

MINUTES OF REGULAR MEETING OF APRIL 19, 2023

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Wednesday, April 19, 2023 and was called to order at 6:00 p.m. by Mayor Ramos.

SUNSHINE LAW STATEMENT:

Under the provisions of the Open Public Meetings Act, adequate notice of this meeting was provided by posting notice on the Township bulletin board and by emailing notice to the New Jersey Herald and The Express-Times.

ROLL CALL:

Those present were: Mayor Keith Ramos, Deputy Mayor Chris Stracco, Committeeman Boynton, Committeeman McPeek, Attorney Rich Beilin, Auditor Anthony Ardito, CFO Ashley Kannaley, and Municipal Clerk Donna Zilberfarb.

MINUTES:

- Minutes of March 22, 2023, regular meeting were approved on a motion by Mr. Boynton, seconded by Mr. McPeek. All were in favor.

PROCLAMATION:

Older Americans Month may 2023 Whereas, the month of May is traditionally designated Older Americans Month by the U.S. Department of Health and Human Services; and Whereas, the theme for Older Americans Month 2023 is “Aging Unbound”, which offers an opportunity to explore diverse aging experiences and discuss how communities can combat stereotypes. Whereas, the Township of Frelinghuysen includes countless older Americans who enrich and strengthen our community; and Whereas, the Township of Frelinghuysen is committed to engaging and supporting older adults, their families, and caregivers; and Whereas, we acknowledge the importance of taking part in activities that promote physical, mental, and emotional well-being—no matter your age; and Whereas, the Township of Frelinghuysen can enrich the lives of individuals of every age by:

- promoting home- and community-based services that support independent living;
- involving older adults in community planning, events, and other activities; and
- providing opportunities for older adults to work, volunteer, learn, lead, and mentor.

Now therefore, The Township Committee of the Township of Frelinghuysen, County of Warren State of New Jersey does hereby proclaim May 2023 to be Older Americans Month. Residents are encouraged to take time during the month of May to acknowledge and recognize older adults as vital members of our community. Dated this 19th day of April, 2023 Keith Ramos, Mayor

BUDGET:

TOWNSHIP OF FRELINGHUYSEN COUNTY OF WARREN STATE OF NEW JERSEY

RESOLUTION-#2023-33 WHEREAS, the Township of Frelinghuysen is holding a meeting on April 19, 2023, for the purpose of adopting the 2023 Municipal Budget and conducting other matters; and, **NOW, THEREFORE BE IT RESOLVED,** by the Township Committee of the Township of Frelinghuysen, Warren County, New Jersey, that the Township of Frelinghuysen hereby petitions the Director of the Division of Local Government Services that the 2023 Local Municipal Budget be adopted and approved on April 19, 2023. **2023 FRELINGHUYSEN TOWNSHIP MUNICIPAL BUDGET**

Surplus anticipated general revenues	\$ 501,000.00
Total Miscellaneous revenue	301,410.00
Receipts from Delinquent Taxes	130,000.00
Local Property Taxes	<u>936,717.00</u>
Total General Revenues	<u>\$1,869,127.00</u>
Salaries and Wages	\$ 384,391.00
Other Expenses	643,710.00
Capital Improvements	40,000.00
Debt Service	300,571.00
Statutory Expenses	35,000.00
Reserve for Delinquent Taxes	<u>465,455.00</u>
Total 2023 Municipal Budget	<u>\$1,869,127.00</u>
2023 Municipal Tax Rate	\$0.323

Motion: Mr. Stracco

Second: Mr. Boynton

Committee Polled: Mr. Boynton-Yes; Mr. McPeek-Yes; Mr. Ramos-Yes; Mr. Stock-Absent Mr. Stracco-Yes

It is hereby certified that this is a true and accurate copy of a Resolution adopted by the governing body of the Township of Frelinghuysen at a regular meeting held at the Municipal Building on April 19, 2023. Witness my hand and the SEAL of the Township of Frelinghuysen. SEAL: Donna Zilberfarb, Municipal Clerk Mr. Ramos explained the budget and let the public know that the tax rate increase for 2023 is .323, which was .299 and that it is an average of approximately \$80.00 increase per house. Motion was made by Mr. McPeek to open to the public, seconded by Mr. Boynton. All were in favor. Public

comment: Debra Natyzak asked about capital improvement fund and asked why nothing in there for roads. Mr. Ramos explained that the town normally does a bond for that and it would be debt. Ms. Natyzak asked about tar and chip for roads this year. Mr. Ramos explained the plans for roads being paved and not tar and chipped and that monies would go into that bond. Ms. Natyzak asked the justification of \$20,000 allocated for fire equipment for Frelinghuysen. Mr. Ramos explained it is for the towns fire department and it is the same allocation as to the other fire departments that the town is giving monies to. There were no more comments. Motion was made by Mr. Stracco to close to the public, seconded by Mr. Boynton. All were in favor. Motion was by Mr. Stracco to adopt the budget, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

RESOLUTIONS:

2023-36 TOWNSHIP OF FRELINGHUYSEN WARREN COUNTY, NJ WHEREAS, the Tax Assessor has granted a **100% disabled veteran exemption** on the property listed below, **effective January 17th, 2023**. The Tax Collector is therefore relieved of collecting taxes in the amount of **\$ 4,493.16** (this amount is for pro-rated 1st qtr & 2nd qtr 2023 taxes). WHEREAS, the Tax Collector advises of the payment of the taxes for the year 2023. The 1st qtr taxes were paid as billed. NOW, THEREFORE, BE IT RESOLVED on this 19th day of April, 2023 by the Mayor and Township Committee that the Chief Financial Officer is hereby authorized to issue a refund of taxes paid, as listed below;

BLOCK LOT OWNER AMOUNT
801 7.07 Perez, Jason \$ 2,012.32

I, Donna M. Zilberfarb, Clerk of the Township of Frelinghuysen, do hereby certify the foregoing Resolution to be a true and accurate copy adopted by the Township Committee on April 19th, 2023. Donna M. Zilberfarb, RMC Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		x	x			
Mr. McPeek	x		x			
Mr. Ramos			x			
Mr. Stock						x
Mr. Stracco			x			

