

Egg Harbor Township Committee Meeting
Municipal Building, Bargaintown Road
Egg Harbor Township NJ 08234
Wednesday, April 10, 2013 – 5:00 p.m.
Minutes

Mayor McCullough called the meeting to Order at 5:00 p.m.

Township Clerk Tedesco read the Opening Statement Pursuant to the Open Public Meetings Act and the Video Broadcast Statement

Roll Call:

Joe Cafero	Present
John Carman, Jr.	Present
Paul Hodson	Present
Laura Pfrommer	Present
James J. McCullough	Present

Mayor McCullough lead the Pledge of Allegiance

Also in attendance were Township Administrator Miller, Township Solicitor Freidman and Township Engineer Mott.

Mayor McCullough announced the Township Committee will be deviating from the agenda this evening.

Mayoral State of the Township Message

Mayor McCullough read the Mayors State of the Township Message 2013 Budget, a copy of which is attached to the minutes.

Ordinances – Public Hearing (5:30 PM)

Number	Title
7	An Ordinance to amend Ordinance 16 of 2012, as amended
Purpose	The purpose of this ordinance is to amend Section 3g to indicate that the closing on the property shall take place prior to December 31, 2013.
Public Comment	No one came forward
Motion	Motion Pfrommer, second Cafero to close the public comment portion of this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Cafero, second Carman to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
10	An Ordinance to amend the Code of the Township of Egg Harbor, Chapter 225 thereof entitled “Zoning”, specifically to add a new subsection 225.49.1 entitled “Affordable Housing Regional Growth Zone 12”
Purpose	The purpose of this ordinance is to add a new section to the existing Affordable Housing Zone AH RG 4, specifically designating Block 1926, Lot 1 and Block 1927, Lots 1 and 3 as one hundred percent affordable housing zoning district.

Public Comment Motion	Lynn Yoder stated she opposed Ordinance 10-2013 Motion Hodson, second Pfrommer to close the public comment portion of this Ordinance
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Ordinance 10 of 2013 died for lack of a motion to adopt

12	An Ordinance authorizing the acquisition of property known as Block 1928, Lot 7, Linden Avenue, as set forth on the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is to acquire property for purposes of facilitating the development of COAH affordable housing in the Township of Egg Harbor.
Comment	Township Administrator announced that since Ordinance 10 failed there is no longer a need to acquire the property listed in Ordinance 12 of 2013
Public Comment	Antonio Leone, Rutter Avenue questioned the location of Block 1928, 7 Administrator Miller advised this property is located on Linden Avenue and was intended to be used as a buffer for the affordable housing project proposed under Ordinance 10 of 2013
Motion	Motion Cafero, second Carman to close the public comment portion of this Ordinance
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Ordinance 12 of 2013 died for lack of a motion to adopt

Mayor McCullough recognized Atlantic County Sheriff Frank Balles from the audience.

13	An Ordinance to vacate a portion of Reega Avenue between Cottonwood Avenue and Linden Avenue, located in the Township of Egg Harbor, County of Atlantic and State of New Jersey as shown on Sheet 19 of the Township Tax Map
Purpose	The purpose of this ordinance is to vacate a portion of Reega Avenue between Cottonwood Avenue and Linden Avenue.
Public Comment	No one came forward
Motion	Motion Cafero, second Carman to close the public comment portion of this Ordinance
Roll Call Vote Motion	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes Motion Carman, second Cafero to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

14	An Ordinance to vacate a portion of Lakewood Avenue between Reega Avenue and Eisenhower Avenue, located in the Township of Egg Harbor, County of Atlantic and State of New Jersey as shown on Sheet 19 of the Township Tax Map
Purpose	The purpose of this ordinance is to vacate a portion of Lakewood Avenue
Public Comment	Ted Gendron, 27 Gallant Fox Road questioned the purpose of this vacation. Administrator Miller explained the vacation of this portion of Lakewood Avenue will clean up the tax map.
Motion	Motion Carman, second Cafero to close the public comment portion of this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Motion	Motion Pfrommer, second Hodson to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
15	An Ordinance to amend Chapter 142 of the Township Code entitled “Mercantile Licensing,” specifically Section 142-16
Purpose	The purpose of this ordinance is to amend the fees for mercantile licenses issued in the Township of Egg Harbor.
Public Comment	Kim Yoder asked if Ordinance 15 will affect her ability to obtain a mercantile license. Mayor McCullough the purpose is to increase mercantile fees.
Motion	Motion Pfrommer, second Cafero to close the public comment portion of this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Pfrommer, second Hodson to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
16	An Ordinance to amend Chapter 225 of the Township Code entitled “Zoning,” specifically Section 225-3
Purpose	The purpose of this ordinance is to delete the existing definition for building height and replace it with a new definition for building height.
Public Comment	No one came forward
Motion	Motion Hodson, second Pfrommer to close the public comment portion of this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Hodson, second Cafero to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
17	An ordinance providing for the acceptance of a deed conveying real property, drainage basin at Bridle Ridge, being Lot13.22 in Block 4103 of the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is for acceptance by the Township of the drainage basin located at the Bridle Ridge subdivision.
Public Comment	No one came forward
Motion	Motion Carman, second Cafero to close the public comment portion of this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

PROCLAMATION

Committeeman Cafero called upon Captain Davis and 911 Supervisor Matt Cochrane and presented a Proclamation declaring April 14, 2013 through April 20, 2013 as National Telecommunicator’s Week in the Township of Egg Harbor. The proclamation recognized those whose diligence and professionalism keep our Township and citizens safe.

Captain Davis recognized the efforts of our communications officers who also service the Cities of Linwood and Northfield. Captain Davis said our Dispatch Center receives an average of 115, 000 calls annually.

New Business

Best Practices for municipal websites (Monmouth University Study)

Township Administrator Miller announced Egg Harbor Township ranked 34 out of 540 municipalities ranked by Monmouth University in their recent evaluation of municipal websites in New Jersey. Websites were judged for their effectiveness to inform citizens, provide services and encourage public engagement. Mr. Miller acknowledged the efforts of Scott Lacy, IT Specialist and Janice Hughes, Township Committee Secretary for their efforts in developing the Township's website.

General Public Discussion

Kenny Jarris, Township resident recognized Egg Harbor Township's obligations to Affordable Housing and supported the Committee's efforts. Mr. Jarris thanked the Township Committee for not approving the adoption of Ordinance 10 this evening and felt the project was rushed.

Mayor McCullough said the developer of the proposed project was under strict time constraints in order to obtain grant funding. Township officials felt it was a worthwhile project, but listened to public opinion. They are considering an alternative location which should appeal to most residents. Mayor McCullough said the Township needs to provide 763 affordable housing units to meet state requirements. There are several small projects in the process. Township Officials feel the Township has met its obligation based on the number of existing mobile home parks, Section 8 housing and affordable apartments in Egg Harbor Township, however the state does not agree.

Mr. Jarris said Egg Harbor Township is a nice place to live and that there are citizens, including himself who want to get involved to make affordable housing fit into our community.

