and other factors. The amount of grant varies per year, based on the tax receipts, but a minimum grant amount for a municipality is \$4,000. At present, only seven municipalities are not eligible to receive Clean Communities Funding. They are: Loch Arbour (Monmouth), Millstone Borough (Somerset), Pine Valley (Camden), Rockleigh (Bergen), Tavistock (Camden), Teterboro (Bergen) and Walpack (Sussex). The Clean Communities Act requires municipalities and counties receiving Clean Communities grant funds to file statistical reports by June 30 of each year. For more information, please visit their website at <http://www.njclean.org/>.

3. Compliance and Enforcement

Environmental Concerns (Hotline)

If a municipality has an environmental concern in their town, or suspect some illegal activity, please call the Department’s 24-hour hotline, 1-877-WARN-DEP (1-877-927-6337). A dispatcher will take information about the concern and relay it to an inspector for follow up. If a person wishes to remain

anonymous, they can. Environmental concerns may include, but are not limited to, unpermitted activities, wetlands concerns, illegal hunting, illegal dumping, hazardous material spills, odor complaints, and any other potential concerns. In addition, DEP's Compliance and Enforcement has developed a program to curb illegal dumping on State lands, "Don't Waste Our Open Space". Learn more about the program, including how to download the smartphone reporting app, here: <http://www.stopdumping.nj.gov/>. Several municipalities have begun a similar program to stop illegal dumping on municipal property. If a municipality is interested in establishing a similar program, please let the Office of Local Government Assistance.

Coastal Land Use Enforcement

The Bureau of Coastal and Land Use Compliance and Enforcement is responsible for ensuring compliance with six land use statutes: Waterfront and Harbor Facilities Act; Coastal Area Facility Review Act (CAFRA); Wetlands Act of 1970; Freshwater Wetlands Protection Act; Flood Hazard Area Control Act; and Highlands Water Protection and Planning Act.

These statutes provide DEP with the authority to regulate development activities, including construction of structures and filling and clearing of vegetation, within environmentally sensitive areas. Environmentally sensitive areas include beaches, dunes, wetlands, and floodplains. The Bureau becomes aware of possible violations primarily through complaints, or incidents, received through the Hotline (1-877-WARN-DEP). Complaints are commonly reported by municipal or county officials, private citizens, or other public and private organizations. Bureau staff evaluate compliance with applicable regulations and/or existing permit conditions. If a violation has occurred, enforcement documents are issued to the property owner to compel compliance either by obtaining the necessary permits or restoring the site to pre-disturbance conditions. The Bureau also provides compliance assistance to municipalities and private citizens unfamiliar with the regulations. On many occasions, the local construction office is the first place a property owner will turn to seek information on permit requirements for their project. Municipalities, particularly their zoning, construction, land use planning, public works, engineers, and administrative offices play an extremely important role in ensuring compliance with DEP land use regulations. Opportunities for outreach and education are available throughout the year, some of which include Continuing Education Units (CEUs) for licensed professionals.

Odors

The Department or a local health department will initiate an investigation in response to complaints from one or more citizens regarding objectionable odors. To verify a complaint and issue an enforcement action, an investigation must be performed, and the investigator must verify the odor on the complainant's property; the investigator must concur that the odor "unreasonably interfered with the enjoyment of life or property." Complaints should be called in to the hotline, 1-877-WARN-DEP. Should a municipality have additional questions, the Office of Local Government Assistance would be happy to provide the Air Enforcement program's "Odor Fact Sheet". In addition, general questions can be answered by staff at a regional office: Northern Regional Office (Bergen, Essex, Hudson, Hunterdon, Morris, Passaic, Somerset, Sussex, Union, and Warren), 973-656-4444; Central (Burlington, Mercer, Middlesex, Monmouth, and Ocean), 609-292-3187; or Southern (Atlantic, Camden, Cape May, Cumberland, Gloucester, Salem), 856-614-3601. For communities in the western part of the State, New

Jersey has a joint agreement with Pennsylvania on odors; odors emanating from sites in Pennsylvania will still be addressed. New Jersey also has an interagency Odor Protocol Agreement with New York State.

A copy of how DEP responds to odor complaints can be found in the odor fact sheet:

<https://www.nj.gov/dep/enforcement/docs/odor.pdf>

Guard Your Backyard: “Dirty Dirt”

Clean soil or “clean fill” is often trucked into residential sites throughout New Jersey. Clean soil is fine, but sometimes “clean fill”, which is sold or offered free of charge, might contain contaminants that should not be on residential property. Effective action to stop illegal fill dumping begins at the municipal level, where local governments can enact a municipal soil and fill ordinance. This gives the municipality authority over soil brought into municipal boundaries and placed on construction, development and residential properties.

DEP’s “Guard Your Backyard” website offers a model ordinance, as well as information on the differences between soil and solid waste; examples of these municipal laws at work; and information for municipalities, industry leaders, and residents. For more information, please visit DEP’s Guard Your Backyard website, <https://www.nj.gov/dep/guardyourbackyard/>.

Land Use Enforcement

Board and administrative approvals at the local level continue to be conditioned upon Division of Land Resource Protection (DLRP) review to the most practical extent. The objective here is to ensure that municipal approvals don’t conflict with the NJDEP’s Land Use laws and rules, which could result in residents having an unintended Land Use violation.

Water Enforcement

The Water Compliance & Enforcement program is responsible for ensuring compliance with the State’s water programs. A particular focus is placed on inspections of wastewater discharge and community drinking water supply facilities.

All community water systems (CWS) and non-transient non-community water systems (NTNCWS) must develop a Lead and Copper Sampling Plan (LCSP) which must be maintained and on record for submission to the New Jersey Department of Environmental Protection (NJDEP) and/or the administrative authority upon request. The water system must update the LCSP as needed based on any change within the water system, such as, but not limited to, water main replacements, treatment change, lead service line replacement, etc. Transient non-community water systems are not subject to the LCR requirements; however, in New Jersey, licensed childcare facilities that are transient non-community, or non-public, water systems must meet the Safe Drinking Water Act requirements of a NTNCWS under the Madden Law. For more information please, follow this link:

<https://www.nj.gov/dep/watersupply/pdf/lead-copper-spg.pdf>

Municipalities should also focus on annual MS-4 permits/inspections and their associated requirements such as annual reports, CCRs, and public outreach. The objectives here are to maintain compliance with the NJDEP's Water Supply and NJPDES programs to ensure optimal drinking and water quality standards.

Solid Waste Enforcement

The Solid Waste Compliance and Enforcement program ensures garbage ("solid waste") and recyclables are properly managed through enforcement of the Solid Waste Management Act, and the Solid Waste Utility Control Act. The program would like to remind municipalities that Public Works sites are subject to a number of regulatory oversight programs. For example these locations may collect certain waste streams (recyclables or household hazardous waste), have on-site fuel storage (above or underground tanks), vehicle storage and maintenance (potential impacts to stormwater), or inadvertently create community concerns that are reported to the NJDEP hotline. Compliance assistance to proactively address these concerns is available from all programs within C&E and can be arranged by contacting the Divisional or Bureau offices.

4. Natural and Historic Resources

Green Acres and Blue Acres

The Green Acres Program provides matching grants to municipalities to preserve land for open space, conservation, or recreation, that provides public access. Green Acres also provides grants/low interest loans to municipal governments to develop outdoor recreation facilities. Green Acres works with local governments from the time of application through project completion. For more information about this funding, please call (609) 984-0570 or email GreenAcresApplications@dep.nj.gov. General information, including a current roster of preserved open space in a municipality, can be found on the Green Acres website: <http://www.nj.gov/dep/greenacres/index.html>.

The Blue Acres program is a program that works with homeowners who have suffered repetitive flooding, are prone to storm damage, or buffer/protect other lands from storm damage, though it is not a funding program. Blue Acres purchases are completed by the State and must be from willing sellers. (More information can be found on the Blue Acres website, http://www.nj.gov/dep/greenacres/blue_flood_ac.html).

Historic Preservation Process

New Jersey has a rich history, from the Revolution onward. The Department is responsible for the management of historic sites in New Jersey through the Historic Preservation Office (HPO). If a municipality has questions about a historic site, what having that designation entails, or how to have something listed on the New Jersey or National Register of Historic Places, please let the Office of Local Government Assistance know.

The first step to having a site listed on the New Jersey Register is to prepare and submit a "preliminary application." The purpose of this step is to evaluate whether the site meets the National Register

eligibility criteria. The Office of Local Government Assistance will be happy to provide these forms if desired, which should be accompanied by photographs of the building or site (inside and outside if appropriate), a map showing the location of the building or site, and readily available information about the history of the site. Once HPO receives the preliminary application, staff will review the documentation and determine whether the property meets the National Register criteria. If HPO staff determines that the property meets the National Register criteria, then the requester can move forward with preparing a formal National Register nomination form. The National Register nomination form is required to formally list a property on the NJ and National Registers of Historic Places.

Wildlife

The New Jersey Division of Fish and Wildlife protects and manages the State's fish and wildlife to maximize their long-term biological, recreational and economic values for all New Jerseyans. Up-to-date information about hunting, fishing, licenses, fish stocking, management programs, educational programs, and regulations can be found on their website, here: <http://www.state.nj.us/dep/fgw/> . If a municipality has a specific question about any of these topics, the Office of Local Government Assistance be happy to put you in touch with the appropriate staff. Staff can also provide valuable information about wildlife management. Many mayors have approached the Office of Local Government Assistance with concerns about deer populations and alternative control methods. Again, the Office of Local Government Assistance is happy to facilitate conversation and explore possibilities. Feel free to give the office a call to discuss.

In addition, communities in New Jersey may encounter black bears, which are native to the State. The States uses a system of Black Bear Rating and Response Criteria to dictate how to respond to the presence of a bear. The BBRRC defines three categories of black bear behavior: Category I, bears which are a threat to public safety and property; Category II, nuisance bears which are not a threat to public safety or property; and Category III, bears exhibit normal behavior and are not a nuisance or threat to public safety. For more information on bear safety in New Jersey, please visit http://www.nj.gov/dep/fgw/bearfacts_safetytips.htm . Please share these with your residents and let them know they can report black bear damage or nuisance behavior to DEP's 24-hour, toll-free hotline at 1-877-WARN-DEP (1-877-927-6337).

5. Air Quality, Energy and Sustainability

Radon

Residents may come to the Township with concerns about radon and home testing. General information about radon can be found in several online brochures: http://niradon.org/download/info_radon.pdf and <http://niradon.org/download/mitbas.pdf> . However, for specific concerns about radon levels, whether they be from drinking water levels or radon in the air, are best addressed by contacting the program directly at 609-984-5543. In addition, January is "Radon Awareness Month"; during January, information will be sent directly to municipalities.

Electric Vehicles and Charging Infrastructure

On January 17, 2020, Governor Murphy signed landmark legislation to boost the use of plug-in electric vehicles, or EVs, in New Jersey. The law creates a rebate program for EV vehicle purchases, sets goals for New Jersey's network of public charging stations, sets goals for EV sales, authorizes the Board of Public Utilities to create an incentive program for in-home EV chargers, and requires the State government to lead by example, with minimum percentages of state-owned non-emergency light duty service vehicles to convert to electric.

The "It Pay\$ to Plug In" program provides grants to offset the cost of purchasing and installing electric vehicle charging stations. Local governments are eligible for the grant, and information can be found at: <https://www.drivegreen.nj.gov/plugin.html>. Information about electric vehicles in general, as well as other initiatives and partnerships, can be found on the "Drive Green" website: <https://www.drivegreen.nj.gov/>.

Sustainability

The Bureau of Sustainability conducts outreach and education on various topics, including recycling, food waste, sustainable business practices, clean energy, and general sustainability information. Those who are interested in sustainability should consider joining the Sustainability Speaker Series (S3) listserv for notifications of future S3 meetings, by sending an email to Sustainability@dep.nj.gov. The Bureau is currently running a Facebook social media campaign on sustainability. Please follow the AQES Facebook page at @NJDEPAQES and share or use any of the posts.

Small Business Assistance Program

The Small Business Assistance Program (SBAP) helps New Jersey's small businesses understand the complex world of environmental regulation. SBAP provides services such as consultations, referrals, guidance documents, education and outreach, and help to foster innovation. The SBAP was created by the Clean Air Act Amendments of 1990, which also established a Small Business Ombudsman and a Small Business Compliance Advisory Panel.

Sustainable Business Registry

The New Jersey Sustainable Business Registry is a no-cost, voluntary program that recognizes and promotes sustainable businesses in New Jersey. Members gain access to free technical assistance, can create online company profiles documenting their sustainable practices, and are eligible for the annual New Jersey Small Business Development Center's Sustainability Award. The Registry's website is <http://registry.njsbdc.com/>.

Sustainable Community Pages

The Sustainable Business Registry maintains a Communities section of the website dedicated to showcasing communities that are certified Sustainable Jersey municipalities, who are working with their

local business community to implement and promote sustainable business practices. Communities featured on the webpage receive a GIS story map that highlights the local businesses that are members of the NJ Sustainable Business Registry. This helps promote sustainable businesses to sustainably minded consumers. For information on how a community can be featured on the webpage, contact the Bureau of Sustainability at 609-633-0631.

School Food Waste Guidance

The Bureau of Sustainability has developed School Food Waste Guidelines for K-12 schools and higher education institutions. The Guidelines provide information on best practices for managing food waste at schools. The Guidelines are available at <https://www.nj.gov/dep/seeds/sfwg/index.htm>.

WasteWise Business Network

The New Jersey WasteWise Business Network is a free educational program designed to help businesses and other organizations learn about the environmental and economic benefits associated with waste reduction, recycling, and recycled product procurement. Membership benefits include access to helpful information, resources and quarterly newsletters, biannual educational meetings, technical assistance and promotional opportunities.

6. Water Resource Management

New Jersey Infrastructure Bank

Recent amendments to legislation (P.L.2016, c.56.) changed the name of the New Jersey Environmental Infrastructure Trust to the New Jersey Infrastructure Bank (I-Bank) and expands the I-Bank's authority to include a financing program for local transportation projects. The I-Bank now manages these financing programs through two separate departments: the familiar New Jersey Infrastructure Trust (NJEIT) and the New Jersey Transportation Infrastructure Bank (NJTB). The NJEIT continues to manage the traditional program for efficient and low-cost financing of water-related environmental infrastructure projects in partnership with the New Jersey Department of Environmental Protection (DEP). The financing program formerly known as the "New Jersey Environmental Infrastructure Financing Program" or "NJEIFP" is now simply the "New Jersey Water Bank." Going forward, the NJTB manages a new program for efficient and low-cost financing of local transportation infrastructure projects in partnership with the New Jersey Department of Transportation (DOT). The name of this financing program is the "New Jersey Transportation Bank" (NJTB). Additional information regarding the development of the Transportation Bank and its program offerings will be available in the coming months on the I-Bank [website](#).

The New Jersey Water Bank (NJWB), which administers New Jersey's Clean Water State Revolving Fund (SRF) and Drinking Water SRF, is a partnership between the New Jersey Department of Environmental Protection (NJDEP) and the New Jersey Infrastructure Bank (NJIB). NJWB provides low-cost financing for the design, construction, and implementation of projects that protect, maintain, and improve water

quality and projects to ensure safe drinking water. The priorities and policies of the NJWB are established annually through the Clean Water and Drinking Water Intended Use Plans (IUPs). The proposed and final IUPs for both Clean Water and Drinking Water are available at <https://www.nj.gov/dep/dwg/cwpl.htm>.

Drinking Water Systems

For a broad overview about how drinking water systems work, the Department encourages municipalities to read the following document from the Rural Community Assistance Partnership (RCAP): https://www.rcap.org/wp-content/uploads/2011/12/Non-operators-Guide-to-DRINKING-WATER-Systems_Small.pdf

Depending on the ownership of the water purveyor that serves a town, a municipality may have certain responsibilities regarding its operation. The water system that serves a municipality may be owned by an investor-owned water company (e.g. New Jersey American, Suez) or an authority (e.g. Municipal Utility Authority). These entities are responsible for operating the water system, maintaining compliance with all pertinent regulations, and making the appropriate investments into the water system. However, there is still a need to maintain open communication and a positive working relationship with a municipality's water purveyor, particularly in the event of emergency situations to ensure that a municipality's residents are fully informed as situations progress.

If a municipality's water system is owned by the municipality, the municipality would need to take on a higher level of responsibility. Depending on the size of the public water system, it must retain a Licensed Operator with the appropriate license (N.J.A.C. 7:10A). This individual is responsible for overseeing the daily operations of the water system, maintaining compliance with all pertinent regulations, and should make recommendations for necessary capital improvements.

Water Accountability Act

The Water Quality Accountability Act (WQAA) (P.L. 2017, c. 133), enhanced the responsibilities of mayors by requiring an annual certification of compliance with all federal and State drinking water requirements to be signed by the mayor or chief executive officer of the municipality. This certification is due October 19th each year. While the municipality's Licensed Operator should be able to assist the municipality in completing the certification form accurately, only the mayor's signature, or that of chief executive officer of the municipality (depending on your organizational structure) is acceptable. More information about the WQAA can be found at https://www.state.nj.us/dep/watersupply/g_reg-wqaa.html.

For all other information about water supply issues, the DEP's Division of Water Supply & Geoscience's website is regularly updated, and can be found at <https://www.state.nj.us/dep/watersupply/index.html>.

7. Communications / Other Concerns

Open Public Records Act (OPRA) Requests

In accordance with the Open Public Records Act, NJDEP makes available its public records through formal requests to the Department's Office of Record Access. Under the Act, the State has five business days within receipt of the request to acknowledge and respond to the request. Requests may be submitted in writing by submitting a paper "records request form" or by completing the online form found on the website, <http://www.nj.gov/dep/opra/opraform.html> . However, many commonly requested records can be found online immediately, on the DEP's DataMiner (<https://www13.state.nj.us/DataMiner>). Links to access the most commonly requested information can be found here: <http://www.nj.gov/dep/opra/mostrequested.html> .

Permitting and Project Navigation

DEP's Office of Permitting and Project Navigation (OPPN), facilitates the permitting of complex projects that cross multiple DEP interests. For such projects, OPPN acts as the primary project consultant and provides a guidance between all interested programs, prior to the submission of any applications.

OPPN provides a project checklist, attached here, to help potential applicants better determine project readiness. Use of the readiness checklist will help identify if a planned project is ready for detailed review by the Department, and to identify any potential regulatory issues that may need to be addressed. More information about OPPN can be found at <https://www.nj.gov/dep/oppn/>.

Seasonal Concerns

During summer months, the State conducts a beach monitoring program, the Cooperative Coastal Monitoring Program (CCMP). The CCMP is a partnership with county and local health agencies and is managed in the Bureau of Marine Water Monitoring. Activities include weekly water quality monitoring at approximately 215 ocean and bay bathing beaches, aerial surveillance of the coast six days a week, and public notification of beach and bathing conditions. Throughout the summer, daily updates and flight updates are posted to the recreational bathing beach information web page, www.njbeaches.org .

For the colder months, DEP is also available to help communities in snowstorms. The Office of Local Government Assistance will distribute information prior to any snow event, but it is best to designate snow disposal sites before a storm hits. Snow disposal sites should be in upland areas as far as possible from waterways and wetlands; this protects these environmentally sensitive areas from road salt and other potential contaminants that may be present in snow removed from roads and parking lots. If such choices are unavailable either due to the anticipated snow volume or public safety concerns, DEP will consider allowing snow disposal in certain larger water bodies, either in emergency situations or on a case-by-case basis. Those exceptions must be first approved by DEP, and can be obtained by calling DEP's emergency hotline, 1-877-WARN-DEP. Again, the Office of Local Government Assistance will be available to discuss in further detail prior to an anticipated storm.

In addition, the DEP's Division of Water Quality reminds municipalities to take appropriate precautionary measures in preparation for possible flooding and/or power outages. Should a municipality be interested, they can provide a checklist on storm preparation, which the Office of Local Government Assistance will be happy to send to the municipality. Again, the Office of Local Government

Assistance distributes this information prior to a storm as well. For any contaminated sites for which the municipality is responsible, all efforts should be made to prevent new discharges at these sites and to maintain active remediation systems. After the storm, all sites should be re-evaluated to determine if any immediate environmental concerns needing action arose. For topic-specific questions regarding site remediation during storms, please refer to the Site Remediation Program contact list, available at www.nj.gov/dep/srp/srra/srra_contacts.htm. Again, the DEP's 24-hour emergency hotline, 1-877-WARN-DEP (1-877-927-6337) is available for issues of immediate environmental concern.

Throughout all seasons, the Office of Local Government Assistance will be in touch if communities are expecting a major weather event. In addition, Office of Local Government Assistance is on call during nights and weekends should a significant storm be predicted. If a municipality has any needs during the storm, please feel free to call at any time. Prior to any event, the Department reminds municipalities that stormwater runoff contributes greatly to the addition of pathogens to our waterways. Sources of these pathogens include pet waste, wildlife feeding, and illicit connections. It is important to remember that each municipality has the responsibility to properly maintain their stormwater systems and should also have ordinances regarding the feeding of wildlife, controlling of pet waste, and elimination of illicit connections. Ensuring the implementation of these ordinances should lead to fewer pathogens entering our waterways. Before and after a storm, it is important to help prevent localized flooding by clearing any blockages caused by debris from storm drain catch basins, always taking the appropriate precautions. Again, DEP will always be available for assistance during storms.

Asbestos

Should a resident inquire about asbestos removal, the New Jersey Department of Labor and Workforce Development has jurisdiction over the actual asbestos removal. In general, they will walk a party through the process of either hiring an asbestos abatement contractor or advising them on the next appropriate steps. For more specific information, please contact the Office of Asbestos Control and Licensing at (609) 633-3760. If there are questions about asbestos waste management after it is removed, that would fall into DEP's jurisdiction. For specific information questions on that topic, please feel free to contact the NJDEP Division of Solid and Hazardous Waste Management at (908) 984-4608.

Abandoned and Unclaimed Property

Municipalities may have abandoned property in the municipality, where an owner cannot be traced, or a previous owner passed away without designating heirs. If someone passes away without a will, and family cannot be identified, their property will "escheat" to the State of New Jersey. For more information, a municipality can contact the Bureau of Unclaimed Property in the New Jersey Department of the Treasury; unclaimedreports@treas.nj.gov, 609.292.9200, <http://www.unclaimedproperty.nj.gov/>.