#2023-37 RESOLUTION APPROVING PAYMENT OF BILLS FOR THE MONTH OF APRIL, 2023 WHEREAS, the Finance Committee of the Township of Frelinghuysen have reviewed the bills submitted by the Municipal Clerk to the Frelinghuysen Township Committee for the MONTH OF APRIL; and WHEREAS, the Finance Committee find the bills to be in order and recommend to the Township Committee that they be paid by the Chief Finance Officer. NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee that all bills submitted for the above named date are reasonable and proper and are to be paid from their appropriate account. Donna M. Zilberfarb, RMC

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		x	x			
Mr. McPeek			x			
Mr. Ramos			x			
Mr. Stock						x
Mr. Stracco	x		x			

#2023-38 NOTICE OF PUBLIC SALE NOT NEEDED FOR PUBLIC USE BLOCK 201, LOT 31.01, MORE COMMONLY KNOWN AS 720 ROUTE 94 FRELINGHUYSEN TOWNSHIP, NEW JERSEY AUTHORIZING THE PUBLIC SALE BY WAY OF AUCTION OF REAL PROPERTY IDENTIFIED ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF FRELINGHUYSEN AS BLOCK 201, LOT 31.01, BEING MORE COMMONLY KNOWN AS 720 ROUTE 94, TO BE UNDERTAKEN PURSUANT TO N.J.S.A. 40A: 12-13(a) WHEREAS, N.J.S.A. 40A:12-13 (a) authorizes the sale by municipalities of any real property, capital improvements, or personal property, or interest therein, not needed for public use by sale in the manner provided by law; and WHEREAS, the Township of Frelinghuysen ("Township") is the owner of certain real property, which is located within the Township and is known as Block 201, Lot 31.01, and more commonly known as 720 Route 94 (the "Property"); and

WHEREAS, the Mayor and Committee have determined that the Property is not needed for public use and that that a sale of the Property will generate revenue that will serve the public interest. NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Frelinghuysen, Warren County, New Jersey as follows: 1. The Mayor and Committee hereby Township hereby declare that the Property is no longer needed for public use and may be offered for public sale in accordance with N.J.S.A. 40A: 12-13(a), and hereby authorizes the public sale of the Property. 2. The Property shall not, under any circumstances, be sold at public sale for less than its fair market value, \$900,000, which shall be the minimum purchase price. 3. The public auction of the Property shall be conducted on Wednesday, May 10, 2023 at 10:00 a.m. at the Municipal Building, Township of Frelinghuysen, 210 Main Street, Johnsonburg, New Jersey. The Township has hired EXIT Realty Connections to market the Property, and to conduct the public auction. The successful bidder shall pay EXIT Realty Connections a Buyer's Premium in the amount of 10% of the bid price. This Buyer's Premium shall be in addition to the purchase price, so that the Contract Price in the purchase agreement between

the Township and the successful bidder shall be 110% of the high bid. 4. All interested parties shall appear at the auction in person. The successful bidder must submit a deposit of 10 percent of the amount of the Contract Price to the Township at the conclusion of the auction. The deposit money shall be in the form of money order, or certified or bank check, made payable to the Edward Wacks & Associates, LLC Attorney Trust Account. The successful bidder shall have until 5:00 p.m. on the auction date to deliver the deposit to the office of the Township Clerk. Said 10 percent deposit shall be made with the successful bidder's or bidders' understanding that the deposit is not refundable. In the event that the successful bidder or bidders fail to close title to the Property in accordance with the terms and conditions hereof; or if they fail to close title to the Property within 30 days of the date of the acceptance of the bid, time being of the essence; and/or if they fail to close title to the Property in accordance with applicable law, then any and all money deposited with the Township shall be forfeited. 5. All interested parties and their brokers, if any, shall be required to register prior to the auction on forms provided by EXIT Realty Connections. To obtain the necessary forms, contact Debra Sayer of EXIT Realty Connections, Tel. No.: (201)213-3512, email: sayerdebbie@ymail.com. 6. The Township reserves the right to cancel the auction at any time prior to the auction, for any reason. 7. All bids are subject to the acceptance or rejection of the Township Committee. The Township Committee reserves the right to reject all bids. Acceptance or rejection of bids shall take place no later than the second regular meeting next following the auction. If no action is taken by the Township Committee by that meeting, all bids will be deemed to have been rejected. 8. The auction shall further be conducted, and title to the Property shall be transferred and the Property shall be sold in accordance with the following restrictions and terms of sale. Responsibility for any failure to comply with these restrictions and terms of sale shall be fully assumed by the successful bidder:

(a) That the description of the Property is intended as a general guide only and may not be accurate. NO REPRESENTATIONS OF ANY KIND ARE MADE BY THE TOWNSHIP OF FRELINGHUYSEN AS TO THE CONDITION OF THE PROPERTY, SAID PREMISES ARE BEING SOLD IN THEIR PRESENT CONDITION, "AS IS." (b) All bidders, prior to making their bids, will be presumed to have checked the exact location, including the correct street address and lot size of the Property on the Township's official tax map. Any descriptions of the Property provided by the Township or the auctioneer is intended as a general guide only, and no representations as the accuracy of such descriptions are made by the Township. (c) This sale is subject to such facts as an accurate survey may disclose, any existing tenancies, rights or any persons in possession, easements, conditions, and encumbrances of title. Should the title to the property prove to be unmarketable for any reason, the liability of the Township shall be limited to the repayment to the purchaser of the amount of deposit and any portion of the purchase price paid and shall not extend to any further costs, expense, damages, or claims. Notice of any alleged defect in title or claim of unmarketability must be served on the Township Clerk, by the purchaser, in writing no later than twenty (20) days after the sale is approved by the Township Committee. Failure upon the part of the purchaser to give written notice within the said time shall be deemed conclusive proof that the purchaser accepts the title in its present condition. (d) That the sale is made subject to all applicable laws and ordinances of the State of New Jersey and the Township of Frelinghuysen. The use of the Property shall be in accordance with the appropriate zoning, subdivision, health and building regulations, and this sale cannot be used as grounds to support any variance from said regulations. (e) The burden is on all successful bidders to obtain any and all variances and/or approvals from the Frelinghuysen Township Land Development Ordinance, and closing shall not be contingent upon the issuance of any land use approval. (f) No employee, agent or officer of the Township of Frelinghuysen has any authority to waive, modify or amend any of the conditions of sale. (g) That the Township shall convey the property by a Quitclaim Deed unless an adequate title binder, sufficient in the sole discretion of the Township Attorney, which is prepared at the expense of the purchaser, by a title company licensed to do business in the State of New Jersey, is forwarded to the Township prior to the conveyance, in which case a Bargain and Sale Deed with Covenants against Grantor's Acts will be the form of conveyance. (h) The successful bidder shall pay at the time of closing: (i) The balance of the purchase price; (ii) All costs associated with the sale of the Property, including but not limited to, the cost of preparation of all legal documentation, survey(s), any title work, cost of advertisement of the sale and the cost of recording the deeds, which deeds shall be recorded on behalf of the purchaser by the Township Attorney, and (iii) Prorated real estate taxes or other charges, if any, for the balance of the current year as of the date of the closing. (i) The closing of the sale shall take place no later than 30 days after the

