

TOWNSHIP OF WYCKOFF
OPEN PUBLIC MEETINGS ACT NOTICE

PLEASE TAKE NOTICE that, in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., the Wyckoff Township Committee will hold its regularly scheduled meeting on Tuesday, May 19, 2026, at 7:00 p.m., in the Second Floor Courtroom at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, New Jersey 07481.

Formal action may be taken at this meeting.

Adequate notice of this meeting has been provided in accordance with N.J.S.A. 10:4-8 by posting written notice in a public place reserved for such announcements and in accordance with Public Law 2025, Chapter 72 by posting the notice on the Township's website at wyckoffnj.gov/notices.

The meeting will also be live-streamed via the Township of Wyckoff's official YouTube channel for viewing purposes only. Public comment will be accepted in person only and in accordance with Township Committee meeting procedures. Access to the Township's YouTube channel is available from the Township website (www.wyckoffnj.gov).

This agenda is subject to change.

NOTICE TO PUBLIC

As a member of the public, participating in this public meeting, your participation will be recorded. By participating in the meeting, it is assumed your consent is given for your voice, name, address, comments, and image to be broadcast and recorded.

There may be situations when, due to technical difficulties, live streaming or the recording of a meeting may not be available. The Township shall not be responsible for and accepts no liability if the recording technology or live video streaming technology of the meeting is unavailable.

Nancy A. Brown, RMC
Township Clerk

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE MEETING
MUNICIPAL COURT ROOM
TUESDAY, MAY 19, 2026 - 7:00 P.M.**

WORK SESSION PORTION

- 1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Roger J. Lane**
- 2. Flag Salute**
- 3. Invocation by Rev. Gieun Lee, Advent Lutheran Church**
- 4. Reading of the "Open Public Meetings Act" statement by Municipal Clerk, Nancy A. Brown**

The notice requirements of the Open Public Meetings Act have been satisfied with respect to this meeting. Specifically, the time, date, and location were included in the annual notice of meetings adopted by the Township Committee, posted in Memorial Town Hall by the Municipal Clerk's Office, and sent to at least two newspapers, including the official newspapers of the Township, The Ridgewood News and The Record

Additionally, to the extent known, the agenda for this meeting and whether formal action will be taken was posted in Memorial Town Hall by the Municipal Clerk's Office and posted on the Township's website in accordance with the Open Public Meetings Act and Public Law 2025, Chapter 72.

- 5. Roll Call of the Township Committee Members Present:**

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

- 6. Confirm that the Township Committee has reviewed and signed all vouchers for payment, and that the Mayor and Municipal Clerk have signed any necessary documents.**

- 7. Motion to open the Twenty-Minute Public Comment period:**

Twenty-minute public comment period, five minutes per speaker, for public comment on any governmental issue that a member of the public feels may be of concern to the residents of the Township of Wyckoff.

Please step forward to the microphone if you wish to make a comment and state your name for the record.

MOTION: _____ SECOND: _____
ALL IN FAVOR _____ OPPOSED _____

IV. Ordinances – for introduction

NONE

V. Motions – for approval

- A. Memorialize and approve Special Event application for temporary signage to be posted by the Wyckoff Lions Club to promote their annual fundraising carnival for the ten day period of May 5th to May 15th. A standard sized sandwich board sign has been posted on the Dairy Queen property.

Clerk: May I have a motion and a second to approve the consent agenda?

The Following vote is the vote on the Consent Agenda:

MOTION: _____ SECOND: _____
 BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
 SCHAPPERT _____ LANE _____

15. Ordinances – for public hearing and further consideration/adoption

Mayor Lane, we have six ordinances on tonight's agenda for public hearing and further consideration. The first is Ordinance #2087 which is

AN ORDINANCE AMENDING CHAPTER 115, "FIRE PREVENTION," AND CHAPTER 113, "FEES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO UPDATE FIRE PREVENTION CODE REFERENCES, RESIDENTIAL SMOKE ALARM, CARBON MONOXIDE ALARM, PORTABLE FIRE EXTINGUISHER, AND SECONDARY POWER SOURCE IDENTIFICATION LABEL COMPLIANCE REQUIREMENTS, FIRE HYDRANT AND FIRE DEPARTMENT CONNECTION STANDARDS, RAPID ENTRY SYSTEM AND FIRE LANE REQUIREMENTS, OUTSIDE BURNING REGULATIONS, AND RELATED FEES

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2087, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
AGENDA SUBJECT TO CHANGE WITHOUT NOTICE**

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V. Motions – for approval

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 SCHAPPERT _____ LANE _____

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**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
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COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2087 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2087, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.