8. Watershed and Land Management

For permitting concerns, including Flood Hazard, Coastal Area Facility Review Act (CAFRA), Freshwater Wetlands, Coastal Wetlands, Waterfront Development, and Highlands permits, the Office of Local Government Assistance will contact the program directly with details of a municipality's request.

Reorganization

The Department is pleased to announce the development of the Watershed and Land Management (WLM) program to bring elements of DEP's land use and water resource management branches into closer alignment. Through a holistic approach to planning, permitting, mitigation, and restoration of impacts to New Jersey's watersheds, WLM works to preserve, protect, and improve the integrity of New Jersey's water and natural resources, while protecting life and property from environmental threats. Through this reimagined program, aspects of the Department's land use and water regulatory programs have been unified to facilitate a networked, watershed-based approach to stewardship of land resources that have a critical nexus to water quality.

WLM's Division of Land Resource Protection (formerly Division of Land Use Regulation) oversees environmental permitting functions pursuant to the Freshwater Water Wetlands Protection Act rules, Coastal Zone Management rules, Flood Hazard Area Control Act rules, and Highlands Water Protection and Planning Act rules. The Division also oversees WLM's education and outreach efforts as well as rule and policy development.

The Division of Watershed Protection and Restoration will have a comprehensive focus on protecting NJ's residents from increased flood damage and runoff in light of a changing climate, facilitating community resiliency after severe weather, protecting threatened and endangered plant and animal species, and preserving and enhancing the quality of the State's waters through robust wetland, riparian zone, and coastal resource mitigation as well as environmental restoration and enhancement projects designed to reduce water quality impairment across the State. The Division also oversees stormwater management permitting and rulemaking efforts and development of the stormwater Best Management Practices Manual.

Dataminer

The status of a permit application can be determined using the Department's Dataminer application (<https://www13.state.nj.us/DataMiner#>). The information provided is the best available according to the procedures and standards of each of the contributing programs. The Department's programs are regularly maintaining the information in their databases, in order to maintain the quality and timeliness of the data.

Electronic submission

The Department is in the process of amending the land resource rules to require electronic submission of applications for all general permit authorizations, individual permits, freshwater wetland transition area waivers, and flood hazard verifications that are submitted in conjunction with a permit application. The current rules require the submission of paper applications for these approvals. Under the proposed amendments, all application materials are required to be submitted in an electronic format through an electronic submission service. This will include the submission of electronic site plans (e-plans) with a digital signature and seal. The entire application can therefore be made easily accessible to the general public through Dataminer (<https://www13.state.nj.us/DataMiner#>) as well as to all Department staff,

facilitating collaboration to reduce processing times. Electronic plans will allow parallel collaboration between applicants and other agencies to review and markup plans, share comments, and more quickly and easily identify potential conflicts and issues. The electronic submission service will also reduce processing times by checking for administrative completeness and addressing common technical deficiencies.

Flooding

Many communities in New Jersey experience localized flooding after even short rain events. The Office of Local Government Assistance has compiled some general resources to help alleviate the concerns from flooding.

Watershed and Land Management published a new Flood Hazard Area Control Act Rules Technical Manual (https://www.nj.gov/dep/landuse/download/fh_044.pdf) to foster greater understanding of the regulatory standards and information required to obtain a permit under these rules. The manual supplements the rules by explaining provisions and guiding potential applicants in how to meet those standards and demonstrate compliance in a permit application.

General information can be found on the NJDEP Bureau of Flood Control website, here: <http://www.nj.gov/dep/floodcontrol/about.htm>. Their Community Assistance Program can be reached at (609) 292-2296 to discuss what options or technical support may be possible. In addition, should a municipality wish to meet with them, please don't hesitate to reach out to the Office of Local Government Assistance, who can help organize a meeting.

There may also be opportunities for green design and infrastructure, which can help control or stabilize inland flooding (rain gardens etc.). Municipalities may want to consider reaching out to Rutgers University and the Water Resources Program within the Cooperative Extension (<http://www.water.rutgers.edu/>). They have staff working directly in communities with Green Infrastructure and other water resource projects. Another potential source of support is Jersey Water Works, <http://www.jerseywaterworks.org/>; they also have staff assigned to work with communities. Sustainable Jersey also has guidance on rain gardens (<http://www.sustainablejersey.com/actions-certification/actions/#open/action/112>) and community gardens (<http://www.sustainablejersey.com/actions-certification/actions/#open/action/52>). The DEP's general page on green infrastructure can be found here: <http://www.nj.gov/dep/gi/>. Finally, it's encouraged to work with the municipal stormwater coordinator to ensure the conditions of the MS4 permit are being met (i.e. routine maintenance of storm drains, which can also alleviate flooding). The municipal engineer and stormwater coordinator would also be welcome to join any discussions municipality has with DEP.

The Department of Community Affairs may also have resources to help municipalities. Local Planning Services, an office within DCA, can provide technical assistance to municipalities on special projects. They offer comprehensive planning services at no cost to local governments. Municipalities may wish to work with their Local Planning board and this DCA service to see if they can include flood control considerations and projects in their master plan. They can be reached at (609) 292-3000; www.nj.gov/dca/services/lps; LPSmail@dca.nj.gov.

Communities may also wish to engage in stream cleaning or desnagging of local waterways. The Office of Local Government Assistance is happy to provide guidance for these activities; depending on how

municipalities plan to remove obstructions and sediment accumulation, these activities may require a permit from the Land Resource Protection program.

Storm Water Utilities

The Stormwater Utility Law, signed in March 2019, gives local and county governments the ability to create stormwater utilities. Funds generated from these utilities can be used to improve infrastructure that protects water quality, prevents localized flooding, and complies with other MS4 stormwater requirements. According to the law, a utility fee must be a "fair and equitable approximation of the proportionate contribution of stormwater runoff from a real property." A stormwater utility is defined as an organization who assesses fees and uses the revenue from these fees to maintain infrastructure designed to reduce pollutants into water bodies and provide control of stormwater to prevent flooding conditions.

Under the law, DEP is obligated to provide guidance covering technical assistance to set up a utility, rate-setting, asset management, and public education. When a utility is created, DEP and the Department of Community Affairs (DCA) will be responsible for receiving submissions by local and county governments that demonstrate the local governments' compliance with the law. DEP is working in collaboration with DCA and the Board of Public Utilities (BPU) as their laws and regulations will likely be implicated during the forming of utilities under this law. For more updates on this topic, please visit: <https://www.state.nj.us/dep/dwg/stormwaterutility.html>. DEP will be using this website as a repository of information required under the law.

Amended Stormwater Management Rules and Ordinances

Every municipality that operates a separate storm sewer system that discharges to surface or ground water of the State is permitted through the Department's Municipal Separate Storm Sewer System (MS4) permitting program. This includes every municipality except for: East Newark Borough, Guttenberg Town, Pine Valley Borough, Tavistock Borough, Union City, Walpack Township, Weehawken Township, and West New York Town. It is the Department's understanding these municipalities do not operate MS4s. One of the provisions of each municipality's MS4 permit is a requirement to have a local stormwater control ordinance that is at least as stringent as the State's Stormwater Management rules at N.J.A.C. 7:8. On March 2, 2020 the Department adopted amendments to the New Jersey Stormwater Management rules. Most substantially, these amendments replaced the previous requirement that major developments incorporate nonstructural stormwater management strategies to the "maximum extent practicable" to meet groundwater recharge standards, stormwater runoff quantity standards, and stormwater runoff quality standards, with a requirement that green infrastructure be utilized to meet these same standards. The amendments also changed the total suspended solids (TSS) removal requirement applicability to only the runoff from motor vehicle surfaces and to eliminated the TSS removal requirement as it applies to runoff from other impervious surfaces not traveled by automobiles, such as rooftops and sidewalks.

With these changes to the Stormwater Management rules, each MS4 permitted municipality must update their stormwater control ordinance to remain as stringent as the Department's amended rules. Also on March 2, 2020, the Department notified every municipality of this required update to their ordinance. Under their MS4 permit, municipalities have a time period one year to have the revised stormwater control ordinance in effect after receiving notification from the Department of the required

change. If a municipality has not already adopted and obtained county approval for a revised ordinance, this effort must be undertaken immediately to ensure that a municipality remains in compliance with its MS4 permit.

Public Access

New Jersey's tourism economy relies heavily on the public access to the shore and riverfront communities, including fishing and boating. The public's right to access tidal waters and their shorelines, embodied in the Public Trust Doctrine, existed prior to the inception as a state and continues today. The Public Trust Doctrine is the principle that tidal waters and shorelines are preserved for public use and that the government is required to maintain them for the public's reasonable use. A public access map, and frequently asked questions, can be found at <https://www.nj.gov/dep/cmp/access/>.

Municipalities have the opportunity to develop public access plans that reflect their self-determined priorities for enhancing public access to tidal waters. Information about this process can be found here: <https://www.nj.gov/dep/cmp/access/mpap.htm>.

9. Climate and Flood Resilience

Climate Resilience Planning

The Bureau of Climate Resilience Planning (BCRP), within the Climate and Flood Resilience Program, provides planning and technical support to New Jersey's communities to help them make informed decisions about climate resilience. BCRP is responsible for coordinating with DEP policies, programs, and activities to plan for the impacts and the associated hazards of climate change and promote public awareness of climate change science.

In recognition of the scientific community's consensus on the current and anticipated impacts of climate change in addition to New Jersey's vulnerability to them, and the necessity to coordinate and integrate climate change considerations into planning and decision-making at all levels of government to make New Jersey more resilient and foster adaptation to the effects of climate change, Governor Phil Murphy signed Executive Order No. 89 on October 29th, 2019 to establish a Statewide Climate Change Resilience Strategy (CCRS) to make New Jersey more resilient to climate change. As part of the CCRS, the DEP is directed to develop the Coastal Resilience Plan (CRP) that addresses the issues specific to New Jersey's coastal zone.

New Jersey has a long way to go in order to achieve climate resiliency. The Department wants to hear from municipalities about what they want to see from the Climate Resiliency Plan. Please email climateresilience@nj.dep.gov with any ideas or suggestions.

For more on Executive Order 89, please see section one of this report, "Major DEP Initiatives".

Dam Safety

The Bureau of Dam Safety reviews plans and specifications for the construction of new dams or for the alteration, repair, or removal of existing dams. Engineers from the Bureau evaluate each project, and

they periodically inspect existing dams to assure they are adequately maintained. For questions about municipally-owned dams, the Office of Local Government Assistance would be happy to put municipalities in touch with the Bureau.

Division of Coastal Engineering

New Jersey has 127 miles of coastline along the Atlantic Ocean and 83 miles of shoreline along the Raritan and Delaware Bays. New Jersey's Shore Protection Program provides for the protection of life and property along the coast, preserving the vital coastal resources of the state, and maintaining safe and navigable waterways. The Division of Coastal Engineering is responsible for administering beach nourishment, shore protection, coastal dredging projects, maintaining aids to navigation, conducting storm surveys, damage assessments and emergency repairs for coastal storms. They partner with research centers and the U.S. Army Corps of Engineers. For questions on specific projects, the Office of Local Government Assistance can put municipalities in touch with the program directly.

10. Grants and Loans

In addition to the grant and loan programs described above, the Department issues many other grant and loan announcements throughout the year. To view the current list of grant and loan opportunities, please visit the website, <http://www.nj.gov/dep/grantandloanprograms/>. If the DEP cannot provide a loan that meets municipalities needs, the Office of Local Government Assistance often suggests that they check the United States Department of Agriculture's available funding programs, here: <https://www.usda.gov/topics/farming/grants-and-loans>.

During the year, the Office of Local Government Assistance will send emails about grant and loan opportunities as they arise.

11. Further Information Available

In addition to the information above, the Office of Local Government Assistance have many fact sheets available for distribution. Please feel free to contact the office for a copy of fact sheets or guidance on any of the following topics:

Asbestos

Beach and Dune Maintenance Guidelines

Coastal Land Use Enforcement Restoration Guidance Document

Community Forestry Management Program Guidelines

New Jersey Department of Community Affairs Local Planning Services

Emerald Ash Borers Preparation Checklist

Freshwater Wetland General Permit Checklist

Highlands Septic Rule Factsheet

Land Use staff assigned to your municipality for freshwater wetlands and Stream Cleaning concerns

Letter of Interpretation application for freshwater wetlands

MS4 Tier A and Tier B Guidelines

Municipal Public Access Plan Application Form

Municipal Public Access Plan Template

New Jersey Infrastructure Bank (I-Bank) Information

Odor Fact Sheet

Pennsylvania and New Jersey agreement to address odor complaints across State lines

Septic: Frequently Asked Questions

Septic Rule

Sinkhole Summary

Solid Waste Sinkhole Guidance

Spill Act exemptions

Stream Cleaning Regulations

Watershed Ambassador List for your region



9.

Sosa, Jessica

From: Masser, Michelle
Sent: Monday, February 22, 2021 8:48 AM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: This Week in Morris County: Morris County Vaccinations Surpass 100,000 Milestone

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township
PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: County of Morris [mailto:webmaster@morriscountynj.ccsend.com] **On Behalf Of** County of Morris
Sent: Friday, February 19, 2021 4:34 PM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: This Week in Morris County: Morris County Vaccinations Surpass 100,000 Milestone

Having trouble viewing this email? [View as Webpage](#)



This Week In
Morris County

This newsletter is brought to you by the Morris County Board of Chosen Commissioners.

Morris County News



Morris County Vaccinations Surpass 100,000 Milestone

Regional vaccination facility prepares to vaccinate up to 2,000 people per day as vaccine supply increases.

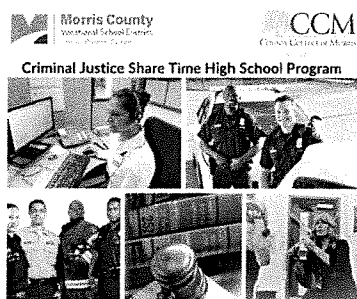
[Read more](#)



Free Webinars March 3 Teach Lake Hopatcong Watershed Residents How to Create Rain Gardens

Rutgers experts team up with local groups to offer webinars, one-on-one consultations and \$450 rebates. Rain gardens improve water quality in the lake.

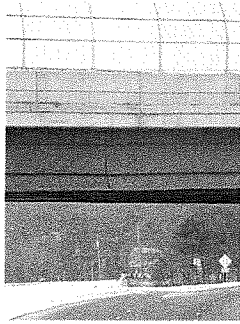
[Learn more](#)



Criminal Justice Programs Open to High School Students

Morris County Vocational School District and County College of Morris offer a new share time program for students in law, public safety, corrections, and security.

[Learn more](#)



Route 15 southbound to be closed and detoured tonight, Feb. 19

Repairs to Weldon Road Bridge in Jefferson Township will mean more closures and detours in coming weeks.

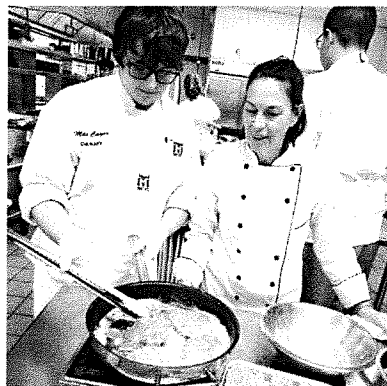
[Read more](#)



Surrogate Session to Address Trusts and Estate Planning Feb. 25

Hour-long informational webinar covering trusts and estate planning is free to the public.

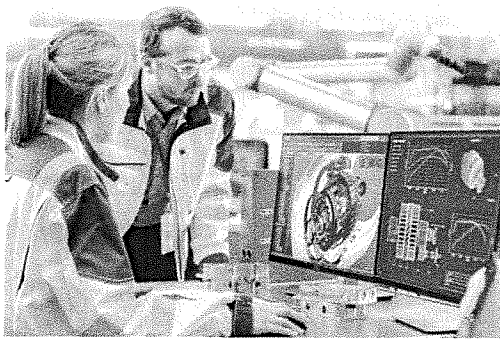
[Learn more](#)



Register for MCVSD Virtual Info Session on Half-Day Programs

Information session covers half-day career and technical programs that begin in junior year in culinary, IT, cybersecurity, criminal justice, engineering and manufacturing,

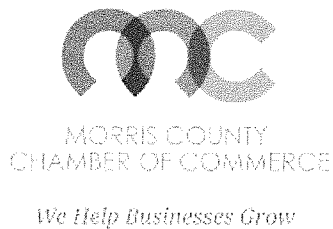
[Learn more](#)



Advanced Manufacturing Program Leads to High-Paying Careers

Learn about the AutoCAD, Six Sigma and Advanced Manufacturing programs for adults during the online open house on Feb. 24. Classes start year round.

[Read more](#)



TransOptions to Speak at Morris Chamber's Sustainability Forum

Additional Chamber webinars include innovation, wellness, non-profits, government affairs, understanding autism and the cannabis industry.

[Learn more](#)



Morris County Housing Authority Thanks Rockaway Volunteers

Supporting Our Seniors volunteers were lauded for their kindness and generosity to Pleasant View Village residents.

[Learn more](#)

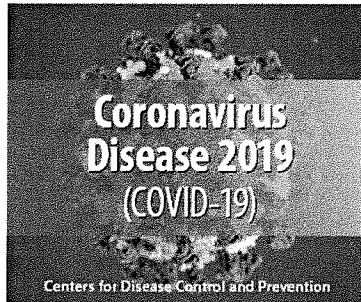
MORRIS COUNTY PROUD TO BE STIGMA-FREE

Free Support Groups and Crisis Counseling for Adults and Children

The NJ Hope and Healing Crisis Counseling Program at Mental Health Association of Essex and Morris serves anyone who has been emotionally impacted by the COVID-19 pandemic.

[Learn more](#)

Morris County COVID-19 Information



Morris County COVID-19 Web Page

Read about Morris County's response to the outbreak. Learn how to get tested, the number of cases, vaccination schedule, updates to county services, and more.

[Visit the Website](#)



Race, Inequity and COVID-19 Focus of Feb. 24 Lecture

Dr. Kesha Moore, Senior Researcher and Development Specialist with LDF's Thurgood Marshall Institute, explores disparities in COVID-19 infection & deaths.

[Learn More](#)

Arts, Culture & Entertainment



Holiday Ramblers Perform Live for MPAC Benefit Concert

Limited seating available for live events. Plus, comedy by Vic DiBitello. Check MPAC's roster of films, lectures and virtual concerts from across the country.

[Read more](#)



Vance Gilbert Headlines Folk Project Stayaway on Friday

Join Vance Gilbert's free-spirited shows are marked by audience rapport, expert songwriting and a perceptive wit. Also see Folk Project's virtual workshops.

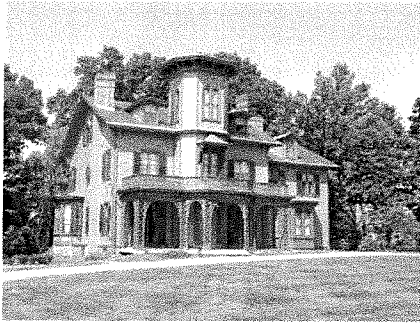
[Read more](#)



Morris Arts: Vanishing Worlds Art Show and Virtual Arts in Education

Morris Arts [Virtual Arts in Education](#) video showcases acts. Plus, [Vanishing Worlds](#) online art gallery exhibit is on display until April.

[Read more](#)



History Lunchbreak Lecture Features Acorn Hall Architecture

Discover the blending of architectural features of Acorn Hall, Augustus Crane's mid 19th-century "country house," Feb. 24.

[Read more](#)



Morris Parks Events: Birds, Gardening and Creepy Crawlies

Nature lovers, history buffs, photographers, parents and youngsters will all find something to pique their interest at Morris County Parks.

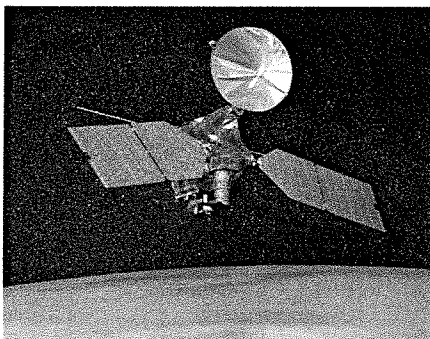
[Learn more](#)



Online Community Garden Conference Set for March 6

Friends of Frelinghuysen Arboretum and Rutgers Extension sponsor the event.

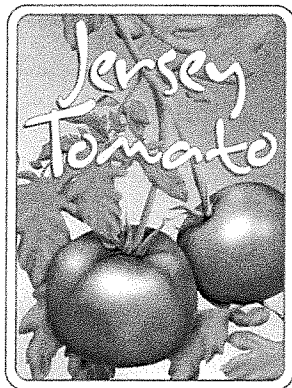
[Read more](#)



4-H Starts New Clubs: Theatre, STEAM Punk and Exotic Pets

Also, check out the 1- 2 day events in cooking, photography, Minecraft and Ask a Rutgers Scientist. Don't see a club you like? Start your own.

[Read more](#)



Think Spring with Rutgers Extension, Master Gardeners

Search publications geared to Garden State growers: community gardens, landscaping, pests, composting, growing fruits and nuts. Morris master gardeners also answer questions.

[Learn more](#)



Winter Farmers Market Open Sundays at Morris Museum

Support local, eat fresh. While you're at [Morris Museum](#), check out the new show on vintage ragtime sheet music, tapestries of Jon Eric Riis, plus trains!

[Learn more](#)

COVID-19 Resources

We encourage county residents to get information from official government sources:



[State of NJ COVID-19 Information Hub](#)



[CDC's Coronavirus Portal](#)



FEMA

[Coronavirus.gov](#)

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County of Morris | PO Box 900, Morristown, NJ 07963-0900

[Unsubscribe clerk@mtolivetwp.org](mailto:clerk@mtolivetwp.org)

[Update Profile](#) | [Customer Contact Data Notice](#)

Sent by webmaster@co.morris.nj.us powered by





Sosa, Jessica

From: Masser, Michelle
Sent: Friday, February 26, 2021 10:56 AM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: This Week in Morris County: Morris Commissioners Introduce 2021 Budget With No Tax Increase

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township

PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: County of Morris [mailto:webmaster@morriscountynj.ccsend.com] **On Behalf Of** County of Morris
Sent: Friday, February 26, 2021 10:30 AM
To: Masser, Michelle <clerk@mtolivetwp.org>
Subject: This Week in Morris County: Morris Commissioners Introduce 2021 Budget With No Tax Increase

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This Week In
Morris County

This newsletter is brought to you by the Morris County Board of Chosen Commissioners.