acceptance of the bid, time being of the essence. 9. The Mayor and Township Clerk, together with all appropriate officers, employees, professionals and staff of the Township are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution. 10. This Resolution shall take effect immediately according to law. CERTIFICATION I, Donna Zilberfarb, hereby certify that the foregoing Resolution is a true, complete and accurate copy of a Resolution adopted by the Township Committee of the Township of Frelinghuysen at a meeting held on April 19, 2023. Donna Zilberfarb, RMC

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		x	x			
Mr. McPeck			x			
Mr. Ramos			x			
Mr. Stock						x
Mr. Stracco	x		x			

#2023-39 Township of Frelinghuysen County of Warren State of New Jersey. WHEREAS, the 2023 Local Municipal Budget for the year 2023 was approved on the 22nd day of March, 2023 and WHEREAS, the public hearing on said Budget has been held as advertised; and, WHEREAS, it is desired to amend said approved budget. NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen, County of Warren, that the following amendments to the approved budget of 2023 be made: Motion: McPeek Second: Boynton Recorded Vote: Ayes: Boynton, McPeek, Ramos, Stracco Nays: - Abstained: - Absent: Stock

	<u>FROM</u>	<u>TO</u>
1. Surplus Anticipated	\$501,000.00	\$502,000.00
Total Surplus Anticipated	\$501,000.00	\$502,000.00
Summary of Revenue		
1. Surplus Anticipated	\$501,000.00	\$502,000.00
5. Subtotal General Revenues	\$932,410.00	\$933,410.00
7. Total General Revenues	\$1,869,127.00	\$1,870,127.00
8. General Appropriations	<u>FROM</u>	<u>TO</u>
(A) Operations-Excluded from "CAPS"		
Shared Service Agreements		
Blairstown Fire	\$22,000.00	\$23,000.00
Total Interlocal Municipal Service Agreements	\$111,244.00	\$112,244.00
Total Operations- Excluded from "CAPS"	\$157,594.00	\$158,594.00
Detail:		
Salaries and Wages and Other Expenses	\$157,594.00	\$158,594.00
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	\$498,165.00	\$499,165.00
(O) Total General Appropriations- Excluded from "CAPS"	\$498,165.00	\$499,165.00
(L) Subtotal General Appropriations	\$1,403,672.00	\$1,404,672.00
9. Total General Appropriations	\$1,869,127.00	\$1,870,127.00

BE IT FURTHER RESOLVED, that two(2) certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended. It is hereby certified that this is a true and accurate copy of a Resolution amending the Budget, adopted by the governing body of the Township of Frelinghuysen at a regular meeting held on April, 19, 2023. Witness my hand and the SEAL of the Township of Frelinghuysen (Seal) Donna Zilberfarb, Township Clerk

#2023-40 RESOLUTION OF CONSENT AUTHORIZING THE ASSIGNMENT OF A CERTAIN APPROVAL TO USE THE PUBLIC RIGHTS OF WAY OF THE TOWNSHIP OF FRELINGHUYSEN

Date: April 19, 2023 WHEREAS, Planet Networks, Inc. ("PNI") is a fiber based broadband communications services provider authorized by the New Jersey Board of Public Utilities ("NJBP") to provide local exchange and interexchange telecommunications services throughout the State of New Jersey¹; and **WHEREAS**, PNI has obtained authorization from the Township of Frelinghuysen for use of its public rights-of-way by way of Resolution #2020-56 ("Local Approval") for the provision of its services; and **WHEREAS**, Planet Fiber NJ LLC, a New Jersey limited liability company ("PFN"), is a wholly owned subsidiary of PNI; and **WHEREAS**, PFN has a mailing address of 4 Park Place, Newton, New Jersey 07860.; and **WHEREAS**, as part of a corporate restructuring, PNI intends to assign its right-of-way agreements to PFN.; and **WHEREAS**, such a transfer will have no impact or effect on PNI's customers and will allow for greater expansion of PNI's existing broadband footprint.; and **WHEREAS**; the above referenced corporate restructuring requires NJBP approval; and **WHEREAS**; PFN petitioned the NJBP for said approval by way of a matter entitled In the Matter of the Petition of Planet Fiber NJ, LLC. for Authorization to Provide Local Exchange Telecommunications Services Through the State of New Jersey, Docket Number TE23030140 ("PFN Petition"), which is currently pending; and **WHEREAS**, PNI has requested that Township of Frelinghuysen approve the assignment of the Local Approval to PFN; and **WHEREAS**, it is in the best interest of the Township of Frelinghuysen and its citizens to approve the assignment of the Local Approval from PNI to PFN. **NOW, THEREFORE, BE IT RESOLVED** by the Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey, hereby approves of the above referenced assignment from PNI to PFN, which shall become effective upon the date that the NJBP approves the PFN Petition. **CERTIFICATION I**, Donna Zilberfarb, hereby certify that the foregoing Resolution is a true, complete and accurate copy of a Resolution adopted by the Township Committee of the Township of Frelinghuysen at a meeting held on April 19, 2023. Donna Zilberfarb, RMC Keith Ramos, Mayor

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		x	x			
Mr. McPeek	x		x			
Mr. Ramos			x			
Mr. Stock						x

Mr. Stracco			x			
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ORDINANCES:

#2023-05 ORDINANCE REVISING SECTION 8-1.7 OF THE FRELINGHUYSEN TOWNSHIP

CODE, "CONSTRUCTION FEE SCHEDULE" WHEREAS, it is necessary and appropriate at this time to revise the Construction Fee Schedule for the Township of Frelinghuysen. NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows:

Section I 1. Section 8-1.7 of the Frelinghuysen Township Code is amended to read as set forth at Schedule A attached hereto, including the Plumbing Fee Inspection Schedule and Electrical Fee Inspection Schedule. **Section II** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on March 15, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion was made by Mr. Stracco to open for 2nd reading for adoption, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. Stracco to open to the public, seconded by Mr. Boynton. All were in favor. There was no public comment. Motion was made by Mr. Stracco to close to the public, seconded by Mr. McPeek. All were in favor. Motion was made by Mr. Stracco to approve for adoption, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

SCHEDULE A REVISED CONSTRUCTION FEE SCHEDULE (Deletions are Stricken Through, Additions Appear in Boldface)

§ 8-1.7 Construction Fee Schedule.