Township Engineer Mott advised Mr. Jarris he recently inspected the storm water basin in his subdivision and it appears to be functioning. Mr. Mott asked Mr. Jarris to contact him directly if he continues to experience problems with this basin.

Ted Gendron, 27 Gallant Fox Road thanked the Township Committee for voting down Ordinance 10-2013. Mr. Gendron suggested the Governing Body consider forming a sub-committee including members of the Planning Board and residents to address the Affordable Housing issue.

Mayor McCullough thanked Mr. Gendron for his suggestion and asked him to provide his contact information with the Township Administrator.

Mr. Gendron inquired about township street light standards.

Administrator Miller explained street lights are placed at intersections, change in grade or at a curve in the roadway.

Doug Lundberg, Scullville resident and member of the Veterans Advisory Board inquired about the survey information used in conjunction with the Affordable Housing project which was proposed under Ordinance 10-2013. Township Administrator Miller advised they relied upon county and municipal census data.

Mr. Lundberg asked who will determine the eligibility of veterans for affordable housing and whether there will be a preference between stateside service and combat service. Administrator Miller said the developer will determine eligibility and we are guided by the standards established by law regarding the definition of a veteran.

Mr. Lundberg then inquired about the income limit for affordable housing. Mr. Miller said the annual income limit for a family of 3 is \$50,000 and residents must be employed. Mr. Lundberg raised concerns whether a 100% disabled veteran would qualify and he encouraged the Township Committee to investigate the criteria further.

Motion Pfrommer, second Hodson to close general public comment.

Budget Introduction

Number	Title
151 Motion Roll Call Vote	Resolution authorizing the use of the Reduced Reserve for Uncollected Taxes Motion Carman second Hodson to approve this Resolution Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
152 Motion Roll Call Vote	Authorizing introduction of the 2013 Municipal Budget Motion Cafero, second Hodson to approve this Resolution Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
153 Motion Roll Call Vote	Resolution providing the Temporary Budget for the Calendar Year 2013 Motion Cafero, second Hodson to approve this Resolution Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolutions (Consent Calendar)

Number	Title
154	Resolution supporting S-1896/A-1503 Sharing the Burden of Property Assessment Appeal Refunds
155	Resolution authorizing the regularly scheduled Township Committee meeting of May 22, 2013 be canceled and rescheduled for May 29, 2013
156	Resolution designating Cape Bank as depository for Township offices for the period of May 7, 2013 to May 6, 2014
157	Resolution authorizing a refund from developers escrow account
158	Resolution appointing William Sharpe as Ambulance Service Member
159	Resolution approving permanent employee status for Kelly Keller
Motion	Motion Pfrommer, second Hodson to approve Consent Calendar Resolutions 154 through 159
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolutions (Bill List)

Number	Title
160	Resolution authorizing payment of all bills pursuant to Exhibit A
Motion	Motion Carman, second Cafero to adopt all this Resolution
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Resolutions (Consent Calendar)

Number	Title
161	Resolution authorizing an increase to the public bidding threshold
162	Resolution authorizing the sale of Township owned property and vehicles that have

	been deemed surplus or abandoned with Govdeals, Inc.
Motion	Motion Hodson, second Pfrommer to approve Consent Calendar Resolutions 161 through 162
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes

Reports

Township Committee:

Committeeman Cafero complimented in-house staff on the recent website ranking from Monmouth University. Mr. Cafero said the Governing Body did a good job with the 2013 budget considering the challenges faced in these economic times.

Deputy Mayor Hodson thanked Veterans Advisory Board member Lundberg for his comments this evening and reminded the public the annual Memorial Day parade will begin at 9 a.m. Mr. Hodson commented on the enormous fire at Heathercroft last Wednesday evening and complimented township emergency personnel who responded as well as, the local Red Cross, AtlantiCare and mutual aid from Marmora, Somers Point and Northfield.

Committeeman Carman also recognized the outstanding efforts of our emergency personnel in response to the Heathercroft fire. Mr. Carman praised the police department for the speed and efficiency in which they relocated residents and their vehicles from the fire scene.

Committeeman Hodson noted that had this fire occurred later in the evening, there may have been casualties.

Committeewoman Pfrommer announced Spring Community Pride Day will be held on Saturday, May 4th along with a Shred-It event and that information can be found on the township website or by contacting town hall. All citizens are encouraged to participate in these events.

Mayor McCullough recognized Atlantic County Sheriff Frank Balles who was in attendance and invited him to speak.

Sheriff Balles announced the Sheriff's Department will be holding their first DARE Day in Atlantic County on May 18, 2013 at the Atlantic County Institute of Technology. The public is invited to attend this event which will include approximately 20 vendors as well as, food and entertainment.

Mayor McCullough thanked Sheriff Balles for sharing that information and commented that Sheriff Balles staff provided outstanding assistance to our emergency personnel during the recent fire and derecho events.

Administrator:

Township Administrator Miller announced Resolution 150 providing for a Closed Session will not be needed.

Approvals

Motion	Motion Carman, second Cafero to approve the regular minutes from the Egg Harbor Township Committee Meeting of March 27, 2013
Vote	All voted, yes

Motion	Motion Pfrommer, second Cafero to approve the executive session minutes from the Egg Harbor Township Committee Meeting of March 27, 2013, pursuant to Resolution 148
Roll Call Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Cafero, second Carman to approve the minutes from the Egg Harbor Township Committee Special Meeting of March 28, 2013
Vote	All present voted, yes
Motion	Motion Pfrommer, second Cafero to approve the executive session minutes from the Egg Harbor Township Committee Special Meeting of March 28, 2013, pursuant to Resolution 149
Vote	Cafero-yes Carman-yes Hodson-yes Pfrommer-yes McCullough-yes
Motion	Motion Cafero, second Pfrommer to approve the departmental reports for the month of March 2013
Vote	All present voted, yes
Motion	Motion Cafero, second Pfrommer to approve the payroll for the month of March 2013 in the amount of \$2,011,452.72
Vote	All present voted, yes

Adjournment

Motion Cafero, second Pfrommer to adjourn the meeting at 6:14 p.m.

