

TOWNSHIP OF BORDENTOWN

TOWNSHIP COMMITTEE REGULAR MEETING AGENDA

DATE: MAY 5, 2014 TIME: 7:00 P.M. MEETING ROOM, MUNICIPAL BUILDING

ATTENDANCE:	PRESENT	ABSENT	
	_____	_____	Mayor Benowitz
	_____	_____	Deputy Mayor Cann
	_____	_____	Committeeman Carson
	_____	_____	Committeeman Moynihan
	_____	_____	Committeewoman Popko
	_____	_____	Township Clerk Eckert
	_____	_____	Attorney Kearns
	_____	_____	Chief Financial Officer Kocian
	_____	_____	Public Works Director Buhrer
	_____	_____	Police Chief Nucera

1. Salute to the flag and moment of silence.
2. Roll Call.
3. Open Public Meeting Announcement:

In compliance with the Open Public Meetings Act, adequate notice of this meeting was provided in the following manner:

On January 6, 2014, advance written notice of this meeting was posted on the bulletin board opposite the main entrance to the meeting room in the Municipal Building; was faxed to the REGISTER-NEWS, the BURLINGTON COUNTY TIMES and THE TIMES; was filed with the Clerk of Bordentown Township; and was mailed to all persons who requested and paid for such notice.

4. The proceedings of this meeting, which are open to the public, are being electronically recorded. Requisite minutes are kept for all meetings, whether open or closed to the public.
5. Resolution to meet in closed session:

BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby recess this Regular Meeting to meet in Closed Session for the purpose of discussing LSM Contract Matter; Bradford Pointe COAH Funds Disbursement (Contract Matter); Municipal Court Personnel Matter; Public Works Personnel Matter; Nissim Redevelopment Contract Matter.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

6. Mayor's Proclamation Acknowledging and Supporting Mrs. Amber Mack, Mrs. Greater Burlington County.

7. Public Hearing on 2014 Municipal Budget as introduced.
8. Administrative Review
  - a. Review of agenda
  - b. Review of correspondence

CONSENT AGENDA ITEMS:

- a. Township Committee review and discussion of Consent Agenda Items.
  - b. Questions or comments from the audience on consent agenda items.
  - c. Motion, Second and Roll Call to adopt Resolutions #2014-125-9 through #2014-125-13.
9. Resolution #2014-125-9 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS.
  10. Resolution #2014-125-10 entitled APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS.
  11. Resolution #2014-125-11 entitled REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATIONS.
  12. Resolution #2014-125-12 entitled RESOLUTION APPROVING A TEMPORARY BUDGET AMENDMENT.
  13. Resolution #2014-125-13 entitled RESOLUTION ACCEPTING PROPOSAL FROM BLACK LAGOON FOR POND MANAGEMENT PROGRAM LOCATED AT NORTHERN COMMUNITY PARK.
  14. Public Hearing on Ordinance #2014-16 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE SECTION 15.04.020 OF THE BORDENTOWN TOWNSHIP CODE TO ESTABLISH FEES AND TO FURTHER PROVIDE A PROCEDURE FOR REVIEWING AND AMENDING THE FEE SCHEDULE.
  15. Consideration of Adoption of Ordinance #2014-16 entitled AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE SECTION 15.04.020 OF THE BORDENTOWN TOWNSHIP CODE TO ESTABLISH FEES AND TO FURTHER PROVIDE A PROCEDURE FOR REVIEWING AND AMENDING THE FEE SCHEDULE.
  16. Township Committee discussion regarding Rules and Regulations Pertaining to the Dog Park.
  17. Township Committee discussion regarding Utilization of Rolling Sign Machines.
  18. Township Committee discussion regarding Creation of a Quarterly Newsletter.
  19. Township Committee and Staff Reports.

20. Public Participation.

Questions, comments or statements from members of the public in attendance.