The following schedule of fees is hereby established for various activities within the Township of Frelinghuysen:

The fee for plan review shall be 20% of the construction permit fee and shall be paid before the plans are reviewed. The fee shall be credited toward the fee for the construction permit, but shall not be refundable in the event a permit is not issued.

Fee Schedule

a. New structure fees:

1. Use Groups B, H, I-1, I-2, I-3, M, E, R-1, R02, R-3, R-4, U, A-1, A-2 A03, A04, F-1, F-2, S-1, S-2 Volume of bldg. _____ cu. \$ _____
ft. x ~~030~~ **\$0.38** = (volume fee)
2. Commercial farm buildings Volume of bldg. _____ cu. \$ _____
ft. x ~~030~~ **\$0.38** = (volume fee)
3. Fee for tents in excess of 900 sq. feet, or more than 30 feet in any dimension \$150

b. Renovations, alterations, repair and minor work fees: (The applicant shall submit cost data by architect or engineer of record, a recognized estimating firm, or by contractor bid. The Construction Department will review the construction cost for acceptability).

1. Estimated cost: ~~\$24~~ **\$34** per \$1,000.
2. For combination of renovation and addition, the sum of the fees are computed separately as renovations and additions.

c. Plumbing fees: as per agent designated by Township of Frelinghuysen.²

d. Electrical fees: as per agent designated by Township of Frelinghuysen.³

e. Asbestos abatement fee: \$150 plus CO fee on asbestos \$65.

f. Elevator fee: current fees pursuant to N.J.A.C. 5:23-4.2c6 and 7 and N.J.A.C. 5L23-12.6(A), (B) and (C).

g. Fire protection and hazardous equipment fee:

² Editor's Note: The Plumbing Fee Schedule is included as an attachment to this chapter.

³ Editor's Note: The Electrical Inspection Fee Schedule is included as an attachment to this chapter.

Standard fee: number of standpipes _____ x \$229.00 = \$_____

Fire protection and other hazardous equipment; sprinklers, standpipes, detectors (smoke & heat), pre-engineered suppression systems, gas- and oil-fired appliances not connected to the plumbing system, kitchen exhaust systems, incinerators and crematoriums:

1. Sprinkler heads or detectors:

1-20 heads or detectors	=	\$75
21-100 heads or detectors	=	\$150
101-200 heads or detectors	=	\$250
201-400 heads or detectors	=	\$650
401-1,000 heads or detectors	=	\$950
Over 1,000 heads or detectors	=	\$1,300

Independent pre-engineered systems: Number of systems x \$150 = \$_____

3. Solid, gaseous or liquid fuel appliance including: furnaces and boilers

Number of appliances x \$65 = \$_____

4. Kitchen exhaust system:

Number of systems x \$65 = \$_____

5. Incinerators:

Number of incinerators x \$365 = _____

6. Crematoriums:

Number of crematoriums x \$365 = _____

h. Certificate of smoke/carbon monoxide detector: \$90 five or more days before closing date; \$150 one to four days before closing date.

i. Demolitions or removal permit:

For structure less than 5,000 square feet in area and less than 30 feet in height, for one- or two-family Residences (R-3), and for structures on farms, including commercial farm buildings: \$150.

All other structures: \$250.

j. Signs \$1.50 per square foot.

(Note: Fee to be based on one side of double-sided signs)

Minimum Fee: ~~\$65~~ **\$75**.

k. Certificate of occupancy fees:

1. Fee shall be in the amount of 10% of the new construction permit fee. Minimum Fee: \$75.00.

2. The fee for a Certificate of Occupancy granted pursuant to a change of use group \$150.00.

3. The fee for a Certificate of Continued Occupancy issued under N.J.A.C. 5:23-2.23c - \$150.00.

l. The fee for Plan Review of a building for compliance under the alternate systems and non-depletable energy source provisions of the energy subcode shall be \$274.00 for one- and two-family homes (Use Group R-3 of the building subcode), and for light commercial structures having the indoor temperature controlled from a single point, and \$1,369.00 for all other structures.

m. The fee for an application for a Variation in accordance with N.J.A.C. 5:23-2.10 shall be \$594.00 for Class I structures and \$250.00 for Class II and Class III structures. The fee for resubmission of an application for a variation shall be \$350.00 for Class I structures and \$150.00 for Class II and Class III structures.

n. The fee for a permit for Lead Hazard Abatement work shall be \$140.00. The fee for a Lead Abatement Clearance Certificate shall be \$65.00.

o. For cross connections and backflow preventers that are subject to testing, requiring re-inspection annually, the fee shall be \$46.00 for each device when they are tested.

p. State Training and Certification Fees:

Current fees pursuant to N.J.A.C. 5:23-4.19

New Structure: volume of structure x 0.0016

Alterations (including asbestos abatement): 0.0008 per \$1000.00

No State or CO Fee or Tank removal or Demolition

- q. Grand Total of All Fees: Minimum fee for construction permit, in part or in total, shall be \$46.00 pursuant to N.J.A.C. 5:23-2.27. In the case of a discontinuance of a building project, the plan review fees are not refundable.
- r. Flat Fees for Pools, Hot Tubs, and Spas: Above-ground pools, in-ground pools, hot tubs and spas fees shall be calculated at the rate of ~~\$24.00 per thousand dollars of estimated construction cost.~~ **as follows:**
Above-ground pool: \$140.00
In-ground pool: \$210.00
Pool Barrier: \$75.00
Hot Tubs and Spas: \$24.00 per thousand dollars of estimated construction cost.
- s. Special Inspections: Inspections requested for days on which the Township inspectors are not regularly scheduled shall be \$150.00 each.
- t. Minimum Fee: There shall be a minimum fee of ~~\$65.00~~ **\$75.00** on all permits, which does not include State Fees.
- u. **Mechanical Inspections: \$75.00 for first device, and \$15.00 for each additional device.**