Vote All members present voted yes

JAMES J. MCCULLOUGH, MAYOR

EILEEN M. TEDESCO, RMC, TOWNSHIP CLERK

Minutes approved at the April 24, 2013 Township Committee Meeting

Egg Harbor Township Committee Meeting
Municipal Building, Bargaintown Road
Egg Harbor Township NJ 08234
Wednesday, April 10, 2013 – 5:00 p.m.
Agenda

- I. Call to Order
- II. Opening Statement Pursuant to the Open Public Meetings Act
- III. Roll Call: Joe Cafero
John Carman, Jr.
Paul Hodson
Laura Pfrommer
James J. McCullough
- IV. Meeting with Township Engineer Mott
- V. Old Business
- VI. New Business
 - A. Burden of Property Assessment Appeals Refunds (S-1896/A-1503)
 - B. Best Practices for municipal websites (Monmouth University Study)
- VII. Other Business (not listed on the Agenda)

VIII. Closed Session

Number	Title
150	Authorizing the Township Committee to convene into a Closed Executive Session to discuss matters which may involve litigation and/or personnel
Motion	To approve this Resolution
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough

- IX. Video Broadcast/Television Statement
- X. Pledge of Allegiance
- XI. Roll Call: Joe Cafero
John Carman, Jr.
Paul Hodson
Laura Pfrommer
James J. McCullough

XII. Ordinances – Public Hearing (5:30 PM)

Number	Title
7	An Ordinance to amend Ordinance 16 of 2012, as amended
Purpose	The purpose of this ordinance is to amend Section 3g to indicate that the closing on the property shall take place prior to December 31, 2013.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
10	An Ordinance to amend the Code of the Township of Egg Harbor, Chapter 225 thereof entitled “Zoning”, specifically to add a new subsection 225.49.1 entitled “Affordable Housing Regional Growth Zone 12”
Purpose	The purpose of this ordinance is to add a new section to the existing Affordable Housing Zone AH RG 4, specifically designating Block 1926, Lot 1 and Block 1927, Lots 1 and 3 as one hundred percent affordable housing zoning district.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
12	An Ordinance authorizing the acquisition of property known as Block 1928, Lot 7, Linden Avenue, as set forth on the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is to acquire property for purposes of facilitating the development of COAH affordable housing in the Township of Egg Harbor.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
13	An Ordinance to vacate a portion of Reega Avenue between Cottonwood Avenue and Linden Avenue, located in the Township of Egg Harbor, County of Atlantic and State of New Jersey as shown on Sheet 19 of the Township Tax Map
Purpose	The purpose of this ordinance is to vacate a portion of Reega Avenue between Cottonwood Avenue and Linden Avenue.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
14	An Ordinance to vacate a portion of Lakewood Avenue between Reega Avenue and Eisenhower Avenue, located in the Township of Egg Harbor, County of Atlantic and

Purpose	State of New Jersey as shown on Sheet 19 of the Township Tax Map
Public Comment	The purpose of this ordinance is to vacate a portion of Lakewood Avenue
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
15	An Ordinance to amend Chapter 142 of the Township Code entitled “Mercantile Licensing,” specifically Section 142-16
Purpose	The purpose of this ordinance is to amend the fees for mercantile licenses issued in the Township of Egg Harbor.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
16	An Ordinance to amend Chapter 225 of the Township Code entitled “Zoning,” specifically Section 225-3
Purpose	The purpose of this ordinance is to delete the existing definition for building height and replace it with a new definition for building height.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
17	An ordinance providing for the acceptance of a deed conveying real property, drainage basin at Bridle Ridge, being Lot13.22 in Block 4103 of the official tax map in the Township of Egg Harbor, County of Atlantic and State of New Jersey
Purpose	The purpose of this ordinance is for acceptance by the Township of the drainage basin located at the Bridle Ridge subdivision.
Public Comment	
Motion	Motion to close the public comment portion of this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to adopt this Ordinance
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough

XIII. General Public Discussion

XIV. Engineer’s Report

XV. Budget Introduction

Number	Title
151	Resolution authorizing the use of the Reduced Reserve for Uncollected Taxes
Motion	To approve this Resolution

Roll Call Vote	Cafero	Carman	Hodson	Pfrommer	McCullough
152 Motion	Authorizing introduction of the 2013 Municipal Budget				
	To approve this Resolution				
Roll Call Vote	Cafero	Carman	Hodson	Pfrommer	McCullough
153 Roll Call Vote	Resolution providing the Temporary Budget for the Calendar Year 2013				
	Cafero	Carman	Hodson	Pfrommer	McCullough

XVI. Resolutions (Consent Calendar)

Number	Title
154	Resolution supporting S-1896/A-1503 Sharing the Burden of Property Assessment Appeal Refunds
155	Resolution authorizing the regularly scheduled Township Committee meeting of May 22, 2013 be canceled and rescheduled for May 29, 2013
156	Resolution designating Cape Bank as depository for Township offices for the period of May 7, 2013 to May 6, 2014
157	Resolution authorizing a refund from developers escrow account
158	Resolution appointing William Sharpe as Ambulance Service Member
159	Resolution approving permanent employee status for Kelly Keller
Motion	Motion to approve Consent Calendar Resolutions 154 through 159
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough

XVII. Resolution (Bill List)

Number	Title
160	Authorizing payment of all bills pursuant to Exhibit A
Motion	Motion to adopt this Resolution
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough

XVIII. Reports

Township Committee:

Administrator:

XIX. Approvals

Motion	Motion to approve the regular minutes from the Egg Harbor Township Committee Meeting of March 27, 2013
Vote	
Motion	Motion to approve the executive session minutes from the Egg Harbor Township Committee Meeting of March 27, 2013, pursuant to Resolution 148
Roll Call Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to approve the minutes from the Egg Harbor Township Committee Special Meeting of March 28, 2013

Vote	
Motion	Motion to approve the executive session minutes from the Egg Harbor Township Committee Special Meeting of March 28, 2013, pursuant to Resolution 149
Vote	Cafero Carman Hodson Pfrommer McCullough
Motion	Motion to approve the departmental reports for the month of March 2013
Vote	
Motion	Motion to approve the payroll for the month of March 2013 in the amount of \$2,011,452.72
Vote	

- XX. **Adjournment**
Motion
Vote

Egg Harbor Township

Resolution No. 150

2013

**RESOLUTION TO CONVENE INTO A CLOSED EXECUTIVE SESSION
TO DISCUSS MATTERS WHICH MAY INVOLVE LITIGATION AND/OR PERSONNEL**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss matters involving Personnel and/or Litigation as follows:

Personnel	Anticipated Disclosure
Litigation	Anticipated Disclosure

WHEREAS, minutes will be kept and once the matter(s) involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that the public be excluded from this meeting.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 7

2013

AN ORDINANCE TO AMEND ORDINANCE NO. 16 OF 2012

WHEREAS, the Township of Egg Harbor adopted Ordinance No. 16 of 2012 on April 25, 2012; and

WHEREAS, the purpose of Ordinance No. 16 of 2012 is to sell Block 1437, Lot 73 to Arc of Atlantic County for the construction of an affordable housing unit; and

WHEREAS, Section 3g of Ordinance No. 16 of 2012 required closing to take place prior to December 31, 2012; and

WHEREAS, due to circumstances beyond the control of both parties, closing was unable to occur prior to December 31, 2012; and

WHEREAS, the Township still desires to convey the property to Arc of Atlantic County; and

WHEREAS, Arc of Atlantic County still desires to construct an affordable housing unit;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic, State of New Jersey that:

Section 1: Section 3g of Ordinance No. 16 of 2012 is hereby amended as follows:

g. Closing on property shall take place prior to December 31, 2013

SECTION 2: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 3: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4: This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF FEBRUARY 27, 2013, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON MARCH 27, 2013 AT 4:00 P.M.