21. Any additional matters or correspondence to be reviewed, discussed or acted upon at the discretion of the Township Committee.

RESOLUTION #2014-125-9

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: PAYMENT OF BILLS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that all of the bills listed to be paid on the list dated May 5, 2014, as submitted by the Office of the Treasurer are hereby approved for payment and the Office of the Treasurer is directed to pay the same.

05/05/14

RESOLUTION #2014-125-10

APPROVING THE TRANSACTION OF ITEMS OF ROUTINE BUSINESS: MINUTES OF MEETINGS

BE IT RESOLVED by the Township Committee of the Township of Bordentown that the minutes of the Township Committee Closed Session Meeting of April 21, 2014, and the Regular Meeting of April 21, 2104, as submitted by the Clerk and posted on the bulletin board, be and are hereby approved as ( \_\_\_\_\_ submitted) ( \_\_\_\_\_ corrected).

05/05/14

**TOWNSHIP OF BORDENTOWN**

**RESOLUTION NO. 2014-125-11**

**REFUND OF ESCROW BALANCES FOR DEVELOPMENT APPLICATIONS**

**WHEREAS**, there exists unused balances in the following Planning or Zoning escrow accounts:

<u>Applicant</u>	<u>Project</u>	<u>Account No.</u>	<u>Amount</u>
Emanuel Kalagheros 53 Vine Way Bordentown, NJ 08505	Subdivision Block 17, Lot 4.04	975700	\$ 610.00
Christopher Baldassari c/o Russ Ayres Hot Dogs 680 Route 206 Bordentown, NJ 08505	Baldassari & Hughes Block 55, Lot 7	946800	\$ 459.72
Christopher Baldassari c/o Russ Ayres Hot Dogs 680 Route 206 Bordentown, NJ 08505	Russ Ayres Site Plan Block 55, Lot 7	960900	\$ 245.93

And, **WHEREAS**, the Director of Community Development has certified that the applications and projects are complete and there are no unpaid invoices for professional services in connection with the applications; and

**WHEREAS**, the Director of Community Development recommends the balances of the funds should be returned to the applicants; in accordance with N.J.S.A. 40:55D-53.2.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Bordentown, in the County of Burlington and State of New Jersey, as follows:

1. That the Township Committee, for the aforementioned reasons, hereby directs the release of the unused balances of the escrow deposits, in the amounts indicated above, plus applicable interest, if any, in accordance with N.J.S.A. 40:55D-53.1.
2. That the Township Committee directs the Chief Financial Officer to make payment to the aforesaid applicants or owners.
3. That the Township Committee directs the Township Clerk to forward a copy of this resolution to each Applicant.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on May 5, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

RESOLUTION #2014-12-12

RESOLUTION APPROVING A TEMPORARY BUDGET AMENDMENT

WHEREAS, pursuant to N.J.S.A. 40A:4-19, the local municipal temporary budget for the year 2014 was approved on the 4<sup>th</sup> day of January, 2014; and

WHEREAS, pursuant to N.J.S.A. 40A:4-19, appropriations made for interest and debt redemption charges, capital improvement fund and public assistance are excluded from the 26.25% of the prior year budget cap; and

WHEREAS it is desired to amend said temporary budget in order to appropriate sufficient funds for the payment of the Township's capital improvement needs;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown, County of Burlington, that the following temporary appropriation be made:

**TEMPORARY BUDGET**

**Temporary Appropriations 05.04.14 NJSA 40A:4-19**

Administration -	Other Expenses	2,000.00
Mayor & Committee	Salary & Wages	8,000.00
Municipal Clerk	Salary & Wages	8,000.00
Finance	Salary & Wages	12,000.00
Finance	Other Expenses	2,000.00
Tax Collection	Salary & Wages	9,000.00
Tax Assessor	Salary & Wages	2,000.00
Planning Board	Other Expenses	500.00
Zoning Board	Other Expenses	500.00
UCC	Salary & Wages	15,000.00
Employee Group Health	Other Expenses	70,000.00
Police	Salary & Wages	20,000.00
Emergency Mgmt	Salary & Wages	3,000.00
P/W - Streets & Roads	Salary & Wages	5,000.00
P/W - Buildings & Grounds	Other Expenses	3,000.00