COMMITTEE PERSON _____: I move Ordinance #2087 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

The second Ordinance on tonight's agenda is #2088

AN ORDINANCE TO AMEND CHAPTER 54, "POLICE DEPARTMENT," § 54-3.1, OF THE CODE OF THE TOWNSHIP OF WYCKOFF, COUNTY OF BERGEN, STATE OF NEW JERSEY, REGARDING POLICE PROMOTIONAL ELIGIBILITY LISTS

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2088, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2088 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
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MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2088, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.

COMMITTEE PERSON _____: I move Ordinance #2088 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

The third Ordinance on tonight's agenda is #2089

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS, ARTICLE II, GENERAL PENALTY, AND CHAPTER 177, VEHICLES AND TRAFFIC, ARTICLE I, GENERAL PROVISIONS, OF THE CODE OF THE TOWNSHIP OF WYCKOFF, AND TO REPEAL § 177-27, TO ESTABLISH A LOCAL SUPPLEMENTAL VIOLATIONS BUREAU SCHEDULE FRAMEWORK AND CLARIFY VEHICLES AND TRAFFIC PENALTIES

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2089, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2089 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2089, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.

COMMITTEE PERSON _____: I move Ordinance #2089 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

The fourth Ordinance on tonight's agenda is #2090 which is

AN ORDINANCE TO AMEND CHAPTER 177, VEHICLES AND TRAFFIC, ARTICLE XII, SCHEDULES, § 177-52.1, SCHEDULE U: SPEED LIMITS ON TOWNSHIP PROPERTY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REMOVE CERTAIN LOCAL PENALTY PROVISIONS

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2090, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2090 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

MUNICIPAL CLERK: *BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2090, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.*

COMMITTEE PERSON _____: I move Ordinance #2090 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
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The fifth Ordinance on tonight's agenda is #2091 which is

AN ORDINANCE REPEALING CHAPTER 106, CATS, OF THE CODE OF THE TOWNSHIP OF WYCKOFF; REPEALING AND REPLACING CHAPTER 111, DOGS, WITH A NEW CHAPTER 111 ENTITLED "DOGS, CATS, AND OTHER ANIMALS"; AND AMENDING CHAPTER 113, FEES, TO ESTABLISH FEES RELATED TO DOGS, CATS, AND OTHER ANIMALS

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2091, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2091 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

MUNICIPAL CLERK: *BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2091, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.*

COMMITTEE PERSON _____: I move Ordinance #2091 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

The sixth and final Ordinance on tonight's agenda is #2092 which is

AN ORDINANCE AMENDING CHAPTER 157, "SEWERS," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REVISE CERTAIN PROVISIONS CONCERNING REQUIRED CONNECTIONS TO PUBLIC OR AUTHORITY SEWERS AND TO REPEAL THE CONNECTION OPTION WHEN MORE THAN ONE SEWER IS AVAILABLE

**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
AGENDA SUBJECT TO CHANGE WITHOUT NOTICE**

for second reading, by title only, and a copy of this Ordinance has been posted on our municipal website, on the bulletin board in Town Hall where public notices are customarily posted, and copies have been made available to members of the general public of the Township who have requested the same.

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #2092, and all persons who wish to be heard, please state your name before making your comment. If you wish to make a comment, please step forward to the microphone.

COMMITTEE PERSON _____: I move that the Public Hearing on Ordinance #2092 be closed.

COMMITTEE PERSON _____: Seconded

ALL IN FAVOR _____ OPPOSED _____

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #2092, after public hearing and further consideration is hereby adopted, and the Municipal Clerk is hereby authorized and directed to publish the Notice of Final Passage of said Ordinance on the Township's website as provided by law.

COMMITTEE PERSON _____: I move Ordinance #2092 on second reading by title only.

COMMITTEE PERSON _____: Seconded.

ROLL CALL VOTE

BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

(Items 16 & 17 will only be utilized if the business of the Township conducted at this meeting requires them to be utilized. They are added to the agenda as placeholders should their use be required.)

16. Motion to adopt resolution #26-C6 and enter a Closed Session Discussion.

MOTION: _____ SECOND: _____
BOGDANSKY _____ BOONSTRA _____ MELCHIONNE _____
SCHAPPERT _____ LANE _____

17. Motion to Exit the Closed Session Discussion and to re-enter the Open Session.

MOTION: _____ SECOND: _____
ALL IN FAVOR _____ OPPOSED _____

18. Adjourn

MOTION: _____ SECOND: _____
ALL IN FAVOR _____ OPPOSED _____

**FORMAL ACTION MAY BE TAKEN DURING THIS MEETING
AGENDA SUBJECT TO CHANGE WITHOUT NOTICE**

**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-112**

MEETING DATE: May 19, 2026

**REFERENCE: Confirm Closing of Certain
Roads for the Memorial Day Parade**

INTRODUCED:

SECONDED:

VOTE: BOGDANSKY ___ BOONSTRA ___ MELCHIONNE ___ SCHAPPERT ___ LANE ___
.....