REVISED PLUMBING FEE SCHEDULE

(Deletions are Stricken Through, Additions Appear in Boldface)

Plumbing Fee Schedule (Subsection 8-1.7c)									
Ln #	Fee Description	Basis	From	To	Amount	Incr.	Amt. Per.	Min Fee	Max Fee
1	Water Closet	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
2	Urinal/Bidet	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
3	Bath Tub	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
4	Lavatory	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
5	Shower	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
6	Floor Drain	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
7	Sink	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
8	Dishwasher	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
9	Drinking Fountain	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
10	Washing Machine	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
11	Hose Bibb	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
12	Water Heater	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
13	Fuel Oil Piping and Tank	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0
14	Gas Piping	Per Item	0	0	13.00 15.00	0.00	0	\$0.0 0	\$0.0 0
15	LP Gas Tank	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0
16	Steam Boiler	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0
17	Hot Water Boiler	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0
18	Sewer Pump	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0
19	Interceptor/	Per Item	0	0	82.00 91.00	0.00	0	\$0.0 0	\$0.0 0

Separator								
20 Backflow Preventer	Size Range						\$0.00	\$0.00
with Test Ports		0	0	82.00 91.00	0.00	0		
without Test Ports		0	0	13.00 15.00	0.00	0		
21 Grease Trap	Per Item	0	0	82.00 91.00	0.00	0	\$0.00	\$0.00

Dte		State	Admin		Minimum				
Maximum									
Dte Effective	Superseded	Fee %	Surcharge%		Fee	Fee	Active?		
03/02/09		0	0		0	0	Yes		
Ln #	Fee Description	Basis	From	To	Amount	Incr.	Amt. Per.	Min Fee	Max Fee
22	Sewer Connection	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00
23	Water Service Connection	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00
24	Stacks	Per Item	0	0	13.00	0.00	0	\$0.00	\$0.00
25	Water-cooled Air Conditioning	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00
26	Refrigeration Units	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00
27	Active Solar Systems	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00
28	Other Fixtures	Per Item	0	0	13.00	0.00	0	\$0.00	\$0.00
29	Other Special Devices	Per Item	0	0	82.00	0.00	0	\$0.00	\$0.00

REVISED ELECTRICAL FEE SCHEDULE (Deletions are Stricken Through, Additions Appear in Boldface) ELECTRICAL INSPECTION FEE SCHEDULE (Subsection 8-1.7d)

1. ELECTRICAL FIXTURES AND DEVICES:

From 1 to 50 receptacles, fixtures or devices \$50.00
 Increments of 25 additional items 10.00

For the purpose of computing this fee, the term receptacles, fixtures or devices shall include the following:

Lighting outlets Wall switches Convenience receptacles
 Smoke detectors Heat detectors Alarm devices
 Motors 1 hp or less Thermostats Light standards

1. MOTORS:

GREATER than 1 hp, or LESS than or EQUAL to 10 hp \$ 20.00
 GREATER than 10 hp, or LESS than or EQUAL to 50 hp 60.00
 GREATER than 50 hp, or LESS than or EQUAL to 100 hp 92.00
 GREATER than 100 hp 457.00

2. ELECTRICAL DEVICES (including Transformers and Generators)

GREATER than 1 kw, or LESS than or EQUAL to 10 kw \$ 20.00
 GREATER than 10 kw, or LESS than or EQUAL to 45 kw ~~60.00~~
65.00
 GREATER than 45 kw, or LESS than or EQUAL to 112.5 kw ~~92.00~~
129.00

GREATER than 112.5 kw 457.00
640.00

For the purpose of computing this fee, typical electric device sizes are listed below: Electric
 dryer.....5.0 kw Hot water heater.....4.5 kw
 Electric range.....10.0 kw Central Air (Per ton).....1.4 kw
 Surface units5.0 kw Dishwasher.....0.25 kw

NOTE: Actual nameplate kw rating must be noted on application to ensure no delay in permit
 issuance**

SERVICE EQUIPMENT

(Term includes services, motor control centers, disconnects)

GREATER than 0 amp LESS than or EQUAL to 225 amp \$ 60.00
65.00

GREATER than 225 amp LESS than or EQUAL to 1000 amp 92.00
129.00

GREATER than 1000 amp 457.00
640.00

5. PERMANENTLY INSTALLED PRIVATE SWIMMING POOL
 (Not including panelboards & lighting fixtures)
 Flat Fee \$60.00
77.00

6. PRIVATE SECURITY OR FIRE ALARM
 Flat Fee 35.00

7. THE MINIMUM FEE FOR ANY INSPECTION ON THIS SCHEDULE SHALL BE \$75.00

#2023-06 ORDINANCE REVISING SECTION LDO 1003 OF THE FRELINGHUYSEN TOWNSHIP LAND DEVELOPMENT ORDINANCE, CONCERNING THE ZONING PERMIT FEE

WHEREAS, it is necessary and appropriate at this time to revise the fee assessed for the
 issuance of a zoning permit. NOW, THEREFORE, BE IT ORDAINED by the Mayor and
 Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows:

Section I 1. Section 1003B(3) of the Frelinghuysen Township Land Development Ordinance is
 amended to read as follows (deletions are stricken through, additions appear in boldface): 3.