Morris County News



Morris Commissioners Introduce 2021 Budget With No Tax Increase

The proposed \$320 million budget directs \$38.6 million toward educational, cultural and economic initiatives.

[Read more](#)



Morris County Flood Mitigation Program Purchases 80th Property

Innovative program purchases flood-prone homes from willing sellers to permanently restore the properties to open space.

[Read more](#)



CCM is #1 in the State for Best Associate Degrees

County College of Morris (CCM) has been named #1 for "Best for Associate Degrees" in the 2021 "The Best Colleges in New Jersey" ranking conducted by Intelligent.

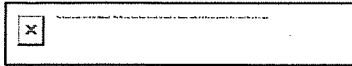
[Read more](#)



County Clerk Ann Grossi Releases 2021 Morris County Manual

Details government for each of Morris' 39 municipalities, county and state government, legislative maps, boards, agencies and more.

[Read more](#)



MC School of Technology Sets Info Session on Half-Day Programs

March 4 session offers an overview of career and technical programs in trades, food service, exercise science. Apply as a sophomore.

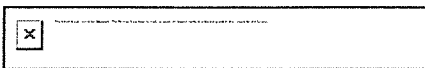
[Read more](#)



Morris Arts Awards \$61,000 in Grants to 28 Local Arts Programs

Morris Arts announced Local Arts Grants awarded to 28 Morris County arts organizations totaling \$61,200 for Funding Year 2021. The non-profit also offers relief [grants to teaching professionals](#).

[Learn more](#)



Listening Sessions Seek Feedback on Caregiver Services

Caregivers are invited to join New Jersey Caregiver Task Force Listening Sessions on March 6, 10 and 18 to provide feedback and insight on caregiver support services

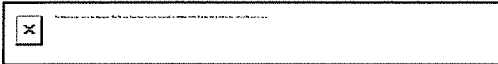
[Learn more](#)



Denville Rotary Clubs Honored for Basketball Court Renovation

Morris County Housing Authority honors clubs for spearheading the project with Denville Township, vendors and youngsters of Peer Place.

[Read more](#)



NJ DEP Opens 700 Seasonal Jobs in Parks, Forests, Historic Sites

Available positions include naturalists, history educators, visitor service assistants, trail stewards, office assistants, lifeguards, and maintenance personnel. Apply ASAP.

[Read more](#)

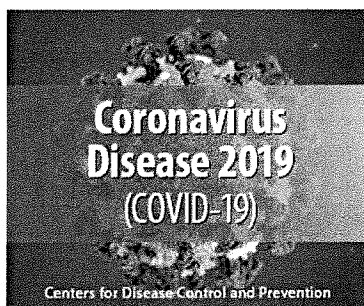


Free, Virtual 'Seniors in Motion' Exercise Tames the Pain March 4

The virtual program teaches adults 60+ the power of body movement in wellness and pain management. Offered by NewBridge.

[Learn more](#)

Morris County COVID-19 Information

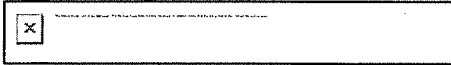


Morris County COVID-19 Web Page

Read about Morris County's response to the outbreak. Learn how to get tested, the number of cases, vaccination schedule, updates to county services, and more.

[Visit the Website](#)

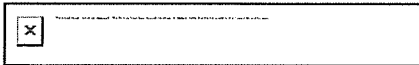
Arts, Culture & Entertainment



MPAC Opens Registration for Spring Theatre, Voice Classes

The celebrated theatre offers a mix of in-person and virtual classes in musical theatre, acting, voice and more! Also, check MPAC's roster of films, lectures and virtual concerts from across the country.

[Read more](#)



Morris Parks Events

Nature lovers, history buffs, photographers, parents and youngsters will all find something to pique their interest at Morris County Parks.

[Learn more](#)



ARTS by the People Sponsors Literary Open Mic Night March 3

The Platform is a literary open mic featuring first time readers, early career writers and seasoned, published poets and authors. Read your original work.

[Read more](#)

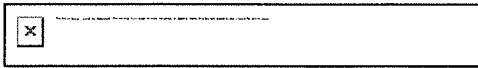


Bach, Bagels and Bob: Virtual Bringing New & Old Music to Life

Hear about the discovery of a rare Scarlatti manuscript in the collection of Morristown National Historical Park, plus two poems by

Phyllis Wheatley set to music by the Maestro. Saturday morning, Feb. 27.

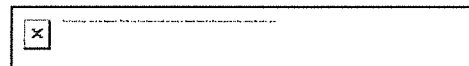
[Read more](#)



Growing Stage Workshop Teach Students Puppetry to Playwriting

Puppetry starts Sunday. Other Creative Arts Academy workshops for kid include acting, music, movement and improv.

[Read more](#)



METC Show Covers Epidemics and Disease From Cholera to COVID

Exhibit explores U.S. infectious diseases in the 18th-19th centuries, giving perspective on vast improvements in healthcare, hygiene and scientific knowledge.

[Read more](#)



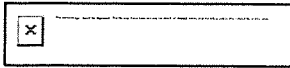
Morris Tourism Video Shows Off Morristown's History, Vitality

A visit to Morris County offers some of America's most important history, including four national historic landmark sites.

[Read more](#)

COVID-19 Resources

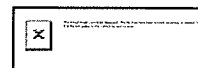
We encourage county residents to get information from official government sources:



[State of NJ COVID-19
Information Hub](#)

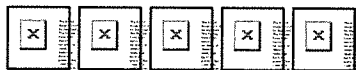


[CDC's Coronavirus Portal](#)



[Coronavirus.gov](#)

Connect with Morris County



Visit our website

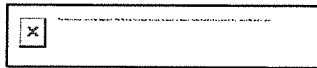
Send us an e-mail

County of Morris | PO Box 900, Morristown, NJ 07963-0900

[Unsubscribe clerk@mtolivetwp.org](mailto:clerk@mtolivetwp.org)

[Update Profile](#) | [Customer Contact Data Notice](#)

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11.
©
Sosa, Jessica

From: Masser, Michelle
Sent: Thursday, February 25, 2021 3:09 PM
To: Tatarenko, Andrew
Cc: Tomasello, Claudia; Sosa, Jessica
Subject: FW: JCP&L Newsletter for Morris County - February 2021

Correspondence

Michelle Masser
Township Clerk
Mount Olive Township

PO Box 450
204 Flanders Drakestown Road
Budd Lake, NJ 07828
clerk@mtolivetwp.org
973-691-0900 X7291

From: Flynn, Robert A [mailto:rflynn@firstenergycorp.com]
Sent: Thursday, February 25, 2021 2:54 PM
Subject: JCP&L Newsletter for Morris County - February 2021



It is a busy time for JCP&L in Morris County right now! Here are a few updates regarding some of the key initiatives and involvement in our community. Please feel free to share with residents, officials and staff. Stay Safe.

Community Highlights

JCP&L supports Morris County through sponsorships and donations that strengthen the social and economic quality of life in the county and promote safety. In 2020/ 2021 JCP&L/FirstEnergy Foundation contributed to great Morris County Organizations such as Interfaith Food Pantry, Homeless Solutions, Spring Street CDC Table of Hope and Roots & Wings, as well as the Morris County Police Chiefs Association for their assistance to our crews during Tropical Storm Isaias.

In the News

JCP&L Wraps Up Projects to Strengthen, Modernize Power System

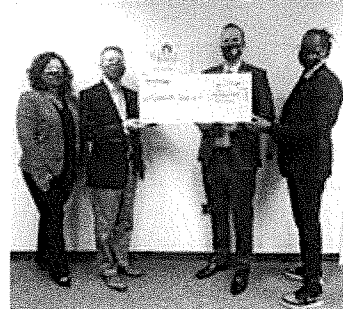
Work completed under JCP&L Reliability Plus Infrastructure Investment Program

JCP&L has completed more than \$97 million in major projects that include infrastructure enhancements, vegetation management and distribution automation to its electric distribution system. The investment was part of an 18-month plan designed to enhance electric service reliability and minimize the impact of outages for the utility's 1.1 million customers in northern and central New Jersey. See the Article here

> https://firstenergycorp.com/newsroom/news_articles/jcp-l-wraps-up-projects-to-strengthen--modernize-power-system.html

Upcoming events

Reliability improvements and routine inspections and maintenance continue on all our circuits, including our important vegetation management programs. For information about our vegetation management practices, please visit our website. <https://firstenergycorp.com/help/safety/trees.html>



Stay connected with JCP&L: www.jcp-l.com



To opt out of receiving future emails like this, contact rflvnn@firstenergycorp.com

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prohibited. If you have received this communication in error, please notify us immediately, and delete the original message.

ORD.#3-2021

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL
IMPROVEMENTS IN AND BY THE TOWNSHIP OF MOUNT
OLIVE, IN THE COUNTY OF MORRIS, NEW JERSEY,
APPROPRIATING \$4,121,950 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$3,192,143 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
MOUNT OLIVE, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds
of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Mount Olive, in the County of Morris, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$4,121,950, including (i) two grants in the aggregate amount of \$374,270 from the County of Morris (the "County Grants"), two grants in the aggregate amount of \$141,305 from the Historic Trust (the "Historic Trust Grants") and \$16,025 in Open Space Trust Funds (the "Open Space Funds") for Seward House construction and drawings, as described in Section 3(d)(ii) hereof and (ii) a \$230,200 State of New Jersey Department of Transportation Grant (the "State Grant" and, together with the County Grants and the Historic Trust Grants, the "Grants") for Continental Drive Phase II Resurfacing, as described in Section

3(d)(i) hereof, and further including the aggregate sum of \$168,007 as the several down payments for the improvements or purposes required by the Local Bond Law from the Capital Improvement Fund. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, the Open Space Funds and the Grants referred to in Section 1 hereof, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,192,143 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Construction:</u>			
Acquisition of a plumbing inspection vehicle, including all related costs and expenditures incidental thereto.	\$35,000	\$33,250	5 years
b) <u>Fire Prevention:</u>			
(i) Acquisition of multi band radios and pagers, including all related			

costs and expenditures incidental thereto.	\$12,500	\$11,875	10 years
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c) Fire and Rescue Organizations:

(i) Acquisition of general firefighting equipment and radios for Flanders Fire Department, radios, bleeding control (BCon) and an individual first aid kit for Flanders Rescue Squad and an ambulance and defibrillators for the Budd Lake Rescue Squad, including all related costs and expenditures incidental thereto.	\$400,000	\$380,000	10 years
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(ii) Acquisition of a gear washer and dryer for the Budd Lake Fire Department and a performance loading system for the Flanders Rescue Squad, including all related costs and expenditures incidental thereto.	\$30,000	\$28,500	15 years
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(iii) Acquisition of laptops, tablets and WiFi for Flanders Rescue Squad, including all related costs and expenditures incidental thereto.	\$5,000	\$4,750	5 years
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d) Administration/Engineering:

(i) Continental Drive Phase II, including all related costs and expenditures incidental thereto.	\$300,000 (Includes the State Grant)	\$66,310	10 years
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(ii) Seward House construction, and drawings, including all work and materials necessary therefor and incidental thereto.	\$532,050 (Includes the County Grants, Historic Trust Grants and Open Space Funds)	\$428	10 years
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(iii) Budd Lake Beach restoration Phase I (engineering) and Budd Lake watershed engineering, including all work and materials necessary therefor and incidental thereto.	\$150,000	\$142,500	10 years
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(iv) Valley Brook Farms renovations, including all work and materials necessary therefor and incidental thereto.	\$200,000	\$190,000	10 years
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e) Information Technology:

Acquisition of monitors, computers, servers, in car computers for the Police Department and printers, including all related costs and expenditures incidental thereto.	\$78,400	\$74,480	5 years
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f) Library:

Improvements to the concrete back staff steps, the building façade and sidestep railing, including all work and materials necessary therefor and incidental thereto.	\$13,000	\$12,350	10 years
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g) Police Department:

(i) Acquisition of utility vehicles, including all related costs and expenditures incidental thereto.	\$240,000	\$228,000	5 years
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(ii) Acquisition of body worn cameras, a digital fingerprinting system and in-car digital videos, including all related costs and expenditures incidental thereto.	\$140,000	\$133,000	10 years
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h) Buildings and Grounds:

(i) Acquisition of a utility body with plow and radio, including all related costs and expenditures incidental thereto.	\$50,000	\$47,500	5 years
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(ii) Building maintenance and improvements, including, Turkey Brook, splash pad pump and flooring and the Dennis Jordan fence, including all work and materials necessary therefor and incidental thereto.	\$480,000	\$456,000	10 years
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(iii) Acquisition of heating, ventilation and air conditioning units, including all related costs and expenditures incidental thereto.	\$150,000	\$142,500	15 years
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i) Department of Public Works/ Signs:

Acquisition of solar powered cross walk signs and a traffic counter, including all related costs and expenditures incidental thereto.

\$12,000	\$11,400	10 years
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j) Department of Public Works/ Fleet Maintenance:

Acquisition of diagnostic equipment and an A/C recovery machine, including all related costs and expenditures incidental thereto.

\$24,000	\$22,800	15 years
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k) Department of Public Works/ Roads:

(i) Road resurfacing, drainage improvements and sidewalk and curbing repairs, as more fully described on lists on file in the Office of the Clerk, which lists are hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.

\$1,150,000	\$1,092,500	10 years
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(ii) Acquisition of a storm sewer jetter, including all related costs and expenditures incidental thereto.

<u>\$120,000</u>	<u>\$114,000</u>	15 years
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TOTAL:	<u>\$4,121,950</u>	<u>\$3,192,143</u>
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The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment, the Open Space Funds and the Grants, as applicable, for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein

are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 9.87 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,192,143, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$600,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond

ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the Open Space Funds and the Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this

bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST: 3/9/2021

Joseph Nicastro, Council President

Michelle Masser,
Mount Olive Township Clerk

ORD.#4-2021

BOND ORDINANCE PROVIDING FOR VARIOUS
IMPROVEMENTS TO THE WATER UTILITY IN AND BY
THE TOWNSHIP OF MOUNT OLIVE, IN THE COUNTY OF
MORRIS, NEW JERSEY, APPROPRIATING \$695,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$660,250 BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
MOUNT OLIVE, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds
of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Mount Olive, in the County of Morris, New Jersey (the "Township"). For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$695,000. Although no down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance, the aggregate sum of \$34,750 is provided as the down payment for the improvements or purposes. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$660,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of water meters, backhoes and fire hydrants, including all related costs and expenditures incidental thereto.	\$220,000	\$209,000	15 years
b) Improvements to the supervisory control and data acquisition system and the acquisition of a utility truck with plow, radio and upfit, including all work and materials necessary therefor and incidental thereto.	\$165,000	\$156,750	5 years
c) Well head sealing, including all work and materials necessary	\$55,000	\$52,250	15 years

therefor and incidental thereto.

d) Well upgrades and water system upgrades at Carlton, including all work and materials necessary therefor and incidental thereto.

\$130,000

\$123,500

40 years

e) Sandshore Well House replacement, including all work and materials necessary therefor and incidental thereto.

\$125,000

\$118,750

10 years

Total:

\$695,000

\$660,250

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting

next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as self-liquidating purposes of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 16.40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such

statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$660,250, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$65,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Township pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST: 3/9/2021

Joseph Nicastro, Council President

Michelle Masser,
Mount Olive Township Clerk

ORD.#5-2021
ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, AUTHORIZING
ACCEPTANCE OF A DEED OF ROADWAY DEDICATION FOR A
PORTION OF THE PROPERTY AT 89 CREASE ROAD (BLOCK 1201,
LOT 2.02)

WHEREAS, the Township Council of the Township of Mount Olive wishes to accept a Deed of Roadway Dedication for a portion of Block 1201, Lot 2.02, by Excel Property Group, LLC in connection with a dedication for roadway purposes; and

WHEREAS, this conveyance is being made in accordance with the perfection of the variance approval issued by the Township of Mount Olive Planning Board, as memorialized by Resolution No. 10-23 adopted by the Planning Board on August 8, 2019; and

WHEREAS, the Township Engineer and Township Attorney have reviewed the Deed of Roadway Dedication and found it acceptable in all respects.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

1. The Township hereby authorizes and accepts the executed Deed of Dedication dated August 25, 2020 between Excel Property Group, LLC as Grantor and the Township as Grantee, which Deed is attached hereto and incorporated herein as Exhibit A.
2. The Township Clerk shall forward a certified copy of this ordinance to Grantor for recording.
3. The Deed of Dedication shall be placed on file with the Township Clerk.

BE IT FURTHER ORDAINED that this Ordinance shall This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 2/23/2021

Adopted: 3/9/2021

Effective Date: 4/2/2021

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Township Council President

ATTEST: 3/9/2021

Michelle Masser, Township Clerk

Prepared by:

Jeffery A. Siedsma, Esq.

DEED OF DEDICATION

This indenture, made this 25 day of August, 2020

By and Between EXCEL PROPERTY GROUP, LLC whose mailing address is 278 Route 46, Rockaway, NJ 07866, hereinafter referred to as 'Grantor'

And

Township of Mount Olive, a municipal corporation of the State of New Jersey, County of Morris, having its principal office located at 204 Flanders-Drakestown Rd, Budd Lake, NJ 07828, herein referred to as 'Grantee'.

Witnesseth:

The Grantor, in consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, does hereby give, grant, and convey to the Grantee, its successors and assigns forever, Roadway Dedication, as described in the attached 'Schedule A', a property of the Grantor, situate in the Township of Mount Olive, County of Morris, and State of New Jersey, and more particularly described in the attached 'Schedule A' attached hereto and made part hereof.

Being and intended to describe a portion of Lot(s) 2.02, Block 1201, as a Roadway Dedication, conveyed to the Grantee for the purpose of dedicating to the Township of Mount Olive 25 feet from the existing center line of Crease Road frontage on Lot 2.02, Block 1201.

To Have and to Hold the above granted Roadway Dedication unto the said Grantee, its successors and assigns forever.

Grantor does covenant with the said Grantee that it is lawfully seized of the land and has good and lawful right to convey any part thereof.

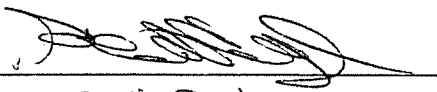
And the Grantor does covenant with the said Grantee as follows:

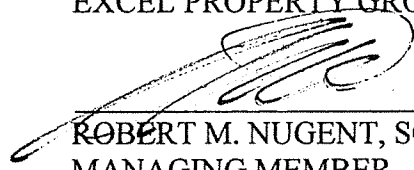
1. That the said Grantor has good and marketable title to the premises detailed in 'Schedule A' attached hereto and made a part hereof.
2. That the Grantee shall quietly enjoy the said property without disturbance and interference.
3. That the said property is free and clear from encumbrances.

Promises by the Grantor. The Grantor promises that the Grantor has done no act to encumber the property. This promise is called a 'covenant as to a grantor's acts' (N.J.S.A. 46:4-6). This promise means that the Grantor has not allowed anyone else to obtain any legal rights which affect the property (such by making a mortgage or allowing a judgment to be entered against the Grantor).

In Witness Whereof, the said Grantor has caused these presents to be signed and sealed the day and year first above written.

WITNESS:


Scott Eagleson

EXCEL PROPERTY GROUP, LLC

ROBERT M. NUGENT, SOLE AND
MANAGING MEMBER

STATE OF NEW JERSEY COUNTY OF MORRIS, SS:

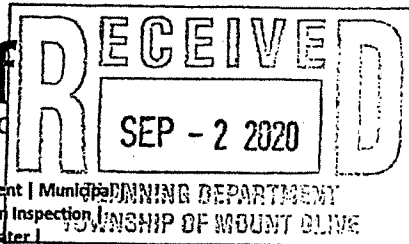
I certify that on August ~~26~~, 2020, Robert M. Nugent, sole and managing member of Excel Property Group, LLC, personally came before me and acknowledged under oath, to my satisfaction, that these persons:

- a. are named in and personally signed this Deed;
- b. signed, sealed and delivered this Deed as their own act and deed;
- c. made this Deed for the sum of \$1.00 as the full and actual consideration paid or to be paid for the transfer of title. (Such consideration is defined in N.J.S.A. 46:15-5).


NOTARY PUBLIC

Record & Return to:
Jeffery A. Siedsma, Esq.
Carlson Siedsma LLP
84 Washington St.
Morristown, NJ 07960





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Nell I. Van Cleef, P.E., L.S. & P.P.
Robert J. Clerico, P.E., P.P., CME, CPWM
Samuel D. Costanzo, P.E. & P.P.
Cynthia V. Norfleet, COO
Mark A. Bahnick, P.E.
Lawrence M. Diffley, P.E., PTOE
Michael K. Ford, P.E., P.P.
Jeffrey W. Munzing, P.E.
Stanley J. Schrek, P.E., A.I.A., P.P., CME, LEED AP
Herbert J. Seeburger, Jr., P.E., CME, CPWM

VIA EMAIL

September 1, 2020

Mary Strain, Planning Board Secretary
Township of Mount Olive
204 Flanders-Drakestown Road
P. O. Box 450
Budd Lake, NJ 07828

Reference: Application No. PB 10-23 (Variance Application)
Richard and Lydia Bruno
89 Crease Road
Block 1201, Lot 2.02
Township of Mount Olive
VCEA Project No. 5190.048

Dear Ms. Strain:

We are in receipt of the following revised and supplemental information pertaining to the above-referenced application:

1. Plans entitled, "Grading and Utilities Plan, Sewage Disposal System Plan, Proposed Single-Family Dwelling, Tax Lot 2.02, Block 1201, Sheet 12, Zoning District RR-AA, The Township of Mount Olive, Morris County, New Jersey". The plans prepared by Cunningham Engineering & Design, LLC (Robert M. Cunningham, P.E.), consists of 2 sheets and are dated with a latest revision date of August 12, 2020;
2. August 12, 2020 Cunningham Engineering & Design, LLC correspondence (Robert M. Cunningham, P.E.) with attachments;
3. Description entitled, "Description of 8.5' Wide Roadway Dedication from Lot 2.02 in Block 1201 to the Township of Mount Olive, Morris County, New Jersey". The description prepared by Solstice Surveying (David P. Aguanno, PLS) is dated August 20, 2020; and
4. Township of Mt. Olive Panning Board Resolution No. 10-23.