P/W - Veh Maint	Other Expenses	5,000.00
Green Team Advisory Committee	Other Expenses	50.00
Street Lights	Other Expenses	20,000.00
Telecommunications	Other Expenses	3,000.00
Municipal Alliance	Other Expenses	6,000.00
Municipal Court	Salary & Wages	5,000.00
EMS - Ambulatory	Other Expenses	5,000.00
		<b>204,050.00</b>

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal temporary budget so amended.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on May 5, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/05/14



RESOLUTION #2014-125-13

RESOLUTION ACCEPTING PROPOSAL FROM BLACK LAGOON FOR POND MANAGEMENT PROGRAM LOCATED AT NORTHERN COMMUNITY PARK

WHEREAS, Black Lagoon has submitted a proposal to provide pond management services for the Northern Community Park pond; and

WHEREAS, the Township Committee wishes to accept a proposal from Black Lagoon for pond management services in the amount of \$3,750; and

WHEREAS, there is a permit fee required in the amount of \$250.00; and

WHEREAS, funds are available for said project as evidenced by the attached Certification of Availability of Funds;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bordentown that it does hereby accept the proposal from Black Lagoon in the amount of \$3,750 with an additional \$250.00 to acquire the necessary permit to cover the pond management services for the pond at Northern Community Park.

It is hereby certified that the foregoing is a true and correct copy of a resolution adopted by the Township Committee of the Township of Bordentown at a meeting held on May 5, 2014.

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COLLEEN M. ECKERT, RMC, TWP. CLERK

05/05/14

# TOWNSHIP OF BORDENTOWN

## AN ORDINANCE OF THE TOWNSHIP OF BORDENTOWN AMENDING THE SECTION 15.04.020 OF THE BORDENTOWN TOWNSHIP CODE TO ESTABLISH FEES AND TO FURTHER PROVIDE A PROCEDURE FOR REVIEWING AND AMENDING THE FEE SCHEDULE

### ORDINANCE #2014-16

WHEREAS, the Township Committee of the Township of Bordentown has reviewed the permit and fee schedule in Ordinance section 15.04.020; and

WHEREAS, the Township Committee of the Township of Bordentown wishes to provide for flexibility in alteration of the permit and fee schedule;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bordentown in the County of Burlington, the State of New Jersey, as follows:

**Section 1.** Section 15.04.020 of the Bordentown Township Code is hereby amended to establish a schedule of fees, as follows:

#### SECTION 15.04.020 PERMITS AND FEES

### 1. BUILDING FEES:

#### A. NEW CONSTRUCTION & ADDITIONS:

- a. Use Groups B, H, I-1, I-2, I-3, M, E, R-1, R-2, R-3, R-4, R-5, U, A-2, Volume \_\_\_\_\_ cu. ft. X .035  
of Bldg
- b. A-1, A-3, A-4, A-5, F-1, F-2, Volume \_\_\_\_\_ cu. ft. X .027  
of Bldg
- c. S-1 & S-2 500,000 Sq ft or less Volume \_\_\_\_\_ cu. ft. X .023  
of Bldg
- 500,001 Sq ft to 1,000,000 sq ft** Volume \_\_\_\_\_ cu. ft. X .018  
of Bldg
- 1,000,001 sq ft or larger** Volume \_\_\_\_\_ cu. ft. X .015  
of Bldg
- d. Commercial Farm Buildings Volume \_\_\_\_\_ cu. ft. X .020  
of Bldg  
Maximum fee not to exceed \$1,500.00