The Zoning Officer shall charge a fee in the amount of ~~\$30~~ **\$100** for the issuance of any zoning
 permit pursuant to this chapter, which fee shall be due and payable prior to the review by the
 Zoning Officer, of any application for a zoning permit and shall not be refundable if the permit is
 not issued. This permit is valid for two years after the approval date. **Section II** 1. All

ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such
 inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be
 found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such
 word, phrase, clause, section, or provision shall be severable from the balance of the ordinance
 and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance

shall take effect immediately upon final passage and publication as required by law. **NOTICE**
 Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading
 at the regular meeting of the Frelinghuysen Township Committee held on March 15, 2023 and will
 be considered for final reading and adoption at the meeting of the Frelinghuysen Township
 Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg,
 New Jersey at which time and place all interested parties may appear for or against the passage
 of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction,
 seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr.
 Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion
 was made by Mr. Stracco to open for second reading for adoption, seconded by Mr. McPeek. All
 were in favor. Motion was made by Mr. Stracco to open to the public, seconded by Mr. Boynton.
 All were in favor. No public comment. Motion was made by Mr. Stracco to close to the public,
 seconded by Mr. McPeek. All were in favor. Motion was made by Mr. Stracco to approve for
 adoption, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr.
 Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

#2023-07 ORDINANCE REVISING SECTION 6-3.4 OF THE FRELINGHUYSEN TOWNSHIP CODE, CONCERNING ALCOHOLIC BEVERAGE LICENSE FEES

WHEREAS, it is necessary and appropriate at this time to revise the fees assessed for alcoholic beverage licenses. NOW,
 THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen,
 County of Warren, State of New Jersey as follows: **Section I** 1. Section 6:3-4 of the
 Frelinghuysen Township Code is amended to read as follows (deletions are stricken through,

additions appear in boldface): **§ 6-3.4. License Fees; Maximum Number.** The annual fees of licenses for the sale or distribution of alcoholic beverages in the Township shall be as follows:

Class of License	Annual License Fee	Number
Plenary Retail		
Consumption License	\$360.00 \$432.00	4
Plenary Retail		
Distribution License	\$288.00 \$345.60	1

The license fees shall cover the period of July 1st of each year to June 30th of the year following and shall be for a full year and any portion of that year; there shall be no prorating of such licensing. The provisions of this subsection with respect to the limitation on the number of licenses shall not apply to the renewal or transfer of licenses presently issued. The license fees shall be payable in accordance with the revised statutes of New Jersey and rules and regulations promulgated by the Commissioner of Alcoholic Beverage Control. **Section II** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on March 22, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. McPeek to open to the public, seconded by Mr. Stracco. All were in favor. Debra Natyzak asked what was being amended. Mr. Ramos explained the fees increased. Motion was made by Mr. Stracco to close to the public, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. McPeek to approve for adoption, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

#2023-08 ORDINANCE AMENDING CHAPTER 11 OF THE FRELINGHUYSEN TOWNSHIP CODE TO ADD A NEW ARTICLE II, “JUNIOR FIREFIGHTERS’ AUXILIARY” WHEREAS, pursuant to N.J.S.A. 40A:14-95, et seq., the governing body of a municipality that maintains a volunteer fire department may establish an auxiliary to that fire department, to be known as the Junior Firefighters’ Auxiliary; and WHEREAS, the Junior Firefighters’ Auxiliary will provide a great benefit to Frelinghuysen Township and its residents, by providing assistance to members of the Fire Department as they fight fires and other emergencies, and providing training for prospective future members of the Department. NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: **Section I** 1. Sections 11-1 through 11-12 of the Frelinghuysen Township Code, “Fire Department,” are designated as Article I, “Fire Department.” **Section II** 1. Chapter 11 of the Frelinghuysen Township Code, “Fire Department,” is amended by adding a new Article II thereto, to read as follows: **Article II. Junior Firefighters’ Auxiliary § 11-13. Junior Firefighters’ Auxiliary created.** There is hereby established an auxiliary to the Frelinghuysen Township Volunteer Fire Company, to be known as the Junior Firefighters’ Auxiliary, which shall operate under and pursuant to N.J.S.A. 40A:14-95 et seq. **§ 11-14. Eligibility for membership.** A. Any person who is a resident of the Township of Frelinghuysen and is at least 16 years and not more than 18 years of age shall be eligible for membership in the Junior Firefighters’ Auxiliary. B. Prior to being accepted for membership in the Junior Firefighters’ Auxiliary, a person eligible to serve pursuant to Section 11-17(A) shall: (i) Obtain permission to join the Auxiliary from that person’s parent or guardian. Permission shall be granted in writing on a form prescribed by the Commissioner of Community Affairs; (ii) Complete an application and be interviewed by officers of the Frelinghuysen Township Volunteer Fire Company. This interview shall take place with the person’s parent or guardian present; (iii) Submit documentation from a qualified physician verifying that the person is medically able to perform the activities of the Auxiliary as established herein, pursuant to N.J.S.A. 40A:14-98, and (iv) Obtain working papers from the New Jersey Department of Labor. The original written permission and working papers shall be retained by the Township Clerk, who shall forward a copy to the Chief of the Frelinghuysen Township Volunteer Fire Company. **§ 11-15. Insurance coverage for junior members.** Members of the Junior Firefighters’ Auxiliary shall be provided with the same insurance coverage as provided for the regular volunteer firemen of the Township of Frelinghuysen. **§ 11-16. Junior Firefighters’ Auxiliary Committee.** The Junior Firefighters’ Auxiliary program shall be under the guidance of a standing committee within the Frelinghuysen Township Volunteer Fire Company. The standing

committee shall be appointed annually by the Chief, and shall consist of three active Fire Company members, at least one of whom shall presently hold or have previously held a firematic officer's position within the Fire Company. **§ 11-17. Ineligibility for LOSAP.** Service in the Junior Firefighters' Auxiliary shall not be taken into account in determining eligibility for or the amount of income to be received in the event that there is a Length of Service Award Program ("LOSAP") established for the Frelinghuysen Township Volunteer Fire Company. **§ 11-18. Rules and regulations governing Junior Firefighters' Auxiliary activities.** The following rules are established to govern the activities of the Auxiliary and to provide for the training of its members with a view toward their eventual membership in the Frelinghuysen Township Volunteer Fire Company: A. Junior Firefighters' Auxiliary members shall attend at least 50 percent of all scheduled meetings and required training. B. Junior Firefighters' Auxiliary members shall maintain a "C" or higher average in their schoolwork. C. Junior Firefighters' Auxiliary members shall conduct themselves in a professional and appropriate manner when representing the Fire Company, including but not limited to following orders and observing designated procedures. Horseplay shall not be tolerated during training or in responding to calls. D. Pursuant to N.J.S.A. 40A:14-98, no Junior Firefighters' Auxiliary member shall be required to perform duties which would expose the junior fireman to the same degree of hazard as a regular member of the Fire Company. E. Pursuant to N.J.S.A. 40A:14-98, a Junior Firefighters' Auxiliary member may be permitted to perform non-hazardous support duties at a fire site, provided that: (1) the member has been appropriately and adequately trained to perform the support duties; (2) the member is appropriately and adequately supervised in performing those support duties at the fire site; (3) the member's parent or guardian has provided written permission allowing the member to perform those support duties; and (4) the member is provided with insurance coverage that is identical to that provided for the regular members of the Fire Company. F. Junior Firefighters' Auxiliary members shall not be permitted in the immediate vicinity of a hazardous condition involving the handling of dangerous or poisonous acids or dyes or injurious quantities of toxic or noxious dust, gases, vapors or fumes. G. Junior Firefighters' Auxiliary members shall be on probation until the age of 18 years, and may be expelled from the Auxiliary for just cause. H. Junior Firefighters' Auxiliary members shall comply with the rules and regulations of the Frelinghuysen Township Volunteer Fire Company, as well as any rules and regulations that may be established by or on behalf of the Auxiliary itself. I. Junior Firefighters' Auxiliary members shall obey all New Jersey Department of Motor Vehicle laws while responding to calls. J. Junior Firefighters' Auxiliary members may apply for an adult class of membership in the Frelinghuysen Township Volunteer Fire Company upon achieving the age of 18 years by completing the appropriate application forms in accordance with the Fire Company's procedures. **Section III** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2.