We have reviewed the aforementioned information along with project file. Based on this review we offer the following (Item letters refer to the Condition lettering noted in the 2011 Approval Resolution):

- A. All Revised Plans shall be reviewed and approved by the Township Engineer and Township Planner.

Comment: We find the revised plans to be acceptable from an engineering prospective.

VanCleeEngineering.com

Please Reply To:

NORTHERN NJ OFFICE

111 Howard Boulevard, Suite 110 • Mt. Arlington NJ 07856
862.284.1100 • Fax: 862.284.2033

With Other Offices In:

Hillsborough NJ • Lebanon NJ • Freehold NJ • Phillipsburg NJ
Toms River NJ • Hamilton NJ • Doylestown PA • Bethlehem PA
Mechanicsburg PA • Leesport PA • Newark DE



September 1, 2020

Reference: Application No. PB 10-23 (Variance Application)
Richard and Lydia Bruno
89 Crease Road
Block 1201, Lot 2.02
Township of Mount Olive
VCEA Project No. 5190.048

Page 2 of 2

E. Soil logs shall be submitted to the Township Engineer demonstrating that soil has sufficient permeability rates to assure that the drywells function as designed.

Comment: We find the soil log information to be acceptable from an engineering prospective. We note drywells have been replaced with an infiltration trench. We have no objection to the modification.

J. The applicant shall convey to the Township a roadway dedication of 25 feet from the existing center line of Crease Road and shall submit an appropriate Deed of Dedication/Conveyance, together with the appropriate mete and bounds description to the Township Engineer and Township Attorney for review and approval.

Comment: We find the description to be acceptable from an engineering prospective. A deed needs to be prepared and recorded for the dedication. The form of deed will need to be provided to the Township Attorney for review and approval before recording.

Please contact me should you have any questions.

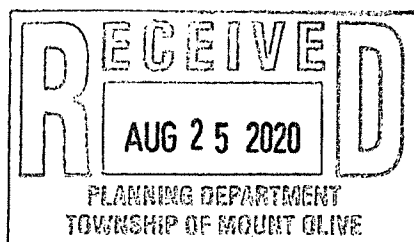
Very truly yours,

Van Cleef Engineering Associates, LLC

A handwritten signature in black ink, appearing to read "Michael G. Vreeland". The signature is fluid and cursive.

Michael G. Vreeland
Board Engineer
For the Firm

cc: Chuck McGroarty, P.P., AICP (via email cmcgroarty@mtolivetwp.org)



SOLSTICE SURVEYING

113 Upper Sunset Drive
Long Valley, NJ 07853
T: (973) 647-8664

E: daguanno@solsticesurveying.com

Description of 8.5' Wide Roadway Dedication from Lot 2.02 in Block 1201 to the Township of Mount Olive, Morris County, New Jersey

All that certain Lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Township of Mount Olive, County of Morris, State of New Jersey; said lot,

BEGINNING at an iron found along the division line between Lot 2.02 and Lot 3 in Block 1201, said point residing 25.00 feet from the centerline of Crease Road, running thence:

1. Parallel with and distant 25.00 feet from the centerline of Crease Road, **S 18° 00' 00" W** for a distance of **548.47 feet** to a point, thence;
2. Along the division line between Lot 2.02 & Lot 1 in Block 1201, **S 67° 13' 20" W** for a distance of **11.23 feet** to a point, thence;
3. Parallel with and distant 16.50 feet from the centerline of Crease Road, **N 18° 00' 00" E** for a distance of **555.77 feet** to a point, thence;
4. **S 72° 00' 00" E** for a distance of **8.50 feet** to the point and place of BEGINNING.

Said 8.5 foot wide dedication containing an area of 4,695 square feet or 0.108 acres of land, more or less.

This description was prepared in accordance with plan entitled, "Lot Re-Development Plan, Tree Planting Plan, Proposed Single-Family Dwelling, Tax Lot 2.02, Block 1201, Sheet 12, Zoning District RR-AA, The Township of Mount Olive, Morris County, New Jersey," dated July 24, 2020 and prepared by Cunningham Engineering & Design, LLC

08/20/2020

David P. Aguanno, P.L.S.
NJ License No. 24GS04330500

ORD.#6-2021

**ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING
CHAPTER 347, STREETS AND SIDEWALKS, OF THE TOWNSHIP
CODE TO ADD ADDITIONAL REQUIREMENTS FOR SNOW
REMOVAL AROUND FIRE HYDRANTS AND IN PARKING LOTS**

WHEREAS, pursuant to N.J.S.A 40:65-12.1, municipalities are authorized to adopt an ordinance requiring the owner of real property abutting any fire hydrant to timely clear it of snow; and

WHEREAS, Township of Mount Olive Administration has recommended amending the Township Code to require such removal; and

WHEREAS, the Administration and Township Planner additionally recommend requiring businesses to move or remove large mounds of snow from their parking lots that obstruct sight triangles for drivers and pedestrians; and

WHEREAS, the Mayor and Township Council find it in the best interest of the health, safety and welfare of the Township make these changes.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 347, Street and Sidewalks, Article II, Snow and Ice Removal, of the Township Code is hereby amended to read as follows:

§ 347-11. Responsibility of owners, occupants and tenants.

- A. The owners, occupants, or tenants of premises abutting or bordering any street in the Township shall remove all snow and ice from the abutting sidewalks or, if the ice is so frozen that its removal is impracticable, shall cover same with sand, ashes, salt, or other similar substance to reasonably prevent pedestrians from slipping, within 12 hours of daylight after the same falls or is formed.
- B. If a building is occupied by more than one family or business unit, the tenant or occupant of the first floor or story is responsible for snow and ice removal and treatment pursuant to paragraph A of this section.
- C. The owners, occupants, or tenants of premises abutting or bordering upon any fire hydrant in the Township shall clear any snow covering or obstructing the hydrant within 12 hours of daylight after the snow coverage. A three (3) foot round space shall be maintained around

the circumference of the fire hydrant, except where otherwise required or approved.

§ 347-12. Prohibition on depositing snow on streets and sidewalks.

The owners, occupants, or tenants of any premises abutting any street or sidewalk are prohibited from throwing, placing or depositing any snow or ice that accumulated on private property into or upon any Township street or sidewalk.

§ 347-13. Prohibition on obstructing site distance triangles.

Owners, occupants or tenants of any business premises shall move or remove any large mounds of snow in their parking lot(s) that obstruct any vehicle or pedestrian site distance triangle.

§ 347-14. Handicapped parking spaces.

No owner or operator of premises with parking spaces reserved for handicapped drivers, and no tenant, contractor or other person, may block access to such parking space by the plowing, piling or placing of snow.

§ 347-15. Removal by Township; lien.

If snow or ice is not removed, treated or handled in accordance with §§ 347-11 and 347-12, the same may be removed under the direction of the Chief of Police or any authorized police officer, and the cost of such removal, as nearly as can be ascertained, shall be certified by said Chief of Police or police officer to the governing body. The governing body shall examine such certification and, if found to be correct, shall cause such cost to be charged against such real estate so abutting or bordering upon such sidewalks, and the amount so charged shall forthwith become a lien and a tax upon such real estate or land and be added to, recorded and collected in the same way and manner as the taxes next to be levied and assessed upon such premises and shall bear interest and be enforced and collected by the same officers and in the same manner as other taxes. The imposition and collection of a fine or fines imposed by the provision of this article shall not constitute any bar to the right of the Township of Mount Olive to collect the cost as certified for the removal of said snow or ice in the manner herein authorized.

§ 347-16. Violations and penalties.

Any person, firm, or corporation that violates any provision of this article shall, upon conviction thereof, be punishable by one or more of the following: by imprisonment for a term not exceeding 90 days or by a fine not exceeding \$1,000 or by a period of community service not exceeding 90 days.

SECTION 2. If any section, subsection, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 3. All ordinances or parts of ordinances of the Township of Mount Olive that are inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 4. This ordinance may be renumbered for purposes of codification.

SECTION 5. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 2/23/2021

Adopted: 3/9/2021

Effective Date: 4/2/2021

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Township Council President

ATTEST: 3/9/2021

Michelle Masser, Township Clerk

ORD.#7-2021

ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING SECTION 375-18, VEHICLES OVER CERTAIN WEIGHTS EXCLUDED, OF THE TOWNSHIP CODE TO ESTABLISH A UNIFORM VEHICLE WEIGHT LIMIT ON THE RESIDENTIAL SECTION OF WATERLOO VALLEY ROAD

WHEREAS, there currently exists a need to establish a uniform vehicle weight limit on the residential section of Waterloo Valley Road due to frequent commercial traffic that the roadway cannot support; and

WHEREAS, traffic studies conducted in 2019 and 2020 showed high average daily vehicle counts of large dump trucks exceeding 5 tons servicing KDS Aggregates and Saxton Falls Sand and Gravel; and

WHEREAS, the excessive wear and tear through the residential section of Waterloo Valley Road has made the condition of the road unsafe; and

WHEREAS, the Mayor and Council of the Township of Mount Olive have determined that it is in the best interest of the Township to make this change.

BE IT ORDAINED by the Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Part II, General Legislation, Chapter 375, Vehicles and Traffic, Article II, Traffic Regulations, § 375-18, Vehicles over certain weights is hereby amended to include the following:

Name of Street	Weight Limit (tons)	Location
Waterloo Valley Road	5	From Willow Grove Street to the area of 23 Waterloo Valley Road (Block 800, Lot 3)

SECTION 2. If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 3. This Ordinance may be renumbered for purposes of codification.

SECTION 4. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 2/23/2021

Adopted: 3/9/2021

Effective Date: 4/2/2021

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Township Council President

ATTEST: 3/9/2021

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, URGING THE
IMMEDIATE REPEAL OF SENATE BILL NO. 3454 (P.L. 2021 C. 25)**

WHEREAS, Public Question 1, “Marijuana Legalization Amendment,” was on the ballot in New Jersey as a legislatively referred constitutional amendment on November 3, 2020; and

WHEREAS, the text of the ballot question provided as follows:

**CONSTITUTIONAL AMENDMENT TO
LEGALIZE MARIJUANA**

Do you approve amending the Constitution to legalize a controlled form of marijuana called “cannabis”?

Only adults at least 21 years of age could use cannabis. The State commission created to oversee the State’s medical cannabis program would also oversee the new, personal use cannabis market.

Cannabis products would be subject to the State sales tax. If authorized by the Legislature, a municipality may pass a local ordinance to charge a local tax on cannabis products.

WHEREAS, Public Question 1 was approved (67.08% Yes votes and 32.92% No votes); and

WHEREAS, on February 22, 2021, Governor Phil Murphy signed into law legislation legalizing and regulating cannabis use and possession for adults 21 years and older (A-21, The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act) and decriminalizing marijuana and hashish possession (A-1897). The Governor also signed S-3454, addressing marijuana use and possession penalties for individuals younger than 21 years old and imposing criminal penalties on law enforcement officers; and

WHEREAS, the majority of New Jersey residents last fall voted in favor to legalize marijuana for use by adults at least 21 years of age. There is no question, nor debate, on the outcome of the ballot question. However, New Jersey residents were not aware at the time of their vote that this would eventually lead to the New Jersey Legislature voting to make law enforcement officers “guilty of a crime” if they notify parents of children under the age of 18 that their child was caught with marijuana or alcohol, on the first offense; and

WHEREAS, Senate Bill No. 3454 was voted on, passed and signed into law with less than one hour left before the legalization of marijuana was scheduled to become law; and

WHEREAS, as a result of this law, our law enforcement officers will be guilty of a crime if they notify parents that an underage child is using or in possession of marijuana or alcohol on

their first offense. Only if the child is found again using or in possession can a law enforcement officer notify the parents; and

WHEREAS, the legislation is treacherous to law enforcement officers because it creates a penalty of 3rd Degree Deprivation of Civil Rights if an officer uses the odor or possession of marijuana or alcoholic beverages as the reason for initiating an investigatory stop of a person. The new law states that a law enforcement officer cannot use the odor of marijuana or alcohol as reasonable articulable suspicion to initiate an investigatory stop. The new law states that no one under the age of 21 can consent to be searched and that a law enforcement officer no longer has probable cause to search a minor for illegally using marijuana or alcohol. And if an officer violates a minor's rights by using marijuana or alcohol as the reason for a search then the officer will be charged with the crime of deprivation of civil rights; and

WHEREAS, Senate Bill No. 3454 establishes penalties of only warnings for illegal use by minors of marijuana or alcohol but it essentially prevents an officer from even approaching a person suspected of being a minor. The smell of marijuana and its use in the presence of a law enforcement officer will no longer be grounds to search an individual. While marijuana is now legal for those 21 and older, Senate Bill No. 3454 is an assault on law enforcement's ability to enforce the law. Senate Bill No. 3454 is an attack on law enforcement officers by making law enforcement officers the target of punishment rather than the individuals breaking the law. This language will have dangerous consequences for the public and law enforcement officers.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, finds as follows:

1. Senate Bill No. 3454 was passed with little to no discussion, no public transparency, and no public debate.
2. By passing Senate Bill No. 3454, the Legislature and Governor Phil Murphy ignored the judgment of parents over the lives of their children. The requirements of the new law will keep parents in the dark about what may be happening in their children's lives. It shows children there are no major consequences if they are found using marijuana or alcohol for the first time. Parents should have the right to know if their child is using or in possession of marijuana from the first encounter and be given the chance to discuss its consequences before it potentially becomes a larger issue.
3. Senate Bill No. 3454 takes a huge step backward on the path of ensuring children are aware of both the short-term and long-term consequences of drug and alcohol use. Essentially, the Legislature is telling children they have one "free pass" to get caught with marijuana or alcohol before there are any real consequences.
4. Senate Bill No. 3454 unfairly and unreasonably imposes criminal penalties on law enforcement officers if they are found to have violated new rules dictating underage possession. The odor of cannabis or alcohol will no longer be enough to justify a search. The same holds true for "the unconcealed possession" of an alcoholic beverage, marijuana, hashish or cannabis item, according to the bill text.

5. Senate Bill No. 3454 turns law enforcement officers into criminals. It establishes a legal set of enforcement powers, but it criminalizes the actual enforcement of those powers.
6. Senate Bill No. 3454 contradicts a prior law that banned smoking tobacco products on beaches and boardwalks, but now that law may be essentially unenforceable when it comes to smoking marijuana on beaches and boardwalks. Underage users of marijuana will now be free to smoke it anywhere, including in places the law says is illegal, because merely stopping a person to enforce the law is now illegal for police. Drug dealers will quickly learn to hide their drugs, guns and evidence of crimes on anyone under 18 years of age since merely lighting a joint as the officer approaches will put the officer in jeopardy of making an illegal search and being charged criminally.
7. Senate Bill No. 3454 goes well beyond the express terms of the ballot question and the intent of New Jersey's voters when they approved the question.
8. Governor Murphy and the State Legislature should take urgent steps to repeal Senate Bill No. 3454 to protect our children and law enforcement officers.
9. A certified copy of this resolution shall be forwarded to Governor Phil Murphy, the State Legislature, Morris County Board of Commissioners, NJ State League of Municipalities, NJ Municipal Management Association, NJ State PBA, NJ State Association of Chiefs of Police, and the NJ Fraternal Order of Police.

This Resolution shall take effect immediately.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE AUTHORIZING A
DEVELOPER'S AGREEMENT WITH HSC FLANDERS, LLC FOR THE
DEVELOPMENT OF PROPERTY LOCATED AT 194 ROUTE 206 (BLOCK 5300, LOT 12)**

WHEREAS, HSC Flanders, LLC ("Developer") obtained conditional use approval, and preliminary and final site plan approval, for the property designated as Block 5300, Lot 12 on the Official Tax Map of the Township of Mount Olive, as memorialized by Township Planning Board Resolution No. PB 18-30; and

WHEREAS, the Developer is proceeding with such approvals in accordance with the applicable ordinances and rules and regulations of the Township and its agencies; and

WHEREAS, the Township and Developer have negotiated an acceptable Developer's Agreement, attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the Developer's Agreement between the Township and Developer subject to:
 - a. The posting of a 5% inspection escrow in the amount of \$73,040.78; and
 - b. The posting of a 10% cash bond in the amount of \$37,548.06 and a 90% surety guarantee in the amount of \$337,932.54; and
 - c. Submission of a Certificate of Insurance disclosing public liability insurance of \$3,000,000.00 per person and \$300,000.00 for property damage.
2. Upon completion of the project, Developer shall submit a 15% maintenance guarantee in the amount of \$56,322.09 and a 15% maintenance guarantee in the amount of \$766.20 for private stormwater management facilities.
3. A copy of this Resolution shall be provided to the Township Planning Department and the Developer, for their information and guidance.
4. A copy of the Developer's Agreement shall remain on file in the Township Clerk's office and available for public inspection.
5. This Resolution shall take effect immediately.

TOWNSHIP OF MOUNT OLIVE

JOE NICASTRO

Mount Olive Township Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on March 9, 2021.

MICHELLE MASSER

Mount Olive Township Municipal Clerk

DEVELOPER'S AGREEMENT

**GRANTING OF CONDITIONAL USE, PRELIMINARY AND FINAL SITE PLAN
APPROVAL, TOGETHER WITH VARIANCE AN EXCEPTION RELIEF**

THIS AGREEMENT made and entered into this ____ day of _____, 2021,
by and between:

**HSC FLANDERS, LLC
805 Trione Avenue
Daphne, AL 36526**

("Developer")

AND

**THE TOWNSHIP OF MOUNT OLIVE
a Municipal Corporation of
the State of New Jersey
with offices located at
204 Flanders-Drakestown Road
Budd Lake, New Jersey 07828**

("Township")

W I T N E S E T H:

WHEREAS, the Developer has acquired title to all that certain tract or parcel of land designated as Block 5300, Lot 12 on the Official Tax Map of the Township of Mount Olive, and which is located at 194 Route 206 ("Property"); and

WHEREAS, the Developer applied to the Mount Olive Township Planning Board ("Planning Board") for conditional use approval, and preliminary and final site plan approval in connection with construction of a fuel-only service station and accessory retail Wawa convenience store ("Application") on the Property, which was previously operated as a commercial landscaping business; and

WHEREAS, the Application was heard by the Planning Board at properly noticed public hearings held on February 21, 2019, May 9, 2019 and June 13, 2019; and

WHEREAS, in conjunction with the hearing, the Developer submitted to the Planning Board plans entitled Preliminary and Final Site Plan for HSC Flanders, LLC, Proposed Wawa Food Market and Fueling Stations, Block 5300, Lot 12, Tax Map Sheet 53.02, prepared by

Dynamic Engineering, dated October 31, 2018, and Last Revised May 29, 2019, consisting of 19 sheets; and Report entitled Traffic Impact Analysis for HSC Flanders, LLC Proposed Wawa, Route 206 and Flanders-Netcong Road, Block 5300, Lot 12, Township of Mount Olive, Morris County, New Jersey , prepared by Elizabeth Dolan and Gary W. Dean, P.E., P.P., dated November 12, 2018; and response to comments letter prepared by Gary Dean, P.E., P.P., dated May 2, 2019; and Report entitled Environmental Impact Statement for HSC Flanders, LLC, Proposed Wawa Food Market and Fueling Stations, NJSH Route 206 and Flanders-Netcong Road, Block 5300, Lot 12 Township of Mount Olive, prepared by Joshua M Sewald, P.E., P.P., Dynamic Engineering, dated October 2018; and Report entitled Stormwater Management Analysis for HSC Flanders, LLC, Proposed Wawa Food Market and Fueling Stations, NJSH Route 206 and Flanders-Netcong Road, Block 5300, Lot 12, Township of Mount Olive, Morris County, New Jersey, prepared by Joshua M. Sewald, P.E., P.P., Dynamic Engineering, dated October 2018; Topographic and Boundary Survey for Lot 12, Block 5300, dated January 12, 2018, prepared by Civil Engineering, Inc., Wawa U45 FB MA Store #8-446 Plans by Richard Luke, Architect (undated) consisting of two sheets (“Plans”); and

WHEREAS, the Planning Board approved the Application, as memorialized by Resolution No. PB 18-30, adopted on August 15, 2019, attached hereto as Exhibit A; and

WHEREAS, the Developer desires to comply with the terms and conditions of such approval; and

WHEREAS, the Developer and the Township (“the Parties”) desire to enter into a Developer’s Agreement (“Agreement”), which would provide for the completion of the various improvements and obligations required by the approval and accordingly, the Parties wish to express by this Agreement their acceptance of the conditions, safeguards and limitations under which any on-site and/or any off-site construction, or contributions in lieu thereof, will proceed; and

WHEREAS, the Township requires the posting the following: a 10% cash bond in the amount of \$37,548.06, a 90% surety guarantee in the amount of \$337,932.54, and a 5% inspection escrow in the amount of \$73,040.78; and upon completion of the project, a 15% maintenance guarantee in the amount of \$56,322.09 and 15% maintenance guarantee in the amount of \$766.20 for private stormwater management facilities; and

WHEREAS, the Township also requires the Developer to submit a Certificate of Insurance disclosing public liability insurance of \$3,000,000.00 per person and \$300,000.00 for property damage before execution of this Agreement.

NOW, THEREFORE, in consideration of the issuance of building permits by the Township, it is mutually agreed by and between the Parties hereto, as follows:

1. The Developer shall comply with and adhere to any and all rules, regulations and ordinances of the Township applicable to this development application.

2. The foregoing is subject to review of, approval by, and requirements imposed by, such other federal, State, County and local bodies that shall have jurisdiction over the development.

3. To the extent applicable, the Developer shall seek and obtain all necessary and required permits from such federal, State, County and local entities that shall have jurisdiction over the development.

4. The Developer shall pay all fees properly due and owing to the Planning Board as a result of its hearings on this Application pursuant to the requirements of the Township Code.

5. The Developer shall be required to conform to and pay all fees associated with Mount Olive Township Code Section 550-107 et seq., Development Fee and Affordable Housing Contribution, which shall be applied in accordance with its terms and/or the Statewide Nonresidential Development Fee Act.

6. In accordance with Section 550-24I of the Township Code, any variance granted herein shall expire one year from the date of the adoption of this resolution unless otherwise extended by the Board under the criteria set forth in the Ordinance.