Dated: February 27, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 10

2013

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF EGG HARBOR, CHAPTER 225 THEREOF ENTITLED "ZONING", SPECIFICALLY TO ADD A NEW SUBSECTION 225.49.1 ENTITLED "AFFORDABLE HOUSING REGIONAL GROWTH ZONE 12"

BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey as follows:

SECTION 1: Chapter 225 of the Township Code is hereby amended to add a new section following Section 225-49 to be known as Section 225-49.1 as follows:

225.49.1 Affordable Housing Regional Growth Zone 12

- A. Intent. The Planning Board has adopted a housing element & fair share plan element of master plan that recommends that the area in question be utilized for one hundred percent (100%) affordable housing.
- B. Purpose. The purpose of the AH-RG-12 zoning district is to establish a zoning district to provide for a one hundred percent (100%) affordable housing development when said uses can be adequately serviced by the sanitary sewer system.
- C. Zoning created. There is created an AH-RG-12 a one hundred percent (100%) affordable housing zoning district. The following area shall comprise the AH-RG-12 zoning district: Block 1926, Lot 1 and Block 1927, Lots 1 & 3
- D. Permitted principal uses shall be:
 - (1) One hundred percent (100%) affordable multi-family attached housing development targeted for disabled veterans and veterans of the armed forces of the United States of America.
- E. Permitted accessory uses shall be:
 - (1) Public and private parking;
 - (2) Clubhouse, playground or other recreational amenities normally associated with the principal residential use;
 - (3) Rental and/or administrative offices accessory to the principal residential use; and
 - (4) Other uses and structures customarily incidental to a principal permitted use.
- F. Area, yard and building requirements shall be in accordance with Section 225-7 which is amended and supplemented as follows:

AH-RG-12 (100% Affordable Residential)	
Minimum Lot Area:	5 Acres
Minimum Lot Width:	400 Feet.
Minimum Front Setback:	100 ft. (Township Road).
Minimum Rear Setback:	30 ft.
Minimum Side Setback:	30 ft.
Parking Setback:	30 ft.
Maximum height:	4 stories or 50 ft. whichever is less.
Minimum distance between buildings:	50 ft.
Maximum impervious coverage:	50%.

Maximum Density: 12 units/acre

- G. Conditional uses:
- (1) Public uses; and
 - (2) Essential services.
- H. Other requirements shall be:
- (1) All uses must be serviced by public water and public sanitary sewers;
 - (2) A buffer strip of twenty-five (25) feet in width shall be required along all property lines. The buffer shall be in accordance with the requirements contained in Chapter 94-8.
- I. Site plan review. All development shall be subject to Chapter 198 of the Code of the Township of Egg Harbor.
- J. Parking area requirements. Off-street parking shall be one and one half parking spaces per housing unit.
- K. Subdivision and Site Plan review. All development shall be subject to Chapter 198 of the Code of the Township of Egg Harbor.
- L. Buffer requirements. All development shall be subject to Chapter 94-8 of the Code of the Township of Egg Harbor as supplemented herein. In the event of a conflict between 94-8 and the contents within this ordinance, the provisions of the requirements within this ordinance shall control.
- M. Lighting requirements. All development shall be subject to Chapter 94-23 of the Code of the Township of Egg Harbor.
- N. Landscaping requirements. All development shall be subject to Chapter 94-22 of the Code of the Township of Egg Harbor.
- O. Signs. All development shall be subject to Article VIII of Chapter 225 of the Code of the Township of Egg Harbor.
- P. Recreation requirements. The following recreational improvements are required:
- (1) Indoor recreational space, a minimum of 600 hundred square feet is required;
 - (2) Walking trail, a minimum width of 5 feet with a minimum length of 600 feet is required;
 - (3) A covered gazebo with a minimum diameter of 24 feet is required;
 - (4) A playground designed for children under the age of twelve which is a minimum of 2,500 square feet in area is required; and
 - (5) A picnic area which covers an area of 2,500 square feet in area and contains at least picnic tables and one barbeque grill is required.
- Q. Essential and Non-severable condition of approval. An essential and non-severable condition of any approval to develop in the AH-RG-12 Zone shall be full compliance with an agreement between the Township of Egg Harbor and Renewable Jersey at Egg Harbor, LLC its successors and/or assigns.

SECTION 2: Section 225-5 entitled "Zoning Map" is hereby amended to create a new zoning designation of AH-RG-12 as shown on attached Exhibit A. The zone shall consist of Block 1926, Lot 1 and Block 1927 Lots 1 and 3.

SECTION 3: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 4: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5: This Ordinance shall take effect upon final passage, adoption, publication in the manner prescribed by law and following the Superior Court of New Jersey approval of an agreement between the Township of Egg Harbor, the Planning Board of the Township of Egg Harbor and Renewable Jersey at Egg Harbor, LLC and any appeals being resolved to the satisfaction of the parties hereto.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF FEBRUARY 27, 2013, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON MARCH 27, 2013 AT 4:00 P.M.

Dated: February 27, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 12

2013

AN ORDINANCE AUTHORIZING THE ACQUISITION OF PROPERTY KNOWN AS BLOCK 1928, LOT 7, LINDEN AVENUE, AS SET FORTH ON THE OFFICIAL TAX MAP IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY

WHEREAS, the Township of Egg Harbor is desirous of purchasing properties situate within its boundaries for purposes of facilitating the development of COAH affordable housing; and

WHEREAS, N.J.S.A. 40A:12-11 *et seq* permits a municipality to acquire real property if the property to be acquired is in conformity with both the Zoning Ordinances and Master Plan of the municipality;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey as follows:

SECTION 1. *Conveyance.* Upon the terms hereinafter set forth, the property owner of the property being purchased by the Township known as Block 1928, Lot 7, hereinafter referred to as "Property" shall convey to Egg Harbor Township the Property identified and as further shown on the current Tax Map of the Township of Egg Harbor.

SECTION 2. *Consideration.* The purchase for the Property shall be Twenty Thousand Three Hundred and Two Dollars (\$20,302) to be paid in cash or by certified check by the Township of Egg Harbor to the property owner. Funds for this purpose are available from the Township COAH Trust Fund.

SECTION 3. *Closing.* Closing shall take place at a time and location to be mutually agreed upon.

SECTION 4. *Title.* Title shall be conveyed by the property owner by a Bargain and Sale Deed with covenants as to the Grantor's Acts and a standard Affidavit of Title, which Deed shall be prepared and provided by the Township Solicitor.

SECTION 5. *Environmental.* The Township of Egg Harbor shall assume responsibility for the completion of an environmental assessment. Any and all related costs with respect to environmental remediation in the event that environmental contamination is discovered on, about, or beneath the Lot is the responsibility of the Seller.