**B. RECONSTRUCTION, ALTERATION, RENOVATION, REPAIR:** *(The applicant shall submit cost data by architect or engineer of record, a recognized estimating firm, or by contractor bid. The Construction Office will review the construction cost for acceptability.)*

**Renovation Cost: Fees for reconstruction, renovations, alterations and repairs shall be based on the estimated cost of the work.**

- a. Estimated cost up to and including **\$50,000.00 plus** \$32.00 per \$1,000
- b. Portion of cost **\$50,001.00** Additional fee of \$25.00 per \$1,000 to and including **\$100,000.00 plus**
- c. Portion of cost above **\$100,000.00** Additional fee of \$21.00 per \$1,000

**C. TENTS** (Temporary, > 900 sq. ft. or more than 30 feet in any direction) fee \$150.00

**D. ROOFING & SIDING** ( R-5 Only): fee is \$59 each, or \$99 for both  
All other use groups, the fee shall be calculated as per Section B (a), (b), (c)

**E. SWIMMING POOLS:**

Above ground	\$75.00
In-ground	\$175.00
Fence (new)	\$58.00

**F. SHEDS (Accessory Structures Anchoring)**  
**Gazebo's, Metal carports, etc**

200 Sq ft or less	\$59.00
201 Sq ft or more	\$149.00

**G. DECKS:**

200 Sq ft or less	\$95.00
201 Sq ft or more	\$175.00

**H. TANK REMOVAL OR INSTALLATION**

(R-5 only)	\$75.00
all other use groups	\$175.00

**I. SIGNS:** All Pylon, Ground or Wall

\$4.00 per Sq ft for first 100 Sq ft
\$3.50 per Sq ft for next 300 Sq ft
\$2.50 per Sq ft for remaining ft

**J. DEMOLITION OR REMOVAL PERMIT:**

Structures 5000 Sq ft or less, all one and two family residences and Commercial farm buildings	\$100.00
All other structures	\$175.00

**K. SOLAR/PHOTOVOLTAIC SYSTEMS FOR USE GROUPS**

R-3, R-4, R-5 Flat fee of	\$200.00
ALL OTHER USE GROUPS	See 1 B- a,b,c

**L. CERTIFICATE OF OCCUPANCY FEES:**

a. Fee for Certificate of Occupancy- Use Groups R-3, R-4 & R-5 **\$85.00**  
All other Use Groups 10% of new construction permit.

**CERTIFICATE OF OCCUPANCY FEES:**

- b. Fee for Certificate of Continued Occupancy \$149.00
- c. Fee for C.O granted to change of Use \$229.00
- d. Fee for Extension of Temporary Certificate of Occupancy \$149.00

**M. CONSTRUCTION PERMIT SURCHARGE FEE:**

a. Volume of new construction \_\_\_\_\_ X .00334

b. Cost of Renovation work \$1.70 per \$1,000.00

**N. VARIATION FEES:**

a. Use Group R-3, R-4 & R-5 \$100.00  
b. All other use Groups \$636.00

**O. RETAINING WALLS:**

a. Use Groups R-1, R-2, R-3, R-4 & R-5 Requiring a VARIANCE  
Less than 550 Sq ft \$75.00 per wall  
Over 550 Sq ft \$150.00 per wall  
b. All other Use Groups less than 550 Sq ft \$100.00 per wall  
Over 550 Sq ft \$200.00 per wall

**P. ASBESTOS ABATEMENT:**

The Administrative cost shall be \$175.00

**Q. MINOR CONSTRUCTION:**

The fee for minor construction work shall be based on the estimated cost of \_\_\_\_\_ construction. The fee shall be as listed in the Reconstruction, Alteration, \_\_\_\_\_ Renovation, Repair subsection B a, b, c. Minor work shall be described in the State Uniform Construction Code, N.J.A.C. 5:23-2.17A

**R. THE MINIMUM FEE FOR ALL SUBCODES SHALL BE \$58.00**

**2. PLUMBING FEES:\***

a. Total number of plumbing/gas/oil piping fixtures\*: \_\_\_\_\_ X \$19.00 ea.