7. The Developer shall deposit with the Township of Mount Olive the Township the following: a 10% cash bond in the amount of \$37,548.06, a 90% surety guarantee in the amount of \$337,932.54, and a 5% inspection escrow in the amount of \$73,040.78; and upon completion of the project, a 15% maintenance guarantee in the amount of \$56,322.09 and 15% maintenance guarantee in the amount of \$766.20 for private stormwater management facilities; and

8. The Developer shall submit to the Township a Certificate of Insurance disclosing public liability insurance of \$3,000,000.00 per person and \$300,000.00 for property damage before execution of this Agreement.

9. Prior to construction, the Developer must arrange for a preconstruction meeting with the Township Engineer, Township Planner and other Township representatives, as needed.

10. To the extent required, the Developer shall secure Zoning Permits from the Township's Zoning Officer.

11. To the extent required, the Developer shall submit revised Plans to reflect the changes to the Developer agreed and/or those modifications that were required by the Planning Board or the Planning Board's experts.

12. The Developer shall ensure that debris outside of the building and in and around the service station be cleaned at the change of every shift of employees.

13. The Developer shall apply for and obtain approval from the Mount Olive Township Health Department for the construction of an individual subsurface sewage disposal system.

14. The Developer shall obtain all permits set forth in the Planning Board Engineer's report of December 6, 2018.

15. The Developer shall conform with the Fire Marshal's report and shall install a fire hydrant at the southern entrance.

16. The fence at the top of the retaining wall shall be 6 feet in height.

17. The Developer shall comply with the Traffic Engineer's report of April 29, 2019 with regard to internal striping and signage, specifically the following provisions:

A. Directional signs shall be installed within the site at the driveway leading to Route 206, indicating to motorists that the driveway leads to Route 206 southbound only, and those motorists destined for Route 206 northbound must turn right and use the other driveway;

B. The site road running east-west on the north side of the building should be stop controlled with pavement markings and a sign at its western terminus where it forms a tee intersection with the driveway leading to Flanders-Netcong Road.

18. All signs shall have internal illumination except for traffic control, way finding and directional signage.

19. The Developer comply with the lighting intensity foot-candle requirements as set forth in the Township Code except for the foot-candle requirements under the canopy which the Board agreed to waive.

20. The Developer shall revise the Plans to quantify the amount and extent of steep slope disturbance.

21. The Developer shall provide a corrected survey.

22. There shall be no left-hand turn out of the site onto Flanders-Netcong Road by trucks or other delivery vehicles.

23. A flashing "Do Not Block Driveway" sign (with perimeter LED lights) shall be installed facing EB traffic on Flanders-Netcong Road with regard to the ingress to and egress from the site on Flanders-Netcong Road subject to approval from the County.

24. Except to the extent otherwise set forth in Planning Board Resolution 18-30, the Developer shall comply with the recommendations of the various reports that have been submitted

by the Board's professionals, including, but not limited to, the following: (i) Memorandum of Chuck McGroarty dated June 4, 2019; and (ii) Letter Report from Robert Clerico, dated June 7, 2019.

25. The Developer shall plant additional trees behind the retaining wall to further buffer activity on the site from the adjacent properties.

26. The Developer shall comply with all approvals, conditions, requirements and permits issued by the New Jersey Department of Transportation and by the County of Morris.

27. The Developer shall be bound to comply with all representations made before this Board by the Developer or the Developer's professionals and all conditions imposed by the Board during the course of the public hearings on the application and the same are incorporated herein and are representations upon which this Board has relied in granting the approvals set forth herein and shall be enforceable as if those representations were made conditions of this approval.

28. All of the work and improvements set forth above under the terms of this Agreement shall be completed within twenty-four (24) months from the date hereof and the Developer may apply for additional time, which request will not be unreasonably withheld, delayed or conditioned. Should the Developer fail, refuse or neglect to complete to the reasonable satisfaction of the Township, all of said work and improvements within the time limit aforesaid, then the Township shall be free, to take whatever legal steps the Township desires, giving the Developer fifteen (15) days' notice prior to taking any legal steps, including an action on the bond, in order to secure the satisfactory completion of the work and improvements called for herein. In so doing, the Township may contract for the completion of the said improvements or may do the same with its own labor and materials and the cost and completion of said improvements should be chargeable against the Developer and/or its performance bond. Should the performance bond prove to be insufficient, then the Developer should be liable for the difference. This should not restrict the Township in any way whatsoever and should the Township so desire, it may proceed against the Developer without having first proceeded against its bond. The terms of this Paragraph 17 shall not apply to the construction of the maintenance garage and/or the office building, which may or may not be constructed at the Developer's option, in the Developer's sole discretion.

29. The Developer further agrees that this Agreement shall be binding upon it and its successors or assigns, notwithstanding the fact that it may sell, transfer, encumber or otherwise dispose of the premises or any portion thereof constituting the development and performance bonds called for herein shall remain in full force and effect in any such event.

30. After completing the construction of the improvements, the Developer shall furnish the Township with "as constructed" plans in accordance with Section 550-20J of the Township Code.

31. The Developer agrees to indemnify and hold harmless the Township from any and all claims arising from the installation of the improvements required by this Agreement.

32. In the event that the Developer shall violate the terms and conditions of this Developer's Agreement, the Township may withhold the issuance of a Certificate of Occupancy for the improvements covered by this Agreement, as well as refuse to release performance maintenance bonds, etc. and/or issue a "Stop Work Order" for the improvements covered by this Agreement.

IN WITNESS WHEREOF, the said parties have hereunto caused these presents to be signed by their proper corporate officers and have caused their proper seal to be hereunto affixed the day and year first above written.

ATTEST:

TOWNSHIP OF MOUNT OLIVE

Michelle Masser, Township Clerk

Robert Greenbaum, Mayor

ATTEST:

HSC FLANDERS, LLC

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT FOR
REALTY APPRAISAL SERVICES TO REALTY DATA SYSTEMS LLC**

WHEREAS, the Township of Mount Olive has a need to acquire professional appraisal services of new construction, additions and alterations; and

WHEREAS, the Mayor and Council intend to award a professional services agreement to Realty Data Systems LLC for the calendar year 2021; and

WHEREAS, such award of contract shall be made as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township Council of the Township of Mount Olive has determined and certified in writing that the estimated value of the professional services contract shall not exceed \$17,500; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4(a), the maximum dollar value of this contract shall be \$8,000 and the Chief Financial Officer hereby certifies \$1,500 during the temporary budget period; and

WHEREAS, funds for this contract shall be charged to account #1-01-20-710-028; and

WHEREAS, the Local Public Contracts Law (N.J.S.A 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for "Professional Services," without competitive bids and the contract itself, must be available for public inspection.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Mount Olive that it hereby authorizes the Mayor to enter into a contract with Realty Data Systems LLC as described hereinabove.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Township Newspaper.

TOWNSHIP OF MOUNT OLIVE

Joseph Nicasro, Council President

I hereby certify the above to be a true and correct copy of a resolution adopted at a legally convened meeting of the Mount Olive Township Council duly held on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE PURCHASE OF TWO (2) AUTOMATED GARBAGE TRUCKS OFF
SOURCEWELL NATIONAL COOPERATIVE
(Sanitation Equipment Corp.)**

WHEREAS, the Township of Mount Olive is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, the Township of Mount Olive is a member of Sourcewell; and

WHEREAS, the Department of Public Works wishes to purchase two (2) automated garbage trucks; and

WHEREAS, Labrie Enviroquip was awarded Sourcewell Contract No. 091219-LEG Mobile Refuse Collection Vehicles with Related Equipment, Accessories, and Services; and

WHEREAS, Sanitation Equipment Corp., 80 Furler Street, Totowa, New Jersey is the sole authorized distributor to sell Labrie Enviroquip parts, services and equipment in New Jersey; and

WHEREAS, the Contract Term is November 15, 2019 through November 15, 2023; and

WHEREAS, Sanitation Equipment Corp. submitted a quote under the Sourcewell Contract for one (1) automated garbage truck in the amount of \$288,596.00; and

WHEREAS, the purchase of two (2) automated garbage trucks will cost \$577,192; and

WHEREAS, information regarding this contract may be found at the Business Administrator's Office located at 204 Flanders Drakestown Road, Budd Lake, NJ 07828 during regular business hours, as well as on the Sourcewell website at www.sourcewell-mn.gov/cooperative-purchasing; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10 including a legal advertisement in the November 28, 2020 edition of the Daily Record of the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey vendors by the February 23, 2021 comment deadline; and

WHEREAS, in lieu of a separate certification of funds, the maximum dollar value of this contract is **\$577,192** as per NJAC 5:30-5.4(a) 3 and the Chief Financial Officer has certified the availability of funds; and

WHEREAS, funding for this purchase shall come from capital account # C-04-56-948-929; and

NOW THEREFORE BE IT RESOLVED by the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

1. The Township Council of the Township of Mount Olive does hereby authorize the issuance of a contract to Sanitation Equipment, 80 Furler Street, Totowa, NJ 07512 pursuant to Sourcewell Contract No. 091219-LEG Mobile Refuse Collection Vehicles with Related Equipment, Accessories, and Services.

TOWNSHIP OF MOUNT OLIVE

Joseph Nicasro, Council President

I hereby certify the above to be a true and correct copy of a resolution adopted at a legally convened meeting of the Mount Olive Township Council duly held on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE USE OF ESCNJ COOPERATIVE PRICING COUNCIL CONTRACT
FOR 2021
(JCW, INC – dba Natural Green Lawn Care)**

WHEREAS, the Township of Mount Olive desires to purchase goods via a purchasing contract off the ESCNJ Cooperative Pricing Council; and

WHEREAS, the Township is a member of the ESCNJ Cooperative Purchasing Council; and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Mount Olive that the following contract be approved:

- JCW, Inc. – ESCNJ Contract # 20/21-49 – Lawn Care Products and Services

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true and correct copy of a resolution passed by the Township Council of the Township of Mount Olive at a duly convened meeting on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE USE OF ESCNJ COOPERATIVE PRICING COUNCIL CONTRACT
FOR 2021
(V.E. Ralph & Son, Inc.)**

WHEREAS, the Township of Mount Olive desires to purchase medical supplies via a purchasing contract off the ESCNJ Cooperative Pricing Council; and

WHEREAS, the Township is a member of the ESCNJ Cooperative Purchasing Council; and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Mount Olive that the following contract be approved:

- V.E. Ralph & Son, Inc. – ESCNJ Contract # 20/21-44 Medical Supplies

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true and correct copy of a resolution passed by the Township Council of the Township of Mount Olive at a duly convened meeting on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
AUTHORIZING THE USE OF ESCNJ COOPERATIVE PRICING COUNCIL CONTRACT
FOR 2021
(Ben Shaffer Recreation, Inc.)**

WHEREAS, the Township of Mount Olive desires to purchase playground surfacing materials, installation and inspections via a purchasing contract off the ESCNJ Cooperative Pricing Council; and

WHEREAS, the Township is a member of the ESCNJ Cooperative Purchasing Council; and

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Mount Olive that the following contract be approved:

- Ben Shaffer Recreation, Inc. – ESCNJ Contract # 20/21-02 Playground Surfacing Materials, Installation and Inspections

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true and correct copy of a resolution passed by the Township Council of the Township of Mount Olive at a duly convened meeting on March 9, 2021.

Michelle Masser, Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT
OLIVE AUTHORIZING THE TRANSFER OF ALCOHOLIC BEVERAGE LICENSE
NO. 1427-33-018-004 FROM ADAM HOT BAGEL PANCAKE HOUSE, LLC TO
MOTION ACQUISITIONS, LLC**

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1427-33-018-004, heretofore issued to Adam Hot Bagel Pancake House LLC for premises located at 41 US Highway 46, Budd Lake, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Mount Olive does hereby approve effective March 9, 2021, the transfer of the aforesaid Plenary Retail Consumption License to Motion Acquisition LLC, and does hereby direct the Township Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Motion Acquisition LLC effective March 9, 2021."

Joe Nicastro
Council President

I, HEREBY CERTIFY the foregoing to be a true copy of a resolution adopted by the Mount Olive Township Council at a duly convened meeting held on March 9, 2021.

Michelle Masser
Township Clerk

**RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE AUTHORIZING RELEASE OF
CERTAIN BONDS AND ESCROW TO MANJIT SINGH BAJWA IN CONNECTION
WITH DEVELOPMENT OF PROPERTY LOCATED AT 15 ROUTE 46
(BLOCK 4104, LOT 1)**

WHEREAS, the Township of Mount Olive entered into a Developer's Agreement dated March 6, 2019 with Majit Singh Bajwah ("Developer") for development of property located at 15 Route 56 and designated as Block 4104, Lot 1 on the Township's Official Tax Map; and

WHEREAS, as a condition of the approvals and Developer's Agreement, the Developer posted various bonds and escrow consisting of a 10% cash bond in the amount of \$3,000.00 and a 90% surety bond in the amount of \$27,000.00 for Perimeter Buffer Landscaping, and a 5% Inspection Escrow in the amount of \$9,214.92; and

WHEREAS, the Developer has requested release of the bonds and escrow; and

WHEREAS, the Township Engineer has recommended release of the cash and surety bonds, conditioned upon submittal of a two-year maintenance bond in the amount of \$3,750, and release of the escrow, except for a balance of \$1,000.00 to cover engineering and legal costs that may arise during the maintenance period and project close-out; and

WHEREAS, the Township Attorney has reviewed this matter and found the release to be appropriate from a legal perspective.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

1. The 10% cash bond in the amount of \$3,000.00 and the 90% surety bond in the amount of \$27,000.00 shall be released conditioned upon submittal of a two-year maintenance bond in the amount of \$3,750.00, in a form acceptable to the Township Attorney.
2. The Inspection Escrow shall be released, except for a balance of \$1,000 to cover engineering and legal costs that may arise during the maintenance period and project close-out.
3. This Resolution shall take effect immediately.

TOWNSHIP OF MOUNT OLIVE

JOE NICASTRO
Mount Olive Township Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on March 9, 2021.

MICHELLE MASSER
Mount Olive Township Municipal Clerk

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Range of Checking Accts: First to Last Range of Check Dates: 02/24/21 to 03/09/21
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void	Ref Num
PO #	Item	Description				Contract	Ref Seq Acct
ANIMAL CONTROL ANIMAL CONTROL FUND							
10785	03/02/21	ALL71 ALLIED OIL					16024
21-00071	42	UNLEADED FUEL-2/10	62.90	T-12-56-850-820	Budget		2 1
				Motor Vehicles & Parts			
21-00071	48	UNLEADED FUEL-2/17	50.53	T-12-56-850-820	Budget		3 1
				Motor Vehicles & Parts			
21-00071	54	UNLEADED FUEL-2/24	65.16	T-12-56-850-820	Budget		4 1
				Motor Vehicles & Parts			
			178.59				
10786 03/02/21 VER02 VERIZON WIRELESS							
21-00066	19	882183575-- 1/20-2/19	82.76	T-12-56-850-816	Budget		16024
				Other Contractual Services			1 1
Checking Account Totals							
		Paid	Void	Amount Paid	Amount Void		
	Checks:	2	0	261.35	0.00		
	Direct Deposit:	0	0	0.00	0.00		
	Total:	2	0	261.35	0.00		
ESCROW ACCUTRACK ESCROW TRUST FUND							
14732	03/09/21	DOR02 DORSEY & SEMRAU, L.L.C.					16029
21-00651	1	Prof Serv - HSC Flanders LLC	58.50	T-20-56-850-800	Budget		1 1
				Escrow Disbursements			
14733	03/09/21	DOR02 DORSEY & SEMRAU, L.L.C.					16029
21-00652	1	Prof Serv - The Three T's LLC	234.00	T-20-56-850-800	Budget		2 1
				Escrow Disbursements			
14734	03/09/21	DOR02 DORSEY & SEMRAU, L.L.C.					16029
21-00653	1	Prof Serv - Scannell Properties	565.50	T-20-56-850-800	Budget		3 1
				Escrow Disbursements			
14735	03/09/21	DOR02 DORSEY & SEMRAU, L.L.C.					16029
21-00654	1	Prof Serv - Fratelli Beretta	97.50	T-20-56-850-800	Budget		4 1
				Escrow Disbursements			
14736	03/09/21	DOR02 DORSEY & SEMRAU, L.L.C.					16029
21-00655	1	Prof Serv - Rand Homes	214.50	T-20-56-850-800	Budget		5 1
				Escrow Disbursements			
14737	03/09/21	VAN14 VAN CLEEF ENG. ASSOCIATES LLC					16029
21-00656	1	Prof Serv - HSC Flanders LLC	220.00	T-20-56-850-800	Budget		6 1
				Escrow Disbursements			
14738	03/09/21	VAN14 VAN CLEEF ENG. ASSOCIATES LLC					16029
21-00657	1	Prof Serv - Saxton Falls	2,580.00	T-20-56-850-800	Budget		7 1
				Escrow Disbursements			

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Item	Description	Contract	Ref Seq Acct
		Amount Paid	Charge Account	Account Type
ESCROW ACCUTRACK ESCROW TRUST FUND Continued				
Checking Account Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	7	0	3,970.00 0.00
	Direct Deposit:	0	0	0.00 0.00
	Total:	7	0	3,970.00 0.00
GENERAL CAPITAL GENERAL CAPITAL				
9129	03/02/21	SKY04 SKYLANDS AREA FIRE EQUIPMENT		16023
21-00453	1	BW Clip 3 Year	1,168.50 C-04-56-948-901	Budget 1 1
			Fire Prev - Pick up Truck with Equip	
21-00453	2	BW Gas Alert Micro Clips	585.20 C-04-56-948-901	Budget 2 1
			Fire Prev - Pick up Truck with Equip	
			1,753.70	
Checking Account Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	1	0	1,753.70 0.00
	Direct Deposit:	0	0	0.00 0.00
	Total:	1	0	1,753.70 0.00
GRANT FUND FEDERAL AND STATE GRANTS				
57506	02/24/21	WEI10 TREVOR WEIGLE		16013
21-00606	1	MED & ID CARD SCANNERS	537.09 1-02-85-000-021	Budget 1 1
			Strengthening Local Public Health Ops	
Checking Account Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
	Checks:	1	0	537.09 0.00
	Direct Deposit:	0	0	0.00 0.00
	Total:	1	0	537.09 0.00
OPERATING CURRENT FUND				
88597	02/24/21	CAB12 OPTIMUM		16012
21-00078	9	CABLE/INTERNET/WIFI-2/15-3/14	67.24 1-01-31-430-116	Budget 22 1
			Telecommunications	
21-00078	10	CABLE/INTERNET/WIFI-2/15-3/14	67.24 1-01-27-785-028	Budget 23 1
			Other Professional Services	
21-00078	11	CABLE/INTERNET/WIFI-2/15-3/14	67.24 1-01-26-765-030	Budget 24 1
			Materials/Supplies/Food/Equip.	
21-00078	12	CABLE/INTERNET/WIFI-2/15-3/14	67.24 1-01-25-745-055	Budget 25 1
			Communications Equipment	
			268.96	
88598	02/24/21	DCRP01 PRUDENTIAL RETIREMENT		16012
21-00007	6	PP5 CONTRIBUTIONS	233.02 1-01-23-733-094	Budget 1 1
			Disability and Life Insurance	
88599	02/24/21	DEL07 DELTA DENTAL OF NJ INC.		16012
21-00120	16	DENTAL INSURANCE - MARCH	18,803.05 1-01-23-733-110	Budget 26 1
			Dental Insurance	
21-00120	20	DENTAL INSURANCE - MARCH	829.34 1-01-29-800-109	Budget 27 1
			Group Insurance	
			19,632.39	

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Seq	Ref Num
PO #	Item	Description						Acct
OPERATING								
CURRENT FUND								
Continued								
88600	02/24/21	ELI02 ELIZABETHTOWN GAS						16012
21-00051	3	SENIOR CENTER - 1/7-2/4	342.36	1-01-31-430-115	Budget		14	1
				Gas (Natural and Propane)				
21-00051	4	FLANDERS RD B - 1/7-2/4	445.69	1-01-31-430-115	Budget		15	1
				Gas (Natural and Propane)				
			788.05					
88601	02/24/21	GEC01 WELLS FARGO VENDOR FIN SERV						16012
21-00046	13	PLANNING/ZONING- 2/1-2/28	150.90	1-01-26-772-079	Budget		2	1
				Maintenance Contracts/Painting				
21-00046	14	PLANNING/ZONING (KIP) 2/1-2/28	549.99	1-01-26-772-079	Budget		3	1
				Maintenance Contracts/Painting				
21-00046	15	POLICE PATROL 2/3-3/2	286.24	1-01-26-772-079	Budget		4	1
				Maintenance Contracts/Painting				
21-00046	16	CLERK/COURT/HEALTH 2/3-3/2	569.97	1-01-26-772-079	Budget		5	1
				Maintenance Contracts/Painting				
21-00046	17	FINANCE 2/3-3/2	238.10	1-01-26-772-079	Budget		6	1
				Maintenance Contracts/Painting				
21-00046	18	DETECTIVE BUREAU 2/3-3/2	286.24	1-01-26-772-079	Budget		7	1
				Maintenance Contracts/Painting				
21-00046	19	DET BUREAU 2/3-3/2	179.99	1-01-26-772-079	Budget		8	1
				Maintenance Contracts/Painting				
21-00046	20	ADMIN 2/3-3/2	188.56	1-01-26-772-079	Budget		9	1
				Maintenance Contracts/Painting				
21-00046	21	POLICE RECORDS 2/3-3/2	151.69	1-01-26-772-079	Budget		10	1
				Maintenance Contracts/Painting				
			2,601.68					
88602	02/24/21	JCP01 JCP&L						16012
21-00056	11	TB FOOTBALL LIGHTS-12/22-1/22	40.21	1-01-31-430-114	Budget		17	1
				Electricity				
21-00056	12	30 FLANDERS - 12/22-1/22	23.89	1-01-31-430-114	Budget		18	1
				Electricity				
			64.10					
88603	02/24/21	JCP01 JCP&L						16012
21-00057	5	INTERNATIONAL DR - 12/24-1/26	315.51	1-01-31-826-118	Budget		19	1
				Street Lighting				
21-00057	6	LED ST LGHTS TBP - 1/19-2/16	348.65	1-01-31-826-118	Budget		20	1
				Street Lighting				
21-00057	7	WYNDHAM POINT 1/19-2/16	26.91	1-01-31-826-118	Budget		21	1
				Street Lighting				
			691.07					
88604	02/24/21	MOT09 KIA MOTORS FINANCE						16012
21-00050	8	HEALTH -SPORTAGE-1914284088	293.80	1-01-27-790-046	Budget		11	1
				Vehicle Leases				
21-00050	9	HEALTH -OPTIMA-1914284096	276.42	1-01-27-790-046	Budget		12	1
				Vehicle Leases				