SECTION 6. This Ordinance shall become effective immediately upon final adoption and publication according to law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD MARCH 13, 2013 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON APRIL 10, 2013 AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 13

2013

AN ORDINANCE TO VACATE A PORTION OF REEGA AVENUE BETWEEN COTTONWOOD AVENUE AND LINDEN AVENUE, LOCATED IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS SHOWN ON SHEET 19 OF THE TOWNSHIP TAX MAP

BE IT ORDAINED, by the Township Committee for the Township of Egg Harbor, County of Atlantic and State of New Jersey that:

SECTION 1: A portion of Reega Avenue between Cottonwood Avenue and Linden Avenue, and all rights-of-ways thereto except those specifically excluded as set forth herein below, be and the same are hereby vacated and all public rights therein are extinguished, as shown on Sheet 19 of the Township of Egg Harbor's Tax Map.

SECTION 2: The public rights arising from any dedication of the portion of the said streets above mentioned and indicated on maps filed in the Office of the Township Clerk and described above, so vacated as aforesaid, be and the same are hereby released and extinguished.

SECTION 3: By virtue of N.J.S.A. 40:67-1, as amended, vacation of any street, highway, lane, alley, square, place or park, et cetera, as defined in N.J.S.A. 40:67-1, shall be subject to the express reservation and exception from the vacation of all rights and privileges possessed by public utilities, as defined in N.J.S.A. 40:2-13 and by any cable television company as defined in the "Cable Television Act," P.L. 1972, c. 186, (C. 48:5A-1, et seq), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, to be vacated pursuant to this Ordinance.

SECTION 4: The Township Clerk shall immediately, upon final passage and publication of this Ordinance, make and file in the Office of the Clerk of the County of Atlantic a copy of this Ordinance, together with a copy of the proof of publication thereof, duly certified by her, under the corporate seal of the Township of Egg Harbor, for recording as required by law.

SECTION 5: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 6: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7: This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, NEW JERSEY, HELD MARCH

13, 2013 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON APRIL 10, 2013, AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 14

2013

AN ORDINANCE TO VACATE A PORTION OF LAKEWOOD AVENUE BETWEEN REEGA AVENUE AND EISENHOWER AVENUE, LOCATED IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS SHOWN ON SHEET 19 OF THE TOWNSHIP TAX MAP

BE IT ORDAINED, by the Township Committee for the Township of Egg Harbor, County of Atlantic and State of New Jersey that:

SECTION 1: A portion of Lakewood Avenue between Reega Avenue and Eisenhower Avenue, and all rights-of-ways thereto except those specifically excluded as set forth herein below, be and the same are hereby vacated and all public rights therein are extinguished, as shown on Sheet 19 of the Township of Egg Harbor's Tax Map.

SECTION 2: The public rights arising from any dedication of the portion of the said streets above mentioned and indicated on maps filed in the Office of the Township Clerk and described above, so vacated as aforesaid, be and the same are hereby released and extinguished.

SECTION 3: By virtue of N.J.S.A. 40:67-1, as amended, vacation of any street, highway, lane, alley, square, place or park, et cetera, as defined in N.J.S.A. 40:67-1, shall be subject to the express reservation and exception from the vacation of all rights and privileges possessed by public utilities, as defined in N.J.S.A. 40:2-13 and by any cable television company as defined in the "Cable Television Act," P.L. 1972, c. 186, (C. 48:5A-1, et seq), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, to be vacated pursuant to this Ordinance.

SECTION 4: The Township Clerk shall immediately, upon final passage and publication of this Ordinance, make and file in the Office of the Clerk of the County of Atlantic a copy of this Ordinance, together with a copy of the proof of publication thereof, duly certified by her, under the corporate seal of the Township of Egg Harbor, for recording as required by law.

SECTION 5: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 6: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7: This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, NEW JERSEY, HELD MARCH

13, 2013 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A
REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON
APRIL 10, 2013, AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 15

2013

AN ORDINANCE TO AMEND CHAPTER 142 OF THE TOWNSHIP CODE ENTITLED "MERCANTILE LICENSING",
SPECIFICALLY SECTION 142-16

BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey as follows:

SECTION 1. The Code of the Township of Egg Harbor is hereby amended by deleting Section 142-16A in its entirety and replacing with the following:

§142-16. License fee schedule.

- A. The license fees per year established in this section shall be in accordance with the following schedule, except those set forth in other sections of the Township Code:
- (1) Amusement park (other than as defined in Chapter 65), arcade, bowling alley, driving range, ice/roller skating and similar recreational facilities: \$400.
 - (2) Asphalt or concrete products, fabrication of construction materials, recycling: \$400.
 - (3) Auctioneer: \$100, plus a bond pursuant to §67-2F.
 - (4) Automobile service station, repair garage, towing and storage of motor vehicles (other than a junk or salvage yard): \$150.
 - (5) Full-service automobile and recreational vehicle agency, for related services, repairs and retail sales of parts, not including watercraft: \$600.
 - (6) Motor Vehicle Rental: \$200
 - (7) Coin-operated vending devices, including amusement, video, food, beverage and novelties: \$20 per device.
 - (8) Hotel/motel or any similar facilities which furnish sleeping accommodations for short-term guests: \$200, plus \$20 per sleeping room.
 - (9) Circus, carnival or flea market conducted for other than nonprofit fund-raising: \$400.
 - (10) Retail and wholesale sales, warehouse and storage of goods:
 - (a) Two thousand square feet or less: \$100.
 - (b) For each additional 1,000 square feet or fraction thereof: an additional \$20 per 1,000 square feet.
 - (11) Junk or salvage yard: \$400.
 - (12) Motion-picture theater: \$400, plus \$200 for each screen.

(13) Restaurants; snack bars and concession stands.

- (a) Restaurant with a seating capacity of up to 30 seats: \$200, plus \$1 per seat in excess of 30 seats.
- (b) Snack bar and concession stands (not included as part of a restaurant): \$100.
- (c) Bar stools are not included as seats for purposes of calculating the fee.

(14) Marina operations.

- (a) Dry dock/storage: \$150.
- (b) Repairs, supplies (including fuel) and watercraft rental: \$200.
- (c) Rental slips/docks: \$2 per slip/dock.

(15) Automated car wash, laundry and laundromat, dry cleaning: \$200.

(16) Training schools for profit, including but not limited to dance, gymnastics, martial arts, music and trades: \$150.

(17) Repair, supply or service business not otherwise classified: \$150.

(18) Seasonal business customarily associated with a holiday, not to exceed 60 days: \$25.

(19) Precious metals (Chapter 172), retail and wholesale sales: \$500

SECTION 2. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a 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 hereof.

SECTION 4. This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD MARCH 13, 2013, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN TOWNSHIP HALL IN SAID TOWNSHIP ON APRIL 10, 2013 AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 16

2013

AN ORDINANCE TO AMEND THE CHAPTER 225 OF THE TOWNSHIP CODE ENTITLED "ZONING", SPECIFICALLY SECTION 225-3

Whereas, Federal Emergency Management Agency (FEMA) has issued advisory flood elevation maps which affects several areas of the Township; and

Whereas, the Township does not wish to add any additional burdens to their residents in regards to the raising of their homes to comply with the new standards;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic, State of New Jersey as follows:

SECTION 1. The definition of building height contained with Section 225-3 of the Township Code entitled "Definitions" is deleted in its entirety and replaced as follows:

Building Height-The vertical distance from grade to the top of the highest roof beams of a flat roof or the mean level of the highest gable or slope of a hip roof. A property located in any FEMA designated flood zone (according to Current FEMA Advisory Flood Elevation maps) will have its height measured from the Base Flood Elevation plus one (1) foot (free board) for their respective zone.