*\*Fixtures to include all fixtures and appliances connected to the plumbing, water closets, urinal/bidet, bath tub, lavatory, shower, sink, indirect waste traps, floor drains, pool drains, dishwasher, water coolers, garbage disposals, water heaters, plumbing vents (Residential), sump pumps (Residential), hose bib, condensate pumps, appliance extension for oil or gas piping system except as listed below in subsection (b).*

b. Total number of special devices\*: \_\_\_\_\_ X \$82.00 ea.

*\*Special devices include grease traps, oil separators, water-cooled air conditioning units, refrigeration units, utility service connection (water/sewer/gas lines), extension or re-arrangement of water/sewer/gas lines, backflow preventers equipped with test ports (double check valve assembly, reduced pressure zone and pressure vacuum breaker (backflow preventers), sewer pump, stacks, steam boilers, hot water boilers (excluding those for domestic water heating), active solar systems, stacks, plumbing vents (Commercial), roof drains (Commercial), and interceptors.*

c. Annual Commercial backflow preventer test certification\*: \_\_\_\_\_ \$100.00 ea

**3. ELECTRICAL FEES:\***

*a and b: Receptacles, fixtures and devices to be counted for these parts are lighting fixtures, wall switches, convenience receptacles, sensors, dimmers, alarm devices, smoke and heat detectors, communications outlets, light standards 8 ft or less in height including luminaries, emergency lights, electric signs, exit lights or similar electric fixtures and devices rated 20 amps or less including motors or equipment rated less than 1 hp or 1 kw.*

a. Receptacles and fixtures - First 25: fee is \$58.00

**b.** Increments of 25 additional receptacles and fixtures \$2 5.00 ea

**c.** Each motor or electrical device rated from 1 hp or 1 kw to 10 hp or 10 kw; for each transformer or generator rated from 1 kw or 1 kva to 10kw or 10 kva; for each replacement of wiring involving one branch circuit or part; for each storable pool or hydromassage bathtub; for each underwater lighting fixture; for household electric cooking equipment rated up to 16 kw; for each fire, security or burglar alarm control unit; for each receptacle rated from 30 to 50 amps, pool lights, each light standard greater than 8 feet in height including luminaries; for each communications closet.  
the fee is: \$20.00 ea.

**d.** Each motor or electrical device rated from greater than 10 hp or 10 kw to 50 hp or 50 kw; for each service equipment, panelboard, switchboard, switchgear, motor control center, disconnecting means, service entrance or feeder conductors for an overcurrent device rated 225 amps or less; for each transformer or generator rated from greater than 10 kw or 10 kva to 45 kw or 45 kva; for each electric sign rated from greater than 20 amps to 225 amps including associated disconnecting means; for each receptacle rated greater than 50 amps; for each utility load management device;  
the fee is: \$69.00 ea.

**e.** Each motor or electrical device rated from greater than 50 hp or 50 kw to 100 hp or 100 kw; for each service equipment, panelboard, switchboard, switchgear, motor control center or disconnecting means, service entrance or feeder conductors for an overcurrent device rated greater than 225 amps to 1,000 amps;  
the fee is: \$129.00 ea.

**f.** Each motor or electrical device rated greater than 100 hp or 100 kw; for each service equipment, panelboard, switchboard, switchgear, motor control center or disconnecting means, service entrance or feeder conductors for an overcurrent device rated greater than 1,001 amps;  
the fee is: \$599.00

**g. Photovoltaic Systems:**

The fee shall be based on the designated kilowatt rating of the Solar/Photovoltaic system as follows:

- (1) One to 50 kilowatts, the fee shall be \$100.00
- (2) 51 to 100 kilowatts, the fee shall be \$200.00
- (3) Greater than 100 kilowatts, the fee shall be \$576.00
- (4) Inverters, the fee shall be \$59.00
- (5) Micro inverters, the fee shall be \$4.00 ea

**h.** For each annual Commercial pool inspection (certification): \$75.00  
Re-inspection fee \$35.00

**i.** For all private swimming pools, the fee charged for electrical work for each permanently installed *swimming pool* as defined in the building subcode, spa, hot tub, or fountain shall be a flat fee of \$100.00 which shall include any required bonding, and associated equipment such as filter pumps, motors, disconnecting means, switches, required receptacles, etc., excepting heaters, panelboards and underwater lighting fixtures.