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num	
PO #	Item	Description					Ref Seq	Acct
OPERATING	CURRENT FUND	Continued						
88604	KIA MOTORS FINANCE	Continued						
21-00050	10	HEALTH -OPTIMA-1914284091	276.42	1-01-27-790-046	Budget		13	1
				Vehicle Leases				
			846.64					
88605	02/24/21	TRE13 TREASURER, STATE OF NJ					16012	
21-00324	8	ANNUAL MEDICAL WASTE FEE 2021	500.00	1-01-27-785-028	Budget		30	1
				Other Professional Services				
88606	02/24/21	UGI01 UGI ENERGY SERVICES					16012	
21-00052	7	GAS SUPPLIER-M0002048-1/7-2/4	288.24	1-01-31-430-115	Budget		16	1
				Gas (Natural and Propane)				
88607	02/24/21	USA02 USABLE LIFE					16012	
21-00121	16	DISABILITY INSURANCE-MARCH	4,959.76	1-01-23-733-094	Budget		28	1
				Disability and Life Insurance				
21-00121	20	DISABILITY INSURANCE-MARCH	218.75	1-01-29-800-109	Budget		29	1
				Group Insurance				
			5,178.51					
88608	02/24/21	USB17 US BANK AS CUST FOR ACTLIEN					16012	
21-00619	1	Redemption of TSC #20-00004	1,333.13	1-01-55-902-001	Budget		32	1
				Reserve for Outside Liens				
21-00619	2	Premium on Tax Sale Cert.	2,000.00	1-01-55-902-003	Budget		33	1
				Premium on Tax Sale				
			3,333.13					
88609	02/24/21	WIL07 WILPERT, FRANK					16012	
21-00605	1	REIMB FOR SNOW BLOWER PARTS	239.30	1-01-26-772-050	Budget		31	1
				Acquisition of Equip/Furniture				
88610	03/02/21	AKE01 A&K EQUIPMENT CO., INC,					16018	
21-00278	7	PARTS & SUPPLIES	215.00	1-01-26-768-034	Budget		96	1
				General Other Expenses				
88611	03/02/21	ALL33 ALLEGRA MARKETING-PRINT-MALL					16018	
21-00556	1	CONSTRUCTION PERMIT FILE FLDR	205.00	1-01-22-725-023	Budget		114	1
				Printing & Binding				
21-00556	2	CONSTRUCTION PERMIT NOTICE	130.00	1-01-22-725-023	Budget		115	1
				Printing & Binding				
21-00556	3	APPROVAL FOR BLDG STCKR	75.00	1-01-22-725-023	Budget		116	1
				Printing & Binding				
21-00556	4	APPROVAL FOR ELECTRIC STCKR	75.00	1-01-22-725-023	Budget		117	1
				Printing & Binding				
21-00556	5	APPROVAL FOR PLUMBING STCKR	75.00	1-01-22-725-023	Budget		118	1
				Printing & Binding				
21-00556	6	APPROVAL FOR FIRE STCKR	75.00	1-01-22-725-023	Budget		119	1
				Printing & Binding				
21-00556	7	APPROVAL FOR MECHANICAL STCKR	75.00	1-01-22-725-023	Budget		120	1
				Printing & Binding				
21-00556	8	STOP CONSTRUCTION ORDER	110.00	1-01-22-725-023	Budget		121	1
				Printing & Binding				

Check #	Check Date	Vendor	PO #	Item Description	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Seq	Num Acct
OPERATING										
CURRENT FUND										
Continued										
88611	03/02/21	ALLEGRA MARKETING-PRINT-MALL	21-00556	9 MISSED YOU LABEL	125.00	1-01-22-725-023 Printing & Binding	Budget		122	1
			21-00556	10 CONSTRUCTION INSPECTION REPORT	94.91	1-01-22-725-023 Printing & Binding	Budget		123	1
					1,039.91					
88612	03/02/21	ALL71 ALLIED OIL	21-00071	37 UNLEADED FUEL-2/10	4,210.88	1-01-31-430-117 Vehicle Fuel	Budget		16018 45	1
			21-00071	43 UNLEADED FUEL-2/17	3,382.33	1-01-31-430-117 Vehicle Fuel	Budget		46	1
			21-00071	49 UNLEADED FUEL-2/24	4,362.08	1-01-31-430-117 Vehicle Fuel	Budget		47	1
			21-00072	21 DIESEL-2/16	3,290.54	1-01-31-430-117 Vehicle Fuel	Budget		48	1
					15,245.83					
88613	03/02/21	ALL72 ALLY AUTO	21-00049	3 PLANNING CAR LEASE - FEBRUARY	241.85	1-01-21-720-046 Lease of Vehicles	Budget		16018 10	1
88614	03/02/21	BAT06 BATTERY JUNCTION	20-01753	1 NITECORE P12 - 2015 EDITION	299.75	0-01-25-745-071 General Police Equipment	Budget		16018 1	1
			20-01753	2 POWERTAC WEAPON MOUNT - CADET	34.80	0-01-25-745-071 General Police Equipment	Budget		2	1
			20-01753	3 TITANIUM INNOVATIONS CR123A	60.00	0-01-25-745-071 General Police Equipment	Budget		3	1
					394.55					
88615	03/02/21	BIL02 BILL'S SERVICE CENTER	21-00207	3 VEHICLE TOWING-UNMARKED PATROL	85.00	1-01-26-768-034 General Other Expenses	Budget		16018 79	1
88616	03/02/21	BRI12 BRIGHTON USA LTD.	21-00602	1 HAND SOAP	644.40	1-01-26-772-030 Materials & Supplies/Food	Budget		16018 128	1
88617	03/02/21	CEU01 CEUNION	21-00545	1 3 CLASSES FOR TIM QUINN	165.00	1-01-26-765-040 Training, Confs, Mtgs, Travel	Budget		16018 113	1
88618	03/02/21	CIN03 CINTAS CORP. 101	21-00260	8 UNIFORM CLEANING - 2/15	103.11	1-01-26-768-034 General Other Expenses	Budget		16018 82	1
			21-00260	9 UNIFORM CLEANING - 2/22	103.11	1-01-26-768-034 General Other Expenses	Budget		83	1
			21-00261	15 FLEET SUPPLIES - 2/15	246.51	1-01-26-768-034 General Other Expenses	Budget		84	1
			21-00261	16 B&G JANITORIAL SUPPLIES - 2/15	275.30	1-01-26-772-030 Materials & Supplies/Food	Budget		85	1

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num
PO #	Item	Description					Seq Acct
OPERATING	CURRENT FUND	Continued					
88618	CINTAS CORP. 101	Continued					
21-00261	17	FLEET SUPPLIES - 2/22	246.51	1-01-26-768-034	Budget		86 1
				General Other Expenses			
21-00261	18	B&G JANITORIAL SUPPLIES - 2/22	179.51	1-01-26-772-030	Budget		87 1
				Materials & Supplies/Food			
			1,154.05				
88619	03/02/21	CQF01 CQ FLUENCY					16018
21-00177	2	PHONE INTERPRETATION - JAN	70.95	1-01-42-855-028	Budget		77 1
				Other Professional Services			
88620	03/02/21	DAI01 GANNETT NJ NEWSPAPERS				03/02/21 VOID	0
88621	03/02/21	DAI01 GANNETT NJ NEWSPAPERS					16018
21-00164	31	LEGAL ADVERTISING - 2/6	50.48	1-01-20-702-021	Budget		60 1
				Legal Advertising			
21-00164	32	LEGAL ADVERTISING - 2/6	62.52	1-01-20-702-021	Budget		61 1
				Legal Advertising			
21-00164	33	LEGAL ADVERTISING - 1/22	44.03	1-01-20-702-021	Budget		62 1
				Legal Advertising			
21-00164	34	LEGAL ADVERTISING - 1/22	44.46	1-01-20-702-021	Budget		63 1
				Legal Advertising			
21-00164	35	LEGAL ADVERTISING - 1/22	11.18	1-01-20-702-021	Budget		64 1
				Legal Advertising			
21-00164	36	LEGAL ADVERTISING - 1/22	44.03	1-01-20-702-021	Budget		65 1
				Legal Advertising			
21-00164	37	LEGAL ADVERTISING - 1/22	44.46	1-01-20-702-021	Budget		66 1
				Legal Advertising			
21-00164	38	LEGAL ADVERTISING - 1/22	43.60	1-01-20-702-021	Budget		67 1
				Legal Advertising			
21-00164	39	LEGAL ADVERTISING - 1/22	44.03	1-01-20-702-021	Budget		68 1
				Legal Advertising			
21-00164	40	LEGAL ADVERTISING - 1/22	46.18	1-01-20-702-021	Budget		69 1
				Legal Advertising			
21-00164	41	LEGAL ADVERTISING - 1/22	46.18	1-01-20-702-021	Budget		70 1
				Legal Advertising			
21-00164	42	LEGAL ADVERTISING - 1/22	46.18	1-01-20-702-021	Budget		71 1
				Legal Advertising			
21-00164	43	LEGAL ADVERTISING - 2/13	50.91	1-01-20-702-021	Budget		72 1
				Legal Advertising			
21-00164	44	LEGAL ADVERTISING - 2/16	9.46	1-01-20-702-021	Budget		73 1
				Legal Advertising			
21-00164	45	LEGAL ADVERTISING - 2/18	84.88	1-01-20-702-021	Budget		74 1
				Legal Advertising			
21-00164	46	LEGAL ADVERTISING - 2/18	87.46	1-01-20-702-021	Budget		75 1
				Legal Advertising			
			760.04				
88622	03/02/21	DFF01 DFFLM, LLC.					16018
21-00267	30	PARTS & SUPPLIES	120.87	1-01-26-768-034	Budget		90 1
				General Other Expenses			

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PO #	Item	Description					Ref Seq Acct
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OPERATING		CURRENT FUND	Continued				
88623	03/02/21	DIG08 DIGICERT, INC.					16018
21-00609	1	SSL Certificate for Exchange	2,462.40	1-01-20-703-152 IT	Budget		131 1
88624	03/02/21	FED01 FEDERAL EXPRESS CORP					16018
21-00117	5	COURIER CHARGES - 2/11	34.33	1-01-20-701-022 Postage	Budget		51 1
21-00117	6	COURIER CHARGES - 2/4 & 2/11	108.71	1-01-20-701-022 Postage	Budget		52 1
			<hr/> 143.04				
88625	03/02/21	FIR01 FIRE FIGHTERS EQUIP. CO, INC.					16018
21-00225	4	OXYGEN CYLINDER RECHARGE-2/12	112.00	1-01-25-745-031 Chemicals/Gases/Crime Scene Ph	Budget		80 1
88626	03/02/21	GEC01 WELLS FARGO VENDOR FIN SERV					16018
21-00046	22	CODE ENFORCEMENT 3/1-3/31	169.99	1-01-26-772-079 Maintenance Contracts/Painting	Budget		8 1
88627	03/02/21	GEN16 GENERAL SECURITY					16018
21-00153	4	DOOR ACCESS SVC CONTRACT - MAR	1,377.15	1-01-20-703-152 IT	Budget		59 1
88628	03/02/21	GRA01 W.W. GRAINGER INC.					16018
21-00511	1	SPLICE CONNECTORS & CABLE TIES	218.04	1-01-26-765-030 Materials/Supplies/Food/Equip.	Budget		110 1
21-00511	2	CABLE TIES	47.64	1-01-26-765-030 Materials/Supplies/Food/Equip.	Budget		111 1
21-00608	1	CALCULATORS	57.30	1-01-26-772-030 Materials & Supplies/Food	Budget		130 1
21-00615	1	PURELL REFILL	208.74	1-01-26-772-030 Materials & Supplies/Food	Budget		132 1
			<hr/> 531.72				
88629	03/02/21	GRA22 GRAPHIC RESOURCE SYSTEMS LLC					16018
21-00183	4	GROMMET MACHINE & GROMMETS	425.34	1-01-26-775-050 Acquisition of Equipment/Furniture	Budget		78 1
88630	03/02/21	HOO01 HOOVER TRUCK CENTERS, INC.					16018
21-00273	12	PARTS & SUPPLIES	305.61	1-01-26-768-034 General Other Expenses	Budget		94 1
21-00273	13	PARTS & SUPPLIES	108.20	1-01-26-768-034 General Other Expenses	Budget		95 1
			<hr/> 413.81				
88631	03/02/21	IMP03 IMPERIAL COPY PRODUCTS, INC					16018
21-00047	20	DETECTIVE BUR-19678 -1/24-2/23	37.34	1-01-26-772-079 Maintenance Contracts/Painting	Budget		9 1
88632	03/02/21	JCP01 JCP&L					16018
21-00055	16	SUNSET DRIVE - 1/22-2/18	71.37	1-01-31-430-114 Electricity	Budget		15 1

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OPERATING		CURRENT FUND		Continued				
88632	JCP&L			Continued				
21-00055	17	BEACH- 1/22-2/18	153.53	1-01-31-430-114 Electricity	Budget		16	1
21-00055	18	DPW BUILDING 1/22-2/18	759.40	1-01-31-430-114 Electricity	Budget		17	1
21-00055	19	155 FLANDERS-NETCONG 1/23-2/19	172.90	1-01-31-430-114 Electricity	Budget		18	1
21-00055	20	155 FLANDERS-NETCONG 1/23-2/19	34.90	1-01-31-430-114 Electricity	Budget		19	1
21-00055	21	BAPTIST CHURCH 1/22-2/18	55.95	1-01-31-430-114 Electricity	Budget		20	1
21-00055	22	30 INTERNATIONAL DR 1/22-2/18	30.88	1-01-31-430-114 Electricity	Budget		21	1
21-00055	23	VZ TOWER 1/21-2/17	40.15	1-01-31-430-114 Electricity	Budget		22	1
21-00055	24	FLANDERS PARK 1/21-2/17	267.95	1-01-31-430-114 Electricity	Budget		23	1
			1,587.03					
88633	03/02/21	JCP01 JCP&L					16018	
21-00056	13	TB RESTROOM #3- 1/23-2/19	812.79	1-01-31-430-114 Electricity	Budget		24	1
21-00056	14	TB PAVILION- 1/23-2/19	575.09	1-01-31-430-114 Electricity	Budget		25	1
21-00056	15	TB IRRIGATION SHED 1/23-2/19	3.10	1-01-31-430-114 Electricity	Budget		26	1
21-00056	16	TB BASEBALL FIELD #3 1/23-2/19	50.40	1-01-31-430-114 Electricity	Budget		27	1
21-00056	17	TB NEW FL FIRST - 1/23-2/19	145.27	1-01-31-430-114 Electricity	Budget		28	1
21-00056	18	TB SOCCER FIELD 1&2 -1/23-2/19	256.81	1-01-31-430-114 Electricity	Budget		29	1
21-00056	19	TB FOOTBALL FLD LGHT 1/23-2/19	113.68	1-01-31-430-114 Electricity	Budget		30	1
21-00056	20	TB BSKTBL/BSBL FLDLG 1/23-2/19	3.10	1-01-31-430-114 Electricity	Budget		31	1
21-00056	21	TB 4SOCCER FIELD LGH 1/23-2/19	352.17	1-01-31-430-114 Electricity	Budget		32	1
21-00056	22	30 FLANDERS 1/23-2/19	19.21	1-01-31-430-114 Electricity	Budget		33	1
			2,331.62					
88634	03/02/21	JCP01 JCP&L					16018	
21-00057	8	SNOWFLAKE USAGE 2020-2021	7,619.94	1-01-31-826-118 Street Lighting	Budget		34	1
88635	03/02/21	JPMON005 JPMONZO MUNICIPAL CONSULTING					16018	
21-00540	1	Webinar - Municipal Budget	100.00	1-01-20-704-040 Training, Confs, Mtgs, Travel	Budget		112	1

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PO #	Item	Description						
OPERATING	CURRENT FUND	Continued						
88635	JPMONZO	MUNICIPAL CONSULTING	Continued					
21-00603	1	USERS GUIDE TO IMPLEMENTING	50.00	1-01-20-705-040	Budget		129	1
				Training, Congfs, Mtgs, Travel				
			150.00					
88636	03/02/21	KRO02 KRONOS, INC.					16018	
21-00285	2	MONTHLY SERVICE FEES - 1/6-2/5	1,408.08	1-01-26-772-079	Budget		98	1
				Maintenance Contracts/Painting				
88637	03/02/21	LER01 LERCH, VINCI & HIGGINS CPA					16018	
21-00091	6	REVIEW OF 2020 ANN. FINANCIAL	594.75	1-01-20-706-028	Budget		49	1
				Other Professional Services				
88638	03/02/21	MAL11 MALJON, LLC					16018	
21-00113	3	MT. OLIVE NEWS - 2/17/21	300.00	1-01-20-701-021	Budget		50	1
				General Advertising				
88639	03/02/21	MCC01 DAN MCCARTHY'S PLUMBING &					16018	
21-00596	1	SENIOR CENTER & ROAD GARAGE	383.36	1-01-26-772-026	Budget		125	1
				Main. of Equip. and Parks				
88640	03/02/21	MEN01 MENDHAM GARDEN CENTER					16018	
21-00479	1	CHAINSAW & BBACKPACK BLOWER	1,627.10	1-01-26-772-030	Budget		104	1
				Materials & Supplies/Food				
88641	03/02/21	MGL01 MGL PRINTING SOLUTIONS					16018	
21-00485	1	RECEIVED DATE STAMP	85.00	1-01-21-720-036	Budget		105	1
				Office Supplies				
88642	03/02/21	MLO01 MLOA MONY LIFE INSURANCE					16018	
21-00122	27	LIFE INSURANCE - FEBRUARY	223.36	1-01-25-752-094	Budget		53	1
				Life Insurance				
21-00122	28	LIFE INSURANCE - FEBRUARY	227.41	1-01-25-750-094	Budget		54	1
				Life Insurance				
21-00122	29	LIFE INSURANCE - FEBRUARY	70.56	1-01-25-754-094	Budget		55	1
				Life Insurance				
21-00122	30	LIFE INSURANCE - FEBRUARY	70.57	1-01-25-751-094	Budget		56	1
				Life Insurance				
21-00122	31	LIFE INSURANCE - FEBRUARY	427.83	1-01-23-733-094	Budget		57	1
				Disability and Life Insurance				
21-00122	35	LIFE INSURANCE - FEBRUARY	18.87	1-01-29-800-109	Budget		58	1
				Group Insurance				
			1,038.60					
88643	03/02/21	MOR48 MORRIS CNTY PUBLIC SAFETY					16018	
21-00489	1	ARREST, SEARCH & SEIZURE	20.00	1-01-25-745-040	Budget		106	1
				Training, Confs, Mtgs, Travel				
88644	03/02/21	MYP01 MY PRICE SUPPLY					16018	
21-00565	1	EXCEL CALCIUM	750.00	1-01-26-772-030	Budget		124	1
				Materials & Supplies/Food				

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PO #	Item	Description						Acct
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OPERATING		CURRENT FUND		Continued				
88645	03/02/21	NJE03 NJ ENVIRONMENTAL HEALTH ASSOC						16018
21-00599	1	2021 MEMBERSHIP DUES	210.00	1-01-27-785-044	Budget		126	1
				Professional Association Dues				
88646	03/02/21	NJN02 N.J. NATURAL GAS						16018
21-00053	3	155FLNDR-NTCNG OFCE 12/31-1/30	189.03	1-01-31-430-115	Budget		11	1
				Gas (Natural and Propane)				
21-00053	4	155FLNDR-NTCNG APT 12/31-1/30	99.26	1-01-31-430-115	Budget		12	1
				Gas (Natural and Propane)				
21-00053	5	OLD BAPTIST CHURCH 12/31-1/28	200.97	1-01-31-430-115	Budget		13	1
				Gas (Natural and Propane)				
21-00053	6	30 FLANDERS ROAD 12/30-1/28	335.87	1-01-31-430-115	Budget		14	1
				Gas (Natural and Propane)				
			825.13					
88647	03/02/21	NJO03 NJ OFFICE OF ATTORNEY GENERAL						16018
21-00493	1	INSPECTION AND TESTING OF	320.00	1-01-25-745-026	Budget		108	1
				Maintenance of Other Equipment				
21-00493	2	CALIBRATION OF LASER UNIT	40.00	1-01-25-745-026	Budget		109	1
				Maintenance of Other Equipment				
			360.00					
88648	03/02/21	NJS02 N.J.S A. OF CHIEFS OF POLICE						16018
21-00228	2	PROGRAM FEE - LEAP PSAP	1,500.00	1-01-25-745-040	Budget		81	1
				Training, Confs, Mtgs, Travel				
88649	03/02/21	NOA01 NOAH'S ARK PORT-A-JON						16018
21-00299	7	TBP-1 REG/2 HCAP-2/18-3/17	405.00	1-01-26-772-029	Budget		99	1
				Other Contractual Services				
21-00299	8	FLANDERS PK-1 HCAP-2/18-3/17	155.00	1-01-26-772-029	Budget		100	1
				Other Contractual Services				
			560.00					
88650	03/02/21	PET04 PETTY CASH						16018
21-00019	9	REIMBURSE PETTY CASH	19.25	1-01-26-765-030	Budget		4	1
				Materials/Supplies/Food/Equip.				
21-00019	11	REIMBURSE PETTY CASH	21.30	1-01-20-705-036	Budget		5	1
				Office Supplies				
21-00019	12	REIMBURSE PETTY CASH	26.00	1-01-26-772-030	Budget		6	1
				Materials & Supplies/Food				
21-00019	13	REIMBURSE PETTY CASH	24.55	1-01-25-745-030	Budget		7	1
				Materials & Supplies/Food				
			91.10					
88651	03/02/21	PIT03 PITNEY BOWES INC.						16018
21-00279	2	MAIL MACHINE LEASE-12/30-3/29	1,495.02	1-01-26-772-079	Budget		97	1
				Maintenance Contracts/Painting				
88652	03/02/21	PRA02 PRAXAIR DISTRIBUTION INC.						16018
21-00263	2	CYLINDER RENTALS - 12/20-1/20	76.76	1-01-26-768-034	Budget		88	1
				General Other Expenses				