SECTION 2: All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a 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 hereof.

SECTION 4. This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD MARCH 13, 2013, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN TOWNSHIP HALL IN SAID TOWNSHIP ON APRIL 10, 2013 AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Ordinance No. 17

2013

AN ORDINANCE PROVIDING FOR THE ACCEPTANCE OF A DEED CONVEYING REAL PROPERTY, DRAINAGE BASIN AT BRIDLE RIDGE, BEING LOT 13.22 IN BLOCK 4103 OF THE OFFICIAL TAX MAP IN THE TOWNSHIP OF EGG HARBOR, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY

BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that:

SECTION 1: The Township of Egg Harbor is herewith authorized to accept conveyance of a deed for the drainage basin at Bridle Ridge, located on Lot 13.22 in Block 4103, of the Official Tax Map of the Township of Egg Harbor, and as more particularly described on the attached Exhibit A, Deed between Bridle Ridge, Inc. and the Township of Egg Harbor. Exhibit A shall be on file in the Township Clerk's Office, Township Hall, Egg Harbor Township.

SECTION 2. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a 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 hereof.

SECTION 4. This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD MARCH 13, 2013, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN TOWNSHIP HALL IN SAID TOWNSHIP ON APRIL 10, 2013, AT 5:30 P.M.

Dated: March 13, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 151

Resolution authorizing the use of the Reduced Reserve for Uncollected Taxes

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 152

2013

Authorizing introduction of the 2013 Municipal Budget

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 153

2013

RESOLUTION PROVIDING THE TEMPORARY BUDGET FOR THE CALENDAR YEAR 2013

WHEREAS, N.J.S.A. 40A:4-19 provides that the Governing Body may and, if any contracts, commitments or payments are to be made prior to the adoption of the annual budget, shall by resolution, make appropriations to provide for the period from April 1st and ending April 30th 2013; and

WHEREAS, the total of the appropriations so made shall not exceed 8.3% of the total of the appropriations for all purposes in the budget for the preceding year, excluding in both instances appropriations made for interest and debt redemption, Capital Improvement Fund and Public Assistance; and

WHEREAS, 8.3% of the total appropriations as set forth above is \$2,889,363.46; A temporary budget was adopted on March 27th for \$1,757,300.00; and

WHEREAS, it is necessary to amend the temporary budget for 2013 to authorize an additional appropriation of \$436,000.00;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that the following appropriations shall constitute the Temporary Budget for the Township of Egg Harbor for the year 2013.

BUDGET LINE ITEM	APPROPRIATION	AMOUNT
Administrator's Office	Salary & Wages	\$0
Administrator's Office	Other Expenses	\$0
Governing Body	Salary & Wages	\$0
Governing Body	Other Expenses	\$0
Township Clerk	Salary & Wages	\$0
Township Clerk	Other Expenses	\$0
Finance	Salary & Wages	\$0
Finance	Other Expenses	\$0
Auditor	Other Expenses	\$0
Tax Collector	Salary & Wages	\$0
Tax Collector	Other Expenses	\$0
Assessment of Tax	Salary & Wages	\$0
Assessment of Tax	Other Expenses	\$0
Legal	Other Expenses	\$0
Engineering Services	Other Expenses	\$0
Economic Development	Other Expenses	\$0
Division of Planning	Salary & Wages	\$0
Division of Planning	Other Expenses	\$0
Division of Zoning	Salary & Wages	\$0

BUDGET LINE ITEM	APPROPRIATION	AMOUNT
Division of Zoning	Other Expenses	\$0
Rent Leveling Board	Other Expenses	\$0
Division of Inspections	Salary & Wages	\$0
Division of Inspections	Other Expenses	\$0
Other Insurance Premiums	Other Expenses	\$120,000.00
Worker's Compensation	Other Expenses	\$292,000.00
Group Insurance	Other Expenses	\$0
Unemployment Insurance	Other Expenses	\$0
Department of Police	Salary & Wages	\$0
Department of Police	Other Expenses	\$0
Communications/911	Salary & Wages	\$0
Communications/911	Other Expenses	\$0
Aid to Fire Company	Other Expenses	\$0
Emergency Management	Other Expenses	\$0
Department of Fire	Other Expenses	\$0
Ambulance Services	Salary & Wages	\$0
Ambulance Services	Other Expenses	\$0
Fire Inspections	Salary & Wages	\$0
Fire Inspections	Other Expenses	\$0
Fire Hydrant Services	Other Expenses	\$0
Division of Roads	Salary & Wages	\$0
Division of Roads	Other Expenses	\$6,000.00
Division of Equipment Maintenance	Salary & Wages	\$0
Division of Equipment Maintenance	Other Expenses	\$15,000.00
Division of Sanitation	Salary & Wages	\$0
Division of Sanitation	Other Expenses	\$0
Division of Buildings & Grounds	Salary & Wages	\$0
Division of Buildings & Grounds	Other Expenses	\$5,000.00
Condo Services	Salary & Wages	\$0
Condo Services	Other Expenses	\$0
Animal Control	Other Expenses	\$0
Department of Recreation	Salary & Wages	\$0
Department of Recreation	Other Expenses	\$0
Accumulated Leave	Other Expenses	\$0
Parks & Recreation	Other Expenses	\$0
Celebrations	Other Expenses	\$0
Electric	Other Expenses	\$0
Street Lighting	Other Expenses	\$0
Telephone	Other Expenses	\$0
Water	Other Expenses	\$0
Natural Gas	Other Expenses	\$0
Sewer	Other Expenses	\$0
Gasoline	Other Expenses	\$0
Landfill/Solid Waste Disposal	Other Expenses	\$0
DCRP	Other Expenses	\$0
Social Security	Other Expenses	\$0
Police & Fireman's Retirement System	Other Expenses	\$0
Recycling Tonnage Grant		\$0
Municipal Alliance		\$0
Municipal Alliance Local Math		\$0
Safe and Secure		\$0

BUDGET LINE ITEM	APPROPRIATION	AMOUNT
Drunk Driving Enforcement Fund		\$0
Clean Communities		\$0
City of Northfield	Salary & Wages	\$0
City of Northfield	Other Expenses	\$0
City of Linwood	Salary & Wages	\$0
EHT Board of Education Resource Officer		\$0
EHT Board of Education (Solid Waste)	Salary & Wages	\$0
EHT Board of Education (Solid Waste)	Other Expenses	\$0
State of New Jersey Motor Vehicle Comm		\$0
County of Atlantic Nutrition Site	Salary & Wages	\$0
CHRP	S&W-O&E	\$0
US Dept of Energy Grant	US Dept of Energy Grant	\$0
Municipal Court	Salary & Wages	\$0
Municipal Court	Other Expenses	\$0
Public Defender	Other Expenses	\$0
Bond Principal/Interest	Other Expenses	\$0
Notes Interest	Other Expenses	\$0
Special Emergency	Other Expenses	\$0
Green Acres Loan Payment	Other Expenses	\$0
Subtotal		\$438,000.00
Exempt (Interest/Principle)		(0.00)
Grand Total		\$438,000.00