If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on March 15, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. McPeek to open to the public, seconded by Mr. Boynton. All were in favor. Public comment: Dan Kohuth asked if the town was creating extra efforts before the fire department is created and Mr. Ramos explained that this is needed for the fire department to be able to accept 17 year olds and that it was something standard. Mr. Kohuth also asked if the town insurance would cover them and Mr. Ramos that yes as it is an extension of the township. Motion was made by Mr. McPeek to close to the public, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. Stracco to approve for adoption, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

#2023-09 ORDINANCE REVISING FRELINGHUYSEN TOWNSHIP LAND DEVELOPMENT ORDINANCE TO ADD A NEW SECTION LDO-707, "TECHNICAL COORDINATING COMMITTEE" WHEREAS, the Rules and Regulations of the Frelinghuysen Township Land Use Board provide for a Technical Coordinating Committee, and establish the membership and duties of that Committee, and WHEREAS, it is necessary and appropriate at this time to revise the Frelinghuysen Township Land Development Ordinance to set forth the provisions governing the Technical Coordinating Committee within the Ordinance, and to provide for the fees to be collected in matters involving the Technical Coordinating Committee. NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: **Section I** 1. The Frelinghuysen Township Land

Development Ordinance is hereby amended by adding thereto a new Section LDO-707, Technical Coordinating Committee, to read as follows:

§ LDO-707. Technical Coordinating Committee. A. Purpose. A Technical Coordinating Committee is established, to meet with applicants to identify legal, planning, engineering, technical, procedural and evidential issues so as to assist applicants in making a more efficient and informative presentation to the Land Use Board. B. Membership. The Technical Coordinating Committee shall consist of the Land Use Board Attorney, Land Use Board Engineer, Land Use Board Planner and one member of the Land Use Board. The member of the Land Use Board shall be selected on an annual basis by the Chairperson of the Land Use Board, and shall serve a one-year term. C. Procedure. The Technical Coordinating Committee shall meet on a monthly basis if it has applications or matters to consider. It shall review all applications referred to it, and shall make recommendations to the applicant and/or to the Land Use Board for further action. The Land Use Board may review any applications to the Technical Coordinating Committee either before or after a ruling on completeness is rendered. Any recommendations made by the Technical Coordinating Committee shall be set forth in a written report to be submitted to the Land Use Board (unless the Board agrees to receive an oral report), with a copy to the applicant, where appropriate. D. Payment of Meeting and Professional Escrow Fees; Payment of Taxes. (i) The applicant, or the proposed applicant in the case of a pre-application Technical Coordinating Committee review, shall pay the applicable fees established by ordinance, including escrow fees to cover special expenses incurred by the Technical Coordinating Committee to cover special expenses incurred by the Committee for the rendering of services by the Township Attorney, Township Engineer or Township Planner to be held pursuant to N.J.S.A. 40:55D-53.2 and this Code. In addition, the applicant or proposed applicant shall pay a meeting fee in the amount of \$250.00. (ii) If such affidavit has not already been filed with the Land Use Board, the applicant, prior to meeting with the Technical Coordinating Committee, shall file with the Land Use Board an affidavit that real property taxes are currently paid and up-to-date. **Section II** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on March 15, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion was made by Mr. Stracco to open for second reading for adoption, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. McPeek to open to the public, seconded by Mr. Boynton. All were in favor. Public comment: Debra Natyzak asked what this was for. Mr. Stracco explained that it is a committee of the land use board established to address to cut down on matters that are mostly for completeness. The need is so professionals can get paid and they get paid by the escrow. He also mentioned that most towns have this in place. There were no more comments. Motion was made by Mr. Stracco to close to the public, seconded by Mr. McPeek. All were in favor. Motion was made by Mr. Boynton to approve for adoption, seconded by Mr. McPeek. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

#2023-10 ORDINANCE REVISING SECTION 13-1.4 OF THE FRELINGHUYSEN TOWNSHIP CODE, "DRIVEWAY CONSTRUCTION PERMIT AND FEE REQUIRED" WHEREAS, it is necessary and appropriate at this time to revise the application fee and escrow deposit assessed in connection with driveway construction permits. NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: **Section I** 1. Section 13-1.4a(1) of the Frelinghuysen Township Land Development Ordinance is amended to read as follows (deletions are stricken through, additions appear in boldface): **§ 13-1.4. Driveway Construction Permit and Fee Required.** a. An application for roadway opening shall be submitted to the Township Construction Official by the owner, or the authorized agent of the owner who is constructing a driveway or reconstructing, repairing or resurfacing a driveway which enters onto a Township road. Major and minor subdivisions shall not be exempt from permit requirements or exempt where the driveway construction is by the owner, subdivider or his successor. 1. The application shall be accompanied by the following: (a) A check in the amount of ~~\$400~~ **\$200** representing the nonrefundable application fee ("application fee"); (b) A check in the amount of \$1,500 representing a driveway bond escrow ("driveway bond escrow"), specifically for the paving of the driveway apron; and (c) A check in the amount of ~~\$800~~ **\$1500** to cover the cost of engineering and inspection fees ("engineering and inspection fee escrow")... **Section II** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of

the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on March 15, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on April 19, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. Motion was made by Mr. Stracco to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Second reading for adoption will be held on April 19, 2023. Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. McPeek to open to the public, seconded by Mr. Boynton. All were in favor. There was no public comment. Motion was made by Mr. McPeek to close to the public, seconded by Mr. Boynton. All were in favor. Motion was made by Mr. Boynton to approve for adoption, seconded by Mr. McPeek. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-absent; Mr. Stracco-yes.