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OPERATING	CURRENT FUND	Continued						
88652	PRAXAIR DISTRIBUTION INC.	Continued						
21-00263	3	CYLINDER RENTALS - 12/20-1/20	70.24	1-01-26-768-034	Budget		89	1
				General Other Expenses				
			147.00					
88653	03/02/21	PRO02 PROFESSIONAL GOVERNMENT					16018	
21-00629	1	BANKRUPTCY WEBINAR	90.00	1-01-20-705-040	Budget		134	1
				Training, Congfs, Mtgs, Travel				
88654	03/02/21	RID04 RIDGEWOOD PRESS					16018	
21-00492	1	#10 ENVELOPE NO WINDOW	147.00	1-01-27-785-023	Budget		107	1
				Printing & Binding				
88655	03/02/21	SPE16 SPECTROTEL HOLDING CO.LLC					16018	
21-00069	7	TELECOMMUNICATIONS-2/22-3/21	846.66	1-01-31-430-116	Budget		44	1
				Telecommunications				
88656	03/02/21	STA25 STATE SUPER OF WEIGHTS & MEASR					16018	
21-00624	1	2021 ANNUAL RENEWAL	50.00	1-01-27-785-044	Budget		133	1
				Professional Association Dues				
88657	03/02/21	STA60 STAR-LO ELECTRIC, INC.					16018	
21-00319	4	REPLACE 2 DIMMER SWITCHES IN	381.40	1-01-26-772-029	Budget		101	1
				Other Contractual Services				
88658	03/02/21	TIL04 TILCON NEW YORK INC					16018	
21-00338	8	RECYCLE ASPHALT	2,010.00	1-01-26-765-030	Budget		102	1
				Materials/Supplies/Food/Equip.				
88659	03/02/21	ULI03 ULINE INC					16018	
21-00600	1	BULBS FOR PD	180.73	1-01-25-745-050	Budget		127	1
				Acq. of Equipment/Furniture				
88660	03/02/21	VAN14 VAN CLEEF ENG. ASSOCIATES LLC					16018	
21-00168	3	PB PROFESSIONAL SERVICES-JAN	210.00	1-01-21-720-028	Budget		76	1
				Other Professional Services				
88661	03/02/21	VER02 VERIZON WIRELESS					16018	
21-00065	6	WIRELESS - 942013487-1/10-2/9	1,182.58	1-01-31-430-116	Budget		37	1
				Telecommunications				
21-00065	7	WIRELESS - 942013487-1/10-2/9	246.91	1-01-31-430-116	Budget		38	1
				Telecommunications				
			1,429.49					
88662	03/02/21	VER02 VERIZON WIRELESS					16018	
21-00066	14	882183575-- 1/20-2/19	1,829.34	1-01-31-430-116	Budget		39	1
				Telecommunications				
21-00066	20	EQUIPMENT CHARGES-ED LATA	41.24	1-01-26-772-029	Budget		40	1
				Other Contractual Services				

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PO #	Item	Description							
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OPERATING		CURRENT FUND	Continued						
88662	22	VERIZON WIRELESS	Continued						
21-00066	22	882183575- 1/20-2/19	531.30	1-01-31-430-116	Budget		41	1	
				Telecommunications					
			<u>2,401.88</u>						
88663	03/02/21	VER02 VERIZON WIRELESS					16018		
21-00067	3	WIRELESS-782182328-1/20-2/19	639.21	1-01-31-430-116	Budget		42	1	
				Telecommunications					
88664	03/02/21	VER02 VERIZON WIRELESS					16018		
21-00068	5	POLICE MDT'S - 1/20-2/19	1,058.86	1-01-25-745-028	Budget		43	1	
				Other Professional Services					
88665	03/02/21	VER03 VERIZON					16018		
21-00061	3	973-691-0900---2/17-3/16	2,621.72	1-01-31-430-116	Budget		36	1	
				Telecommunications					
88666	03/02/21	VER20 VERIZON BUSINESS					16018		
21-00060	3	-VS93175827- 1/15-2/14	16.73	1-01-31-430-116	Budget		35	1	
				Telecommunications					
88667	03/02/21	WEB02 DERRICK WEBB					16018		
21-00630	1	REIMBURSEMENT LEAD PERMIT 2021	153.50	1-01-27-785-044	Budget		135	1	
				Professional Association Dues					
88668	03/02/21	WEL01 WELDON ASPHALT CO.					16018		
21-00344	2	ASPHALT	593.72	1-01-26-765-030	Budget		103	1	
				Materials/Supplies/Food/Equip.					
88669	03/02/21	WES02 WEST CHESTER MACHINERY & SUPPL					16018		
21-00269	5	PARTS & SUPPLIES	645.00	1-01-26-768-034	Budget		91	1	
				General Other Expenses					
21-00269	6	PARTS & SUPPLIES	253.18	1-01-26-768-034	Budget		92	1	
				General Other Expenses					
21-00269	7	PARTS & SUPPLIES	39.09	1-01-26-768-034	Budget		93	1	
				General Other Expenses					
			<u>937.27</u>						
88670	03/09/21	CAM12 CAMEROTA TRUCK PARTS					16025		
21-00541	1	REPAIR FOR TRUCK #103	3,145.00	1-01-26-768-034	Budget		19	1	
				General Other Expenses					
88671	03/09/21	CDW01 CDW GOVERNMENT					16025		
21-00501	1	Finance Toner	871.73	1-01-20-703-150	Budget		17	1	
				Finance Department					
21-00503	1	Card Printer Software	142.50	1-01-20-703-152	Budget		18	1	
				IT					
21-00559	1	Microsoft Exchange Online P1	8,738.00	1-01-20-703-152	Budget		20	1	
				IT					
			<u>9,752.23</u>						

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PO #	Item	Description					Ref Seq Acct
OPERATING		CURRENT FUND		Continued			
88672	03/09/21	DOV05 DOVER BRAKE & CLUTCH CO, INC					16025
21-00271	10	PARTS & SUPPLIES	18.42	1-01-26-768-034	Budget		6 1
				General Other Expenses			
21-00271	11	PARTS & SUPPLIES	7.33	1-01-26-768-034	Budget		7 1
				General Other Expenses			
			25.75				
88673	03/09/21	EDM01 EDMUNDS & ASSOCIATES INC.					16025
21-00154	8	CLOUD HOSTING (LEVEL II)	6,500.25	1-01-20-703-150	Budget		5 1
				Finance Department			
88674	03/09/21	HAR27 HARRINGTON CONSTRUCTION CO INC					16025
20-00321	6	STORM MAINT - 12/16, 12/17	27,205.00	0-01-26-765-047	Budget		3 1
				Plowing Contractors			
20-00321	7	STORM MAINT-12/14 - SALT MC	290.00	0-01-26-765-047	Budget		4 1
				Plowing Contractors			
21-00347	2	STORM MAINT-ICE CONTROL-1/3	580.00	1-01-26-765-047	Budget		8 1
				Plowing Contractors			
21-00347	3	STORM MAINT-ICE CONTROL-1/4	435.00	1-01-26-765-047	Budget		9 1
				Plowing Contractors			
21-00347	4	STORM MAINT-ICE CONTROL-1/20,	1,305.00	1-01-26-765-047	Budget		10 1
				Plowing Contractors			
21-00347	5	STORM MAINT - SNOW - 2/1, 2/2	27,220.00	1-01-26-765-047	Budget		11 1
				Plowing Contractors			
21-00347	6	STORM MAINTENANCE - 2/3	4,165.00	1-01-26-765-047	Budget		12 1
				Plowing Contractors			
21-00347	7	STORM MAINT-ICE CONTROL - 2/5	290.00	1-01-26-765-047	Budget		13 1
				Plowing Contractors			
21-00347	8	STORM MAINT-SNOW CONTROL - 2/7	3,075.00	1-01-26-765-047	Budget		14 1
				Plowing Contractors			
21-00347	9	STORM MAINT-ICE CONTROL - 2/8	145.00	1-01-26-765-047	Budget		15 1
				Plowing Contractors			
21-00347	10	STORM MAINT-SNOW CONTROL-2/11	435.00	1-01-26-765-047	Budget		16 1
				Plowing Contractors			
			65,145.00				
88675	03/09/21	LIB05 THE LIBERTY STORE, INC.					16025
20-00295	11	UNIFORMS	5,614.17	0-01-26-765-032	Budget		1 1
				Clothing & Uniforms			
20-00295	13	UNIFORMS	9,023.41	0-01-26-772-030	Budget		2 1
				Materials & Supplies/Food			
			14,637.58				
88676	03/09/21	ZEI01 JOSEPH ZEIM					16025
21-00635	4	REIMBURSEMENT FOR SUUPLIES	126.48	1-01-26-768-034	Budget		21 1
				General Other Expenses			
21-00635	5	REIMBURSEMENT FOR SUUPLIES	11.75	1-01-26-768-034	Budget		22 1
				General Other Expenses			
			138.23				

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PO #	Item	Description						Acct
<hr/>								
OPERATING	CURRENT FUND		Continued					
Checking Account	Totals		<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount</u>	<u>Void</u>	
	Checks:		79	1	196,671.27		0.00	
	Direct Deposit:		0	0	0.00		0.00	
	Total:		79	1	196,671.27		0.00	
<hr/>								
PAYROLL AGENCY	Payroll Agency							
10177	02/24/21	AFL01 AFLAC						16017
21-00011	3	FEBRUARY MONTHLY CONTRIBUTIONS	1,968.64		1-35-00-000-027 AFLAC	Budget	9	1
10178	02/24/21	AXA01 EQUITABLE						16017
21-00002	6	PP5 CONTRIBUTIONS	7,220.51		1-35-00-000-020 Equitable (10)	Budget	2	1
10179	02/24/21	DCRP01 PRUDENTIAL RETIREMENT						16017
21-00006	6	PP5 CONTRIBUTIONS	1,886.46		1-35-00-000-028 DCRP	Budget	5	1
10180	02/24/21	FOP01 FOP						16017
21-00013	3	FEBRUARY MONTHLY CONTRIBUTIONS	1,470.00		1-35-00-000-015 FOP Union Dues (N)	Budget	11	1
10181	02/24/21	GUA04 GUARDIAN						16017
21-00017	3	FEBRUARY MONTHLY CONTRIBUTIONS	622.71		1-35-00-000-034 Vision Insurance	Budget	15	1
10182	02/24/21	LIN10 LINCOLN FINANCIAL GROUP						16017
21-00009	6	PP5 CONTRIBUTIONS	3,050.00		1-35-00-000-038 Lincoln Financial Def. Comp.	Budget	7	1
10183	02/24/21	MET14 METLIFE INSURANCE COMPANY						16017
21-00005	6	PP5 CONTRIBUTIONS	850.00		1-35-00-000-026 457MET	Budget	4	1
10184	02/24/21	MOTPEA01 MOT PUBLIC EMPLOYEES ASSOC						16017
21-00012	3	FEBRUARY MONTHLY CONTRIBUTIONS	1,606.00		1-35-00-000-014 MOTPEA Union Dues (U)	Budget	10	1
10185	02/24/21	MT007 MT. OLIVE PUBLIC LIBRARY						16017
21-00008	6	PP5 CONTRIBUTIONS	494.31		1-35-00-000-036 Due to the Library	Budget	6	1
10186	02/24/21	NAT51 Nationwide						16017
21-00018	3	FEBRUARY MONTHLY CONTRIBUTIONS	338.88		1-35-00-000-035 Pet Insurance	Budget	16	1
10187	02/24/21	NJF09 NJ FAMILY SUPPORT CENTER						16017
21-00001	6	PP5 CONTRIBUTIONS	2,613.61		1-35-00-000-017 Child Support (C)	Budget	1	1

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PO #	Item	Description					Ref Seq Acct
PAYROLL AGENCY Payroll Agency Continued							
10188	02/24/21	NYL01 NEW YORK LIFE					16017
21-00016	3	FEBRUARY MONTHLY CONTRIBUTIONS	469.92	1-35-00-000-021 NY Life Insurance (11)	Budget		14 1
10189	02/24/21	PAL10 PAL					16017
21-00014	3	FEBRUARY MONTHLY CONTRIBUTIONS	98.00	1-35-00-000-016 PAL Dues (1)	Budget		12 1
10190	02/24/21	PEN10 PENNSYLVANIA SCDU					16017
21-00003	6	PP5 CONTRIBUTIONS	384.46	1-35-00-000-023 Garnishments	Budget		3 1
10191	02/24/21	POL10 POLICE AND FIREMAN'S INSURANCE					16017
21-00015	3	FEBRUARY MONTHLY CONTRIBUTIONS	193.64	1-35-00-000-018 Police and Fire Insurance	Budget		13 1
10192	02/24/21	TOW10 TOWNSHIP OF MOUNT OLIVE					16017
21-00010	3	FEBRUARY MONTHLY CONTRIBUTIONS	2,804.94	1-35-00-000-009 STD & LTD (0,5,6)	Budget		8 1
Checking Account Totals							
		Paid	Void	Amount Paid	Amount Void		
	Checks:	16	0	26,072.08	0.00		
	Direct Deposit:	0	0	0.00	0.00		
	Total:	16	0	26,072.08	0.00		
RECREATION UTIL RECREATION UTILITY FUND							
12338	03/02/21	ALP04 ALPINE SCREEN PRINTING					16019
20-01742	1	MO FIELD HOCKEY CLINIC SHIRTS	259.00	0-03-55-510-517 New Programs	Budget		7 1
12339	03/02/21	ANG04 ANGRY ARCHIES					16019
20-01788	1	FOOD TRUCK REFUND	150.00	0-03-55-510-645 Food Truck and Fireworks	Budget		9 1
12340	03/02/21	ATH02 VIJAYABHARATHI ATHIRMANASINGA					16019
20-01244	1	CARNIVAL REFUND	60.00	0-03-55-510-626 Mount Olive Week	Budget		1 1
12341	03/02/21	CER12 KRISTEN CERDAS					16019
20-01745	1	PEAK T BALL REFUND	70.00	0-03-55-510-597 Peak	Budget		8 1
12342	03/02/21	COM39 COMMUNITY SHOWCASE BANNERS					16019
21-00419	5	TOWN BANNER-LABQ DIAGNOSTIC	495.00	1-03-55-510-661 150th Anniversary	Budget		12 1
21-00419	6	TOWN BANNER-NISIVOCCIA CPA'S	495.00	1-03-55-510-661 150th Anniversary	Budget		13 1
			990.00				
12343	03/02/21	DIC07 NATALIE DICKSTEIN					16019
20-01343	1	Refund for Carnival	25.00	0-03-55-510-626 Mount Olive Week	Budget		3 1

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PO #	Item	Description						
RECREATION UTIL RECREATION UTILITY FUND Continued								
12344	03/02/21	DOH02 JESSICA DOHERTY					16019	
20-01348	1	Refund for Carnival	75.00	0-03-55-510-626 Mount Olive Week	Budget		4	1
12345	03/02/21	MAG08 LISA MAGRINI					16019	
20-01798	1	JR. FIELD HOCKEY CLINIC REFUND	45.00	0-03-55-510-517 New Programs	Budget		10	1
12346	03/02/21	MCI04 DEBBIE MCINTOSH					16019	
20-01418	1	Refund for Carnival	50.00	0-03-55-510-626 Mount Olive Week	Budget		5	1
12347	03/02/21	NJR01 N.J. RECREATION & PARK ASSOC.					16019	
21-00476	1	NJRPA ANNUAL CONFERENCE	450.00	1-03-55-510-620 Administration	Budget		14	1
12348	03/02/21	ORR01 ROSANA ORREGO					16019	
20-01285	1	CARNIVAL REFUND	50.00	0-03-55-510-626 Mount Olive Week	Budget		2	1
12349	03/02/21	VER02 VERIZON WIRELESS					16019	
21-00066	21	EQUIPMENT CHARGES- KEITH	44.99	1-03-55-510-620 Administration	Budget		11	1
12350	03/02/21	YOU11 STEVE YOUNG					16019	
20-01518	1	Refund for Carnival	45.00	0-03-55-510-626 Mount Olive Week	Budget		6	1
Checking Account Totals								
		Paid	Void	Amount Paid	Amount Void			
		Checks: 13	0	2,313.99	0.00			
		Direct Deposit: 0	0	0.00	0.00			
		Total: 13	0	2,313.99	0.00			
SANITATION SANITATION								
27714	02/24/21	DEL07 DELTA DENTAL OF NJ INC.					16016	
21-00120	19	DENTAL INSURANCE - MARCH	2,129.58	1-09-26-770-090 Group/General Insurance	Budget		1	1
27715	02/24/21	USA02 USABLE LIFE					16016	
21-00121	19	DISABILITY INSURANCE-MARCH	561.73	1-09-26-770-090 Group/General Insurance	Budget		2	1
27716	03/02/21	ALL71 ALLIED OIL					16022	
21-00071	41	UNLEADED FUEL-2/10	62.90	1-09-26-770-074 Fuel & Lubricants	Budget		3	1
21-00071	47	UNLEADED FUEL-2/17	50.53	1-09-26-770-074 Fuel & Lubricants	Budget		4	1
21-00071	53	UNLEADED FUEL-2/24	65.16	1-09-26-770-074 Fuel & Lubricants	Budget		5	1

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PO #	Item	Description					Seq Acct
SANITATION	SANITATION	Continued					
27716	ALLIED OIL	Continued					
21-00072	25	DIESEL-2/16	1,527.80	1-09-26-770-074	Budget		6 1
				Fuel & Lubricants			
			1,706.39				
27717	03/02/21	BRO28 BROWN'S HUNTERDON MACK SALES					16022
21-00274	13	PARTS & SUPPLIES	26.48	1-09-26-770-025	Budget		9 1
				Maintenance of Motor Vehicles			
27718	03/02/21	LER01 LERCH, VINCI & HIGGINS CPA					16022
21-00091	10	REVIEW OF 2020 ANN. FINANCIAL	126.75	1-09-26-770-028	Budget		7 1
				Other Professional Services			
27719	03/02/21	MAC15 MACMILLAN OIL COMPANY					16022
21-00275	10	DIESEL EXHAUST FLUID BULK	325.00	1-09-26-770-025	Budget		10 1
				Maintenance of Motor Vehicles			
27720	03/02/21	MLO01 MLOA MONY LIFE INSURANCE					16022
21-00122	34	LIFE INSURANCE - FEBRUARY	48.46	1-09-26-770-090	Budget		8 1
				Group/General Insurance			
27721	03/02/21	PET04 PETTY CASH					16022
21-00019	10	REIMBURSE PETTY CASH	20.00	1-09-55-905-007	Budget		1 1
				Refund of Large Item Stickers			
27722	03/02/21	VER02 VERIZON WIRELESS					16022
21-00065	8	WIRELESS - 942013487-1/10-2/9	41.38	1-09-26-770-029	Budget		2 1
				Other Contractual Services			
27723	03/09/21	DOV05 DOVER BRAKE & CLUTCH CO, INC					16028
21-00271	12	PARTS & SUPPLIES	275.57	1-09-26-770-025	Budget		2 1
				Maintenance of Motor Vehicles			
21-00271	13	PARTS & SUPPLIES	2,075.38	1-09-26-770-025	Budget		3 1
				Maintenance of Motor Vehicles			
21-00271	14	PARTS & SUPPLIES	501.04	1-09-26-770-025	Budget		4 1
				Maintenance of Motor Vehicles			
			2,851.99				
27724	03/09/21	LIB05 THE LIBERTY STORE, INC.					16028
20-00295	12	UNIFORMS	9,108.84	0-09-26-770-032	Budget		1 1
				Clothing & Uniforms			
27725	03/09/21	VAS05 VASSO WASTE SYSTEMS INC					16028
21-00433	1	100 GARBAGE CANS	6,000.00	1-09-26-770-030	Budget		5 1
				Materials/Supplies/Equip.			
27726	03/09/21	ZEI01 JOSEPH ZEIM					16028
21-00635	1	REIMBURSEMENT FOR SUUPLIES	1,336.44	1-09-26-770-025	Budget		6 1
				Maintenance of Motor Vehicles			

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Check #	Check Date	Vendor	Reconciled/Void	Ref Num
PO #	Item	Description	Contract	Ref Seq Acct
		Amount Paid	Charge Account	Account Type
SANITATION				
SANITATION		Continued		
Checking Account Totals		Paid	Void	Amount Paid
		Checks: 13	0	24,283.04
		Direct Deposit: 0	0	0.00
		Total: 13	0	24,283.04
SEWER OPERATING				
SEWER OPERATING FUND				
24888	02/24/21	DEL07 DELTA DENTAL OF NJ INC.		16015
21-00120	18	DENTAL INSURANCE - MARCH	798.88 1-07-55-510-565	5 1
			Group/General Insurance	
24889	02/24/21	JCP01 JCP&L		16015
21-00075	6	ELECTRICITY - W&S-12/22-1/22	3,148.55 1-07-55-510-516	1 1
			Utilities (BLSS)	
21-00075	7	ELECTRICITY - W&S-12/22-1/22	9,308.52 1-07-55-510-517	2 1
			Utilities (FL)	
21-00075	8	ELECTRICITY - W&S-12/22-1/22	1,591.71 1-07-55-510-564	3 1
			Wyndham Pointe Sewer System	
			14,048.78	
24890	02/24/21	JCP01 JCP&L		16015
21-00076	8	VISTA DR 1/15-2/12	385.98 1-07-55-510-564	4 1
			Wyndham Pointe Sewer System	
24891	02/24/21	USA02 USABLE LIFE		16015
21-00121	18	DISABILITY INSURANCE-MARCH	210.73 1-07-55-510-565	6 1
			Group/General Insurance	
24892	03/02/21	ALL71 ALLIED OIL		16021
21-00071	39	UNLEADED FUEL-2/10	47.06 1-07-55-510-525	6 1
			Maintenance of Equip. (BLSS)	
21-00071	40	UNLEADED FUEL-2/10	47.52 1-07-55-510-528	7 1
			Maintenance of Equipment (FL)	
21-00071	45	UNLEADED FUEL-2/17	37.80 1-07-55-510-525	8 1
			Maintenance of Equip. (BLSS)	
21-00071	46	UNLEADED FUEL-2/17	38.17 1-07-55-510-528	9 1
			Maintenance of Equipment (FL)	
21-00071	51	UNLEADED FUEL-2/24	48.75 1-07-55-510-525	10 1
			Maintenance of Equip. (BLSS)	
21-00071	52	UNLEADED FUEL-2/24	49.22 1-07-55-510-528	11 1
			Maintenance of Equipment (FL)	
21-00072	23	DIESEL-2/16	294.29 1-07-55-510-525	12 1
			Maintenance of Equip. (BLSS)	
21-00072	24	DIESEL-2/16	293.69 1-07-55-510-528	13 1
			Maintenance of Equipment (FL)	
			856.50	
24893	03/02/21	APP05 APPLIED ANALYTICS, INC.		16021
21-00466	1	CLOVER HILL LIFT STATION	1,662.21 1-07-55-510-528	26 1
			Maintenance of Equipment (FL)	