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 154

2013

RESOLUTION SUPPORTING S-1896/A-1503 SHARING THE BURDEN OF PROPERTY ASSESSMENT APPEAL REFUNDS

WHEREAS, when County Tax Board appeals are granted the municipality must reimburse the property taxpayer 100% of the appealed tax levy, which includes the municipal, school, county and any special districts tax; and

WHEREAS, the municipal tax collector makes the adjustment from the appeal as a credit on the 4th quarter tax bill resulting in the municipality's fund balance for the preceding year to diminished , if not completely depleted; and

WHEREAS, a League of Municipalities' survey measured the extent to which residents have filed and won tax appeals in 2010; and

WHEREAS, one hundred fifty (150) municipalities, representing both large and small municipalities in all 21 counties, that participated in the survey reported property value declines of more than \$87,900,000, which resulted from 19,788 tax appeals filed in 2010; and

WHEREAS, those responding to the survey indicated that 13,760 appeals were filed in 2009, compared to 19,788 in 2010, representing an increase of 43.7%; and

WHEREAS, a municipality often experiences an increase in tax appeals because it has conducted a revaluation, however, only 5 of the 150 municipalities, which participated in our survey, indicated that their 2010 appeals resulted from revaluations; and

WHEREAS, as a way of comparison, 23 of the participating municipalities conducted revaluations in 2009, when fewer tax appeals were presented to the County Tax Boards; and

WHEREAS, the 2010 spike in appeals should be attributed to the economic down-turn, which lowered property values and placed increased stress on the income of homeowners, all around our Garden State; and

WHEREAS, the survey also indicated that in 2010 the various County Tax Boards have granted average property value reductions of close to \$5,000, per appeal; and

WHEREAS, fifty-six percent of those responding indicated that the successful tax appeals would have an impact on fund balances and place additional pressures on local officials during 2011; and

WHEREAS, the reductions, which were granted by County Tax Boards in 2010, likely had a multiplier in subsequent years when neighbors learned of their neighbor's tax reduction; and

WHEREAS, successful tax appeals have a three-fold negative impact on municipal budgets. First, the municipality, as the collector of taxes for the School district, county and special districts, must fund the full cost of the legal defense of the assessment. Second, since State law guarantees to the county and the school district 100% of their levies, the municipality bears the full cost of any re-imburements resulting from the appeal (as well as the full burden for any uncollected taxes). Third, the end result will be a further decline in the property tax base used to support Municipalities, County governments and School systems; and

WHEREAS, in light of the revenue limitations that have been placed on all levels of local government by the Legislature (2% cap), such declining values will compound and add additional stress to local public officials, as they grapple with the issues confronting the tax paying public; and

WHEREAS, Senator Bucco, Assemblyman Carroll and Assemblyman Bucco have recently introduced S-1896/A-1503, which requires fire districts, school districts, and county governments to share in burden of property assessment appeal refunds;

NOW, THEREFORE, BE IT RESOLVED, that Township Committee of the Township of Egg Harbor, County of Atlantic, and State of New Jersey hereby urges the swift passage and signing of S-1896/A-1503; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 155

2013

**RESOLUTION AUTHORIZING THE REGULARLY SCHEDULED TOWNSHIP COMMITTEE MEETING OF MAY 22, 2013
BE CANCELED AND RESCHEDULED FOR MAY 29, 2013**

BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that the regularly scheduled Township Committee Meeting of May 22, 2013 is hereby canceled and rescheduled for May 29, 2013 at 5:00 p.m.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 156

2013

**RESOLUTION DESIGNATING CAPE BANK AS DEPOSITORY FOR
TOWNSHIP OFFICES FOR THE PERIOD OF MAY 7, 2013 TO MAY 6, 2014**

WHEREAS, it is necessary to designate a depository for the funds of various departments of the municipal offices of the Township of Egg Harbor, County of Atlantic, New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that the designation of the following depository constitutes the Township's Cash Management Plan pursuant to 40A:5-14 and the following depository is hereby designated as listed opposite the various municipal offices:

Depositories	Municipal Offices
Cape Bank Black Horse Pike & Fire Road Egg Harbor Township, NJ 08234	Township Clerk, Municipal Court, Finance Office, Bureau of Fire Safety, Tax Collector, Police Department, Division of Planning, Division of Inspections, Recreation Department

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 157

2013

RESOLUTION AUTHORIZING REFUND FROM DEVELOPERS ESCROW ACCOUNT

BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that a refund for developer, whose project has been completed, is hereby authorized to be issued to the following developer;

Project #	Block	Lot	Developer	Address	Refund \$
147-83	5205	49	Parker McCay	9000 Midatlantic Avenue Mt. Laurel, NJ 08054	\$223.25

BE IT FURTHER RESOLVED, that the Chief Financial Officer and other appropriate Township officials be and they are herewith authorized to sign the check to accomplish the refund.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 158

2013

RESOLUTION APPOINTING WILLIAM SHARPE AS AMBULANCE SERVICE MEMBER

BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that **William Sharpe** is hereby appointed as an hourly part-time employee in the Township to serve the Egg Harbor Township Ambulance Service as a member at an hourly rate of \$13, effective April 14, 2013.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 159

2013

RESOLUTION APPROVING PERMANENT EMPLOYEE STATUS FOR KELLY KELLER

BE IT RESOLVED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that the following employees, having completed a satisfactory probationary period, and upon recommendation of their respective department head, are herewith granted permanent employee status as indicated:

<u>Employee</u>	<u>Permanent as of</u>	<u>Department</u>
Kelly Keller	January 29, 2013	Police

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Egg Harbor Township

Resolution No. 160
2013

RESOLUTION AUTHORIZING PAYMENT OF ALL BILLS

BE IT RESOLVED by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that all bills as enumerated on the annexed Exhibit A are hereby authorized to be paid.