**j.** For *public swimming pools*, the fee shall be charged on the basis of number of electrical fixtures and rating of electrical devices involved in accordance with the sections (a) through (f) listed above.

**k.** The fee charged for the installation of single and multiple station smoke or heat detectors and fire, burglar or security alarm systems in any one or two family dwelling shall be a flat fee of 58.00 per dwelling unit.

**l.** For fire, burglar and security alarm systems and detectors in buildings other than one or two family dwellings, the fee shall be charged in accordance with 3(Electrical Fees), (a) through (f) listed above.

*\* For specific information on fees for multimeter stacks, concurrent installation of components of motor controls, and process equipment, refer to NJAC 5:23-4.20(c)2iii(8), (9) and (11) for details on fee applicability.*

## **4. FIRE PROTECTION FEES**

### **FIRE PROTECTION & HAZARDOUS EQUIPMENT FEES:**

#### **a. Sprinkler heads:**

- 1 - 20 heads = \$99.00
- 21 - 100 heads = \$189.00
- 101 - 200 heads = \$399.00
- 201 - 400 heads = \$995.00
- 401 - 1,000 heads = \$1,500.00
- 1,001- 2000 heads = \$2,500.00
- 2001- and over= \$1.00 per head

#### **b. Detectors, Horns/Strobes, Exit signs, Signaling devices, Supervisory devices:**

Fee for first 12, fee is \$59.00; for each group of 25 in addition to this, fee is \$29.00

#### **c. Independent Pre-engineered systems:**

Number of systems \$149.00 ea

#### **d. Gas or oil fired appliance which is not connected to the plumbing system:**

Number of appliances \$59.00 ea

#### **e. Kitchen exhaust system:**

Number of systems \$109.00 ea

#### **f. Incinerators:**

Number of incinerators \$399.00 ea

#### **g. Crematoriums:**

Number of crematoriums \$399.00 ea

#### **h. Standpipe fee:**

Number of standpipes \$299.00 ea

#### **i. Fuel storage tanks:**

550 gals or less \$59.00  
551 gals or more \$139.00

#### **j. Fire Department Connection:**

Number of FD connections \$100.00 ea  
Roof Hydrants \$100.00 ea

#### **k. Smoke Control system:**

Number of systems \$150.00 ea

#### **l. Fireplace venting/Metal Chimney**

Number of vents/Chimneys \$59.00 ea

#### **m. Dry pipe alarm valves/Pre-action valves**

Number of vales \$79.00 ea

#### **o. Fire Pumps:**

500 gpm or less, \$350.00  
501 gpm or more, \$500.00

## 5. General Provisions

a. All other Permits and Fees not specifically covered by this Section shall be in accordance with NJAC 5:23-4.

b. Section 15.04.020 of the Bordentown Township Code is further amended to add a new provision, as follows:

The schedule of fees established herein shall be reviewed at least annually by the Construction Official to determine whether the fees are sufficient to cover the costs of issuing permits, conducting inspections and maintaining records and filed.

The Construction Official shall submit at least annually, a report to the Township Committee. The Township Committee may adopt and amend the fee schedule by Resolution, which schedule shall provided to anyone seeking a permit.

c. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

d. All ordinances or parts of ordinances of the Township of Bordentown heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

e. This ordinance shall take effect immediately upon adoption. Notice of adoption shall be published as provided by law.