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PO #	Item	Description					Ref Seq Acct
SEWER OPERATING SEWER OPERATING FUND Continued							
24894	03/02/21	21-00267 32 DFF01 DFFLM, LLC.					16021
			274.04	1-07-55-510-568	Budget		17 1
				Maintenance of Motor Vehicles			
		21-00267 34 PARTS & SUPPLIES	19.85	1-07-55-510-568	Budget		18 1
				Maintenance of Motor Vehicles			
		21-00267 36 PARTS & SUPPLIES	3.02	1-07-55-510-568	Budget		19 1
				Maintenance of Motor Vehicles			
		21-00267 38 PARTS & SUPPLIES	20.83	1-07-55-510-568	Budget		20 1
				Maintenance of Motor Vehicles			
		21-00267 40 PARTS & SUPPLIES	36.62	1-07-55-510-568	Budget		21 1
				Maintenance of Motor Vehicles			
		21-00267 42 PARTS & SUPPLIES	44.26	1-07-55-510-568	Budget		22 1
				Maintenance of Motor Vehicles			
			398.62				
24895	03/02/21	20-02147 2 FOL04 FOLEY, INC.					16021
			757.33	0-07-55-510-522	Budget		1 1
				Professional Services (BLSS)			
24896	03/02/21	21-00091 8 LER01 LERCH, VINCI & HIGGINS CPA					16021
			63.38	1-07-55-510-522	Budget		14 1
				Professional Services (BLSS)			
		21-00091 9 REVIEW OF 2020 ANN. FINANCIAL	63.37	1-07-55-510-523	Budget		15 1
				Professional Services (FL)			
			126.75				
24897	03/02/21	21-00122 33 MLO01 MLOA MONY LIFE INSURANCE					16021
			18.18	1-07-55-510-565	Budget		16 1
				Group/General Insurance			
24898	03/02/21	21-00325 5 ONE03 ONE CALL CONCEPTS, INC					16021
			50.53	1-07-55-510-551	Budget		24 1
				Other Expenses (BLSS)			
		21-00325 6 UTILITY DIGGING MARKOUTS-JAN	50.52	1-07-55-510-552	Budget		25 1
				Other Expenses (FL)			
			101.05				
24899	03/02/21	21-00272 8 SER02 SERVICE TIRE TRUCK CENTERS INC					16021
			457.74	1-07-55-510-568	Budget		23 1
				Maintenance of Motor Vehicles			
24900	03/02/21	21-00069 8 SPE16 SPECTROTEL HOLDING CO.LLC					16021
			110.10	1-07-55-510-516	Budget		4 1
				Utilities (BLSS)			
		21-00069 9 TELECOMMUNICATIONS-2/22-3/21	110.10	1-07-55-510-517	Budget		5 1
				Utilities (FL)			
			220.20				
24901	03/02/21	21-00066 17 VER02 VERIZON WIRELESS					16021
			87.35	1-07-55-510-516	Budget		2 1
				Utilities (BLSS)			

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Seq	Num Acct
PO #	Item	Description						
SEWER OPERATING SEWER OPERATING FUND								
Continued								
24901	VERIZON WIRELESS	Continued						
21-00066	18	882183575-- 1/20-2/19	87.35	1-07-55-510-517	Budget		3	1
				Utilities (FL)				
			174.70					
24902	03/09/21	CHE29 CHEMTRADE CHEMICALS CORP					16027	
21-00328	3	ALUM - 3952.534 GAL	4,354.11	1-07-55-510-554	Budget		3	1
				Chemicals (FL)				
24903	03/09/21	LIB05 THE LIBERTY STORE, INC.					16027	
20-00295	9	UNIFORMS	1,576.53	0-07-55-510-521	Budget		1	1
				Rents, Leases, Uniforms (FL)				
20-00295	10	UNIFORMS	1,576.53	0-07-55-510-520	Budget		2	1
				Rents, Leases, Uniforms (BLSS)				
			3,153.06					
24904	03/09/21	ZEI01 JOSEPH ZEIM					16027	
21-00635	3	REIMBURSEMENT FOR SUPLIES	577.66	1-07-55-510-568	Budget		4	1
				Maintenance of Motor Vehicles				
Checking Account Totals								
		Paid	Void	Amount Paid	Amount Void			
	Checks:	17	0	28,302.48	0.00			
	Direct Deposit:	0	0	0.00	0.00			
	Total:	17	0	28,302.48	0.00			
WATER OPERATING WATER OPERATING FUND								
20866	02/24/21	DEL07 DELTA DENTAL OF NJ INC.					16014	
21-00120	17	DENTAL INSURANCE - MARCH	866.82	1-05-55-510-541	Budget		12	1
				Group/General Insurance				
20867	02/24/21	ELI02 ELIZABETHTOWN GAS					16014	
21-00051	5	FLANDERS RD A - 1/7-2/4	1,711.15	1-05-55-510-514	Budget		1	1
				Utilities				
21-00051	6	INDIAN SPRINGS - 1/7-2/4	27.01	1-05-55-510-514	Budget		2	1
				Utilities				
21-00051	7	DPW- 1/7-2/4	1,330.49	1-05-55-510-514	Budget		3	1
				Utilities				
			3,068.65					
20868	02/24/21	JCP01 JCP&L					16014	
21-00075	5	ELECTRICITY - W&S-12/22-1/22	15,469.43	1-05-55-510-514	Budget		9	1
				Utilities				
20869	02/24/21	JCP01 JCP&L					16014	
21-00076	6	56 SPRINGDALE TER 1/15-2/12	719.86	1-05-55-510-514	Budget		10	1
				Utilities				
21-00076	7	WHISPERING WOODS 1/15-2/12	278.73	1-05-55-510-514	Budget		11	1
				Utilities				
			998.59					

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Seq	Ref Num
PO #	Item	Description						Acct
Continued								
20870	02/24/21	WATER OPERATING FUND SUB06 SUBURBAN PROPANE-2347						16014
21-00054	2	GAS UTILITY-BULK TANK RENT YR	96.00	1-05-55-510-514 Utilities	Budget		8	1
20871	02/24/21	UGI01 UGI ENERGY SERVICES						16014
21-00052	3	GAS SUPPLIER-M0002046- 1/7-2/4	1,414.21	1-05-55-510-514 Utilities	Budget		4	1
21-00052	4	GAS SUPPLIER-M0002047 1/7-2/4	382.83	1-05-55-510-514 Utilities	Budget		5	1
21-00052	5	GAS SUPPLIER-M0002049 1/7-2/4	1,227.74	1-05-55-510-514 Utilities	Budget		6	1
21-00052	6	GAS SUPPLIER-M0002050 1/7-2/4	1,883.95	1-05-55-510-514 Utilities	Budget		7	1
			4,908.73					
20872	02/24/21	USA02 USABLE LIFE						16014
21-00121	17	DISABILITY INSURANCE-MARCH	228.65	1-05-55-510-541 Group/General Insurance	Budget		13	1
20873	03/02/21	ALL71 ALLIED OIL						16020
21-00071	38	UNLEADED FUEL-2/10	94.13	1-05-55-510-518 Maintenance of Equipment	Budget		11	1
21-00071	44	UNLEADED FUEL-2/17	75.61	1-05-55-510-518 Maintenance of Equipment	Budget		12	1
21-00071	50	UNLEADED FUEL-2/24	97.51	1-05-55-510-518 Maintenance of Equipment	Budget		13	1
21-00072	22	DIESEL-2/16	587.38	1-05-55-510-518 Maintenance of Equipment	Budget		14	1
			854.63					
20874	03/02/21	DFF01 DFFLM, LLC.						16020
21-00267	31	PARTS & SUPPLIES	274.04	1-05-55-510-548 Maintenance of Vehicles	Budget		23	1
21-00267	33	PARTS & SUPPLIES	19.85	1-05-55-510-548 Maintenance of Vehicles	Budget		24	1
21-00267	35	PARTS & SUPPLIES	3.02	1-05-55-510-548 Maintenance of Vehicles	Budget		25	1
21-00267	37	PARTS & SUPPLIES	20.83	1-05-55-510-548 Maintenance of Vehicles	Budget		26	1
21-00267	39	PARTS & SUPPLIES	36.62	1-05-55-510-548 Maintenance of Vehicles	Budget		27	1
21-00267	41	PARTS & SUPPLIES	44.27	1-05-55-510-548 Maintenance of Vehicles	Budget		28	1
			398.63					
20875	03/02/21	FOL04 FOLEY, INC.						16020
20-02147	1	PARTS	757.32	0-05-55-510-518 Maintenance of Equipment	Budget		5	1
20876	03/02/21	JCP01 JCP&L						16020
21-00074	2	2 LAMERSON CIRCLE 1/23-2/19	252.22	1-05-55-510-514 Utilities	Budget		15	1

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Num	Seq	Acct
PO #	Item	Description							
<hr/>									
WATER OPERATING		WATER OPERATING FUND	Continued						
20876 JCP&L			Continued						
21-00074	3	4 P. FROMMER DR 1/23-2/19	83.84	1-05-55-510-514	Budget		16	1	
				Utilities					
21-00074	4	55 SOVEREIGN DR 1/23-2/19	189.86	1-05-55-510-514	Budget		17	1	
				Utilities					
21-00074	5	FENNIMORE COURT 1/23-2/19	37.44	1-05-55-510-514	Budget		18	1	
				Utilities					
21-00074	6	7 MARCIN WAY 1/23-2/19	274.57	1-05-55-510-514	Budget		19	1	
				Utilities					
21-00074	7	37 LAMERSON CIRCLE 1/23-2/19	635.51	1-05-55-510-514	Budget		20	1	
				Utilities					
			<u>1,473.44</u>						
20877	03/02/21	LER01 LERCH, VINCI & HIGGINS CPA					16020		
21-00091	7	REVIEW OF 2020 ANN. FINANCIAL	126.75	1-05-55-510-517	Budget		21	1	
				Professional Services					
20878	03/02/21	LPI01 L&P INTEGRATORS					16020		
21-00594	1	LOG ME IN SUBSCRIPTION	200.00	1-05-55-510-517	Budget		32	1	
				Professional Services					
20879	03/02/21	MLO01 MLOA MONY LIFE INSURANCE					16020		
21-00122	32	LIFE INSURANCE - FEBRUARY	19.72	1-05-55-510-541	Budget		22	1	
				Group/General Insurance					
20880	03/02/21	MT018 MT. OLIVE HARDWARE LLC					16020		
20-00220	32	MISC. SUPPLIES	84.89	0-05-55-510-533	Budget		1	1	
				General Equipment/Parts/Tools					
20-00220	33	MISC. SUPPLIES	43.43	0-05-55-510-533	Budget		2	1	
				General Equipment/Parts/Tools					
20-00220	34	MISC. SUPPLIES	16.99	0-05-55-510-533	Budget		3	1	
				General Equipment/Parts/Tools					
21-00309	6	MISC. PARTS & SUPPLIES	26.28	1-05-55-510-533	Budget		30	1	
				General Equipment/Parts/Tools					
			<u>171.59</u>						
20881	03/02/21	NJN02 N.J. NATURAL GAS					16020		
21-00053	7	WHISPERING WOODS 10/26-1/29	34.00	1-05-55-510-514	Budget		6	1	
				Utilities					
20882	03/02/21	ONE03 ONE CALL CONCEPTS, INC					16020		
21-00325	4	UTILITY DIGGING MARKOUTS-JAN	50.53	1-05-55-510-523	Budget		31	1	
				Other Expenses					
20883	03/02/21	SER02 SERVICE TIRE TRUCK CENTERS INC					16020		
21-00272	7	129Q GOODYEAR WRANGLER - 4	457.74	1-05-55-510-548	Budget		29	1	
				Maintenance of Vehicles					
20884	03/02/21	STA60 STAR-LO ELECTRIC, INC.					16020		
20-01465	21	REPLACE 2 DEFECTIVE HEATER	1,200.34	0-05-55-510-517	Budget		4	1	
				Professional Services					

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Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void Contract	Ref Seq	Num Acct
PO #	Item	Description						
Continued								
20885	03/02/21	VER02 VERIZON WIRELESS					16020	
21-00066	15	882183575-- 1/20-2/19	174.71	1-05-55-510-514	Budget		10	1
				Utilities				
20886	03/02/21	VER03 VERIZON					16020	
21-00062	3	V03-1884- 2/16-3/15	278.80	1-05-55-510-514	Budget		7	1
				Utilities				
20887	03/02/21	VER03 VERIZON					16020	
21-00063	3	V03-3088 - 2/16-3/15	139.40	1-05-55-510-514	Budget		8	1
				Utilities				
20888	03/02/21	VER03 VERIZON					16020	
21-00064	3	973-584-3416 - 2/11-3/10	40.44	1-05-55-510-514	Budget		9	1
				Utilities				
20889	03/09/21	COR23 CORE & MAIN LP					16026	
21-00330	2	SENSUS ANNUAL SUPPORT CONTRACT	2,410.13	1-05-55-510-550	Budget		2	1
				Support Services				
21-00394	1	COMMAND LINE CHARGER FOR	120.06	1-05-55-510-533	Budget		3	1
				General Equipment/Parts/Tools				
21-00395	1	TOUCHREADER AY CPLT M3096+	515.38	1-05-55-510-533	Budget		4	1
				General Equipment/Parts/Tools				
			3,045.57					
20890	03/09/21	LIB05 THE LIBERTY STORE, INC.					16026	
20-00295	8	UNIFORMS	3,153.06	0-05-55-510-516	Budget		1	1
				Rents/Leases/Uniforms				
20891	03/09/21	ZEI01 JOSEPH ZEIM					16026	
21-00635	2	REIMBURSEMENT FOR SUUPLIES	577.64	1-05-55-510-548	Budget		5	1
				Maintenance of Vehicles				
Checking Account Totals								
		Paid	Void	Amount Paid	Amount Void			
	Checks:	26	0	38,791.18	0.00			
	Direct Deposit:	0	0	0.00	0.00			
	Total:	26	0	38,791.18	0.00			
Report Totals								
		Paid	Void	Amount Paid	Amount Void			
	Checks:	175	1	322,956.18	0.00			
	Direct Deposit:	0	0	0.00	0.00			
	Total:	175	1	322,956.18	0.00			

Control Account	Department	Description	Amount Charged
0-01-25-745-020	POLICE DEPARTMENT	Other Expenses - Police Department	394.55
0-01-26-765-020	STREET & ROADS MAINTENANCE	Other Expenses - Streets & Roads	33,109.17
0-01-26-772-020	BUILDINGS & GROUNDS	Other Expenses - Buildings and Ground	9,023.41
0-03-55-510-500		OTHER EXPENSES	829.00
0-05-55-510-510		OTHER EXPENSES	5,256.03
0-07-55-510-510		OTHER EXPENSES	3,910.39
0-09-26-770-020	SOLID WASTE COLLECTION	OTHER EXPENSES	9,108.84
1-01-20-701-020	ADMINISTRATION	Other Expenses - Adminstration	443.04
1-01-20-702-020	MAYOR AND COUNCIL	Other Expenses - Mayor/Council	760.04
1-01-20-703-020	INFORMATION TECHNOLOGY	Other Expenses - Information Technolo	20,092.03
1-01-20-704-020	MUNICIPAL CLERK	Other Expenses - Mun. Clerk	100.00
1-01-20-705-020	FINANCIAL ADMINISTRATION	Other Expenses - Finance	161.30
1-01-20-706-020	AUDIT/MGMT SERVICES	Other Expenses - Audit	594.75
1-01-21-720-020	PLANNING	Other Expenses - Planning	536.85
1-01-22-725-020	BUILDING DEPARTMENT	Other Expenses - Building Department	1,039.91
1-01-23-733-020	EMPLOYEE GROUP INSURANCE	Other Expenses - Group Insurance	24,423.66
1-01-25-745-020	POLICE DEPARTMENT	Other Expenses - Police Department	3,323.38
1-01-25-750-020	BUDD LAKE RESCUE SQUAD	Other Expenses - Budd Lake Rescue Squ	227.41
1-01-25-751-020	FLANDERS RESCUE SQUAD	Other Expenses - Flanders Rescue Squa	70.57
1-01-25-752-020	BUDD LAKE FIRE COMPANY	Other Expenses - Budd Lake Fire	223.36
1-01-25-754-020	FLANDERS FIRE COMPANY	Other Expenses - Flanders Fire	70.56
1-01-26-765-020	STREET & ROADS MAINTENANCE	Other Expenses - Streets & Roads	40,770.89
1-01-26-768-020		O/E - Fleet Maintenance	5,927.17
1-01-26-772-020	BUILDINGS & GROUNDS	Other Expenses - Buildings and Ground	11,085.76
1-01-26-775-020	TRAFFIC & STREET SIGNS	Other Expenses - Street Signs	425.34
1-01-27-785-020	PUBLIC HEALTH SERVICES	Other Expenses - Public Health	1,127.74
1-01-27-790-020	SENIOR SERVICES	Other Expenses - Senior Services	846.64

Control Account	Department	Description	Amount Charged
1-01-29-800-020	MOUNT OLIVE LIBRARY	Other Expenses - Mt. Olive Library	1,066.96
1-01-31-430-114	UTILITY EXPENSES	Electricity	3,982.75
1-01-31-430-115	UTILITY EXPENSES	Gas (Natural and Propane)	1,901.42
1-01-31-430-116	UTILITY EXPENSES	Telecommunications	7,981.69
1-01-31-430-117	UTILITY EXPENSES	Vehicle Fuel	15,245.83
1-01-31-826-020	STREET LIGHTING	Other Expenses - Street Lights	8,311.01
1-01-42-855-020	MUNICIPAL COURT	Other Expenses - Mun. Court	70.95
1-01-55-902-001		Reserve for Outside Liens	1,333.13
1-01-55-902-003		Premium on Tax Sale	2,000.00
1-02-85-000-020		STRENGTHENING LOCAL PUBLIC HEALTH OPS	537.09
1-03-55-510-500		OTHER EXPENSES	1,484.99
1-05-55-510-510		OTHER EXPENSES	33,535.15
1-07-55-510-510		OTHER EXPENSES	24,392.09
1-09-26-770-020	SOLID WASTE COLLECTION	OTHER EXPENSES	15,154.20
1-09-55-905-007	NONBUDGET ACCOUNTS	Refund of Large Item Stickers	20.00
1-35-00-000-009	PAYROLL AGENCY	STD & LTD (0,5,6)	2,804.94
1-35-00-000-014	PAYROLL AGENCY	MOTPEA Union Dues (U)	1,606.00
1-35-00-000-015	PAYROLL AGENCY	FOP Union Dues (N)	1,470.00
1-35-00-000-016	PAYROLL AGENCY	PAL Dues (1)	98.00
1-35-00-000-017	PAYROLL AGENCY	Child Support (C)	2,613.61
1-35-00-000-018	PAYROLL AGENCY	Police and Fire Insurance	193.64
1-35-00-000-020	PAYROLL AGENCY	Equitable (10)	7,220.51
1-35-00-000-021	PAYROLL AGENCY	NY Life Insurance (11)	469.92
1-35-00-000-023	PAYROLL AGENCY	Garnishments	384.46
1-35-00-000-026	PAYROLL AGENCY	457MET	850.00
1-35-00-000-027	PAYROLL AGENCY	AFLAC	1,968.64
1-35-00-000-028	PAYROLL AGENCY	DCRP	1,886.46

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Control Account	Department	Description	Amount Charged
1-35-00-000-034	PAYROLL AGENCY	Vision Insurance	622.71
1-35-00-000-035	PAYROLL AGENCY	Pet Insurance	338.88
1-35-00-000-036	PAYROLL AGENCY	Due to the Library	494.31
1-35-00-000-038	PAYROLL AGENCY	Lincoln Financial Def. Comp.	3,050.00
C-04-56-948-900		ORDINANCE #4-2020	1,753.70
T-12-56-850-801		Other Expenses	261.35
T-20-56-850-800		Escrow Disbursements	3,970.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT OPERATING	0-01	42,527.13	0.00	0.00	42,527.13
RECREATION UTILITY	0-03	829.00	0.00	0.00	829.00
WATER OPERATING	0-05	5,256.03	0.00	0.00	5,256.03
SEWER OPERATING	0-07	3,910.39	0.00	0.00	3,910.39
SANITATION	0-09	9,108.84	0.00	0.00	9,108.84
Year Total:		61,631.39	0.00	0.00	61,631.39
CURRENT OPERATING	1-01	154,144.14	0.00	0.00	154,144.14
GRANTS	1-02	537.09	0.00	0.00	537.09
RECREATION UTILITY	1-03	1,484.99	0.00	0.00	1,484.99
WATER OPERATING	1-05	33,535.15	0.00	0.00	33,535.15
SEWER OPERATING	1-07	24,392.09	0.00	0.00	24,392.09
SANITATION	1-09	15,174.20	0.00	0.00	15,174.20
PAYROLL AGENCY	1-35	26,072.08	0.00	0.00	26,072.08
Year Total:		255,339.74	0.00	0.00	255,339.74
GENERAL CAPITAL FUND	C-04	1,753.70	0.00	0.00	1,753.70
ANIMAL CONTROL	T-12	261.35	0.00	0.00	261.35
ESCROW	T-20	3,970.00	0.00	0.00	3,970.00
Year Total:		4,231.35	0.00	0.00	4,231.35
Total of All Funds:		322,956.18	0.00	0.00	322,956.18