COMMITTEE REPORTS:

- Mayor Ramos – nothing to report
- Deputy Mayor Stracco – nothing to report
- Committeeman Boynton – nothing to report
- Committeeman McPeek let the Committee know that Camp Wasigan Road paving job was completed today.
- Committeeman Stock – Absent.
- Municipal Clerk Zilberfarb discussed the annual financial disclosures being due April 30th and that more than half have returned. She let them know that cyber security training for employees was in the end stage and all have completed. This training was for the town insurance. She also let everyone know when the town clean up week is. This year it will be June 19-24 and vouchers can be picked up starting May 1.

OLD BUSINESS:

NEW BUSINESS:

- Mr. McPeek made a motion was made to appoint Bob Huber as a part time inspector for fill in, vacation etc at \$50.00 per hour for the building department, seconded by Mr. Boynton. All were in favor.
- Mr. McPeek made a motion to accept Wendy Geotz' resignation with regrets, seconded by Mr. Boynton. All were in favor.
- Mr. Boynton made a motion to appoint David Paust as a member to the Environmental Commission, seconded by Mr. McPeek. All were in favor. Ms. Zilberfarb will get in touch with Mr. Paust.
- Mr. Stracco made a motion to authorize the Mayor to sign the Right of Way agreement with Warren County, seconded by Mr. Boynton. All were in favor.
- Mr. Ramos explained the quotes for Well drillers for 219 Main Street, dpw garage. After discussion, Mr. Boynton made a motion to award to Colaluce Well & Pump Services, seconded by Mr. McPeek. All were in favor.

DEPARTMENT REPORTS:

Motion was made by Mr. Stracco for a consent agenda for department reports 1-15, seconded by Mr. McPeek. All were in favor.

OPEN MEETING TO THE PUBLIC:

Motion was made by Mr. McPeek, seconded by Mr. Boynton limiting it to 20 minutes to open meeting to the public. All were in favor. Spoke were:

- Alan DeCarolis asked about vouchers on the bills list. Integrated realty – Mr. Ramos explained it was for the tax appeal. Mr. Decarolis asked about North East Parts Group for over \$1,000 and asked if anyone was watching what was being spent. He asked about Town of Belvidere – Mr. Ramos stated it was for the court shared services. Mr. Decarolis asked what was road safety systems. Ms. Zilberfarb answered for guardrail work on State Park Road.
- Marty Connor handed everyone a proposed resolution from ANJEC regarding drinking water and explained at the last Environmental meeting this was brought to their attention and he was asking for the township committee to pass the resolution. The committee will look at and have ready for the May 17, 2023 meeting.
- Marty Connor let the Committee know that Lincoln Laurel Road is in bad condition. He also mentioned that a rental at the FFP had set off fireworks and asked how this can be controlled being it is a town owned property. He explained that other than the noise the remnants were left all over and he cleaned them up. Mr. Ramos explained that the town approves rentals on what they're doing ie. Baby shower, wedding shower, etc. He suggested that if it were to happen

again to contact the State Police or the Fire Marshall. Mr. Ramos also asked Mr Connor to send the information to him and he will look into.

- Marty Connor also discussed the land managers monthly report and the photo with the new banner on it. He let the Committee know that Wendy Buttgerit had designed the banner. Mr. Stracco asked about his report and the photo with the tree fungus. Mr. Connor explained that they will be conducting a fungus walk during Founders Day this year.
- Mary Connor mentioned the lawn mower for the FFP that was just bought has been replaced with the old one and asked why since the money was allocated from open space for the ffp. Mr. Ramos explained that the new one will be for the fields behind town hall and that the dpw felt it was better for the fields than to use it with the terrain that is at the FFP. Mr. Connor understood that but the issue he had was that he helped to purchase a mower for the dpw and not the FFP. After more discussion he was fine with it.
- Loren Greco asked if there were no bids for the property on Route 94 could someone come in and put an offer on it and if it could be used as a storage area for a fee? Mr. Stracco stated that was a technical question and would need to look at the ROM zone requirements. Mr. Beilin explained that due to public property it has to be done by public bid via an auction. Mr. Ramos stated that the opening bid would be \$900,000.00.
- Mr. Greco asked what the age for a senior is for clean up week. After discussion, it was decided that it would be 60 years old.
- Dan Kohuth asked about the well drillers and did they go out to public bid. Mr. Ramos stated that it did not need to go out to bid as it was under the threshold. Mr. Kohuth asked what the cost was and the location. Mr. Ramos stated \$18,000.00.and that it was for the dpw garage at 219 Main Street.
- Mr. DeCarolis discussed street signs and being removed and asked what the town was doing about it. Mr. McPeek replied that he would like to put trail cameras around.
- Mr. DeCarolis also discussed that he helped Mr. Connor with the tractor at the FFP and got it running for him. Mr. Connor explained that he had asked the dpw for help but they had been too busy, Mr. DeCarolis offered to look at it. They changed the fuel and oil filter and got it running. He thanked Mr. Decarolis for his help.
- Rick Murphy asked about cable/internet for Lanning Road as he explained that he'd been out for 4 days. Mr. Ramos explained that Optimum should be soon. He also explained that about 90% of the town has homeruns for high speed internet but they just need to be connected to the homes.

Motion was made by Mr. McPeek, seconded by Mr. Boynton to close to the public. All were in favor.

CORRESPONDENCE:

- NJLM – Legislative bulletin 2022 #3
- NJ DEP – Block 201 Lot 32.02 no further action necessary
- Warren County Department of Land Preservation – 2023 Grant Application WC Municipal and Charitable Conservancy Trust Fund (MCCTFC)
- Blairstown Hose Company – February monthly
- Hope Township fire Department – January and February monthly

ADJOURNMENT:

There being no further business, motion was made by Mr. McPeek, seconded by Mr. Boynton to adjourn the meeting at 6:59 p.m. All were in favor.

Respectfully submitted,

Donna Zilberfarb, RMC