Dated: April 10, 2013

Eileen M. Tedesco, RMC
Township Clerk

Manual Bill List, April 10, 2013

P.O. No.	Vender ID	Vender Name	Amount	Check No.	Wire No.
13-00585	CHASE MA	CHASE MANHATTAN BANK	913,462.00		20640
13-00760	ATLANTI1	ATLANTIC CITY ELECTRIC	13,644.15	74923	
13-00592	DELTA 33	DELTA DENTAL PLAN OF NJ	17,809.80	74924	
13-00357	NEW JE36	NEW JERSEY AMERICAN WATER CO.	1,003.09	74925	
13-00354	SOUTH 84	SOUTH JERSEY GAS CO.	7,891.94	74926	
13-00863	STAMP FU	US POSTAL SERVICE	778.85	74928	
		TOTAL:	954,589.83		

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
MIDWAY MIDWAY INDUSTRIES*														
	13-00666	03/07/13	LIGHTS BULBS COMMUNITY CENTER											
	1	F54 T5 H/O CW	LIGHTBULBS	90.00	3-01-26-310-310-228		B MUNC BLDG: Elect. Comm Pts Sup	R	03/07/13	04/05/13				N
	Vendor Total:			90.00										
NEW JE36 NEW JERSEY AMERICAN WATER CO.														
	13-00652	03/06/13	HYDRANTS (FIRE) MARCH 2013											
	1	MONTHLY	HYDRANT (FIRE)	23,326.00	3-01-26-265-269-399		B FIRE HYD: Miscellaneous Exp	R	03/06/13	04/05/13				N
	Vendor Total:			23,326.00										
NJLM NJ LEAGUE OF MUNICIPALITIES														
	13-00837	03/28/13	ONE DAY SEMINAR FMLA											
	1	ONE DAY	SEMINAR FMLA	75.00	3-01-20-130-130-274		B FIN: Memberships	R	03/28/13	04/05/13				N
	Vendor Total:			75.00										
OFFICEBA OFFICE BASICS, INC.														
	13-00862	04/01/13	CARBON/HEPA FILTERS											
	1	CARBON/HEPA	FILTERS	23.06	3-01-20-130-130-221		B FIN: Office Materials & Suppli	R	04/01/13	04/05/13				N
	2	CARBON/HEPA	FILTERS	61.60	3-01-20-130-130-221		B FIN: Office Materials & Suppli	R	04/01/13	04/05/13				N
				84.66										
	Vendor Total:			84.66										
PARDOS PARDO'S TRUCK SERVICE PARTS *														
	13-00720	03/14/13	Gasketss for engine F1516											
	1	Gasketss for	engine F1516	12.78	3-01-25-265-265-259		B FIRE: Vehicle Repair Maintenanc	R	03/14/13	04/05/13				N
	13-00732 03/15/13 DRUM FOR #818													
	1	DRUM FOR	#818	373.00	3-01-26-300-300-353		B EQ MNT: Trash/Gar Veh Repair	R	03/15/13	04/05/13				N
	2	EATON EXT/SERV		199.68	3-01-26-300-300-353		B EQ MNT: Trash/Gar Veh Repair	R	03/15/13	04/05/13				N
				572.68										
	Vendor Total:			585.46										

Vendor # Name	PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoic e	1099 Excl
PET SMAR PET SMART SUPPLY*												
	13-00293	01/25/13	K9 supplies									
	1		Estimated Amount for K9 Food	388.91	3-01-25-240-240-241	B POLICE DEPT: K9 Food/Drugs	R	01/25/13	04/05/13			N
			Vendor Total:	388.91								
PUBLIC01 PUBLIC WORKS ASSOCIATION OF NJ												
	13-00219	01/22/13	2013 MEMBERSHIP									
	1		2013 MEMBERSHIP FOR	120.00	3-01-26-305-305-284	B SANAT: Other Business Expenses	R	01/22/13	04/05/13			N
			Vendor Total:	120.00								
RADIO IP RADIO IP SOFTWARE INC. *												
	13-00569	02/22/13	Service Renewal									
	1		Existing Software Service and	3,062.90	3-01-25-240-240-295	B POLICE DEPT: Comp/Data Proces	R	02/22/13	04/05/13			N
			Vendor Total:	3,062.90								
SERVICE SERVICE TIRE TRUCK CENTER*												
	13-00739	03/19/13	Repair flat tire on F1547 Farm									
	1		Repair flat tire on F1547 Farm	145.85	3-01-25-265-265-259	B FIRE: Vehicle Repair Maintenanc	R	03/19/13	04/05/13			N
			Vendor Total:	145.85								
SOUTH 38 SOUTH JERSEY PAPER PRODUCTS*												
	13-00716	03/14/13	JANITORIAL SUPPLIES									
	1		GVDR-LG-HH LARGE VINYL GLOVES	62.36	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	2		PGR3858X5B 38X58 BLACK LINER	170.75	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	3		91552 KIMCARE LUXURY FOAM SOAP	203.36	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	4		CLOROX DISINFECTING SPRAY	48.96	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	5		EASY PAKS BOWL CLEANER	173.80	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	6		BLEACH 6/1 GAL	55.75	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	7		GP FRESH ALL PURPOSE DETERGENT	71.96	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	8		COMET CLEANSER	99.57	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N
	9		EASY PAKS HEAVY DUTY DEGREASER	297.90	3-01-26-310-310-235	B MUNC BLDG: Jani torial Parts	R	03/14/13	04/05/13			N

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoic e	1099 Excl
	Item Description	Amount	Charge Account	Acct Type	Description						
US DIGIT US DIGITAL MEDIA INC*											
	13-00636	03/04/13	dvd-r (SERVICES, CAPT DAVIS)								
	1	M71100	US Di gital Medi a USDM	66.00	3-01-25-250-250-264	B COMM:	Service Di vi sion	R	03/04/13	04/05/13	N
	Vendor Total:		66.00								
VERIZO14 VERIZON INC. *											
	13-00765	03/26/13	ACCT 609601273633586Y								
	1		MONTHLY MAINTENANCE FOR	162.93	3-01-43-490-490-276	B COURT:	Vi deo Arrai ngment	R	03/26/13	04/05/13	N
	Vendor Total:		162.93								
WB MASON W.B. MASON CO., INC. *											
	13-00610	02/26/13	OFFICE SUPPLIES								
	1		OFFICE SUPPLIES	359.92	3-01-20-145-145-221	B TAX COLL:	Offi ce Mat& Suppl ies	R	02/26/13	04/05/13	N
	13-00660	03/06/13	envel opes								
	1	QUA90019-#10	Bus. Envel opes	227.80	3-01-25-240-240-221	B POLICE DEPT:	Offi ce Mat/Supp	R	03/06/13	04/05/13	N
	Vendor Total:		587.72								
WALKERS WALKERS AUTOMOTIVE SERVICE *											
	13-00189	01/15/13	FEBRUARY PURCHASE ORDER								
	1		FEBRUARY PURCHASE ORDER	240.44	3-01-26-300-300-259	B EQ MNT:	Vehi cle Repai r Mai nten	R	01/15/13	04/05/13	N
	Vendor Total:		240.44								
Total Purchase Orders: 46 Total P.O. Line Items: 84 Total List Amount: 100,487.60 Total Void Amount: 0.00											

Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total
CURRENT FUND:	2-01	2,548.85	0.00	2,548.85	0.00
CURRENT FUND:	3-01	64,029.95	0.00	64,029.95	0.00
	C-03	29,568.80	0.00	29,568.80	0.00
STATE & FEDERAL GRANTS APPROP:	G-02	4,340.00	0.00	4,340.00	0.00
Total Of All Funds:		<u>100,487.60</u>	<u>0.00</u>	<u>100,487.60</u>	<u>0.00</u>