WHEREAS, the Township of Wyckoff conducts the annual Memorial Day Parade to honor our nation's war dead: and,

WHEREAS, this year's parade is scheduled for Monday, May 25, 2026; and,

WHEREAS, the marchers will assemble at the Cornerstone Christian Church (495 Wyckoff Ave.) and march left out of the church parking lot onto Wyckoff Avenue, proceed up Wyckoff Avenue and make a right on Main Street, march to the end of Main Street, make a right onto Franklin Avenue and left into Scott Plaza at Town Hall. The parade ends behind Town Hall at Fire Company #1; and,

WHEREAS, in the interest of safety and convenience for motorists and pedestrians, the following roadways will be closed for a limited time during the course of the parade – a portion of Wyckoff Avenue from the Cornerstone Church/Russell Avenue to Main Street, Main Street and Franklin Avenue (Godwin to Monroe) and Scott Plaza/Town Hall complex; and,

WHEREAS, additional side roads will be affected by parade lineup including Dorothy Lane, Pinewood Drive, Frances Place, and Monroe Avenue; and


WHEREAS, Bergen County was contacted for the closing of the Bergen County roads in the parade route and the Township was instructed to include the Bergen County roads in the Township road closing resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey authorizes the closing of the above mentioned municipal and county roads on Monday, May 25, 2026, from 9:00 a.m. to about 1:00 p.m.

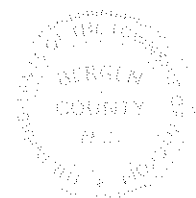
BE IT FURTHER RESOLVED, that the Municipal Clerk will forward a copy of this resolution to the Police Chief for his use in traffic control/detours and coordinating the parade process safely and to Joseph Vander Plaats, Department of Public Works Director for use in setting up the road closures.

CERTIFICATION

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.



NANCY A. BROWN
MUNICIPAL CLERK



TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-113

MEETING DATE: May 19, 2026

REFERENCE: Re-Appoint Community
Development Representatives

INTRODUCED:

SECONDED:

VOTE: BOGDANSKY ___ BOONSTRA ___ MELCHIONNE ___ SCHAPPERT ___ LANE ___

WHEREAS, the Bergen County Community Development Office has notified the Township that the Community Development representatives from Wyckoff appointed on August 19, 2025 via Resolution #25-194, shall be effectively re-appointed on May 19, 2026, for a term effective from July 1, 2026, to June 30, 2027.


NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the following appointments as Community Development representatives are made:

Matthew Cavallo
Township Administrator
Business Phone: 201-891-7000

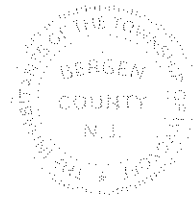
Nancy A. Brown
Municipal Clerk
Business Phone: 201-891-7000

CERTIFICATION

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF CERTIFY THE ABOVE TO BE A TRUE AND CORRECT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.



NANCY A. BROWN
MUNICIPAL CLERK



TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-114

MEETING DATE: May 19, 2026

REFERENCE: 2026 Cancel Taxes as per
NJSA 54:4-3.3 Tax Exempt

INTRODUCED:

SECONDED:

VOTE: BOGDANSKY ___ BOONSTRA ___ MELCHIONNE ___ SCHAPPERT ___ LANE ___


WHEREAS, N.J.S.A. 54:4-3.3 certifies the Department of Veterans Affairs to certify service connected total disability, and

WHEREAS, the Tax Assessor has deemed the property owner(s), of the property(ies) listed below are qualified for tax exempt status as per this certification,

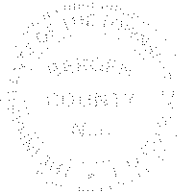
NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Tax Collector is hereby authorize and directed to cancel all taxes as indicated below as per the date of tax-exempt status certification and refund any taxes paid.

<u>Block/Lot</u>	<u>Address</u>	<u>Effective date</u>
346/4.02	513 Stony Brook Lane	04/08/2026

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.



NANCY A. BROWN
MUNICIPAL CLERK



**TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-115**

MEETING DATE: May 19, 2026

**REFERENCE: Authorize Redemption of Tax
Sale Certificate #22-00001, Block 217.01
Lot 58 - 225 Navajo Dr**

INTRODUCED:

SECONDED:

VOTE: BOGDANSKY ___ BOONSTRA ___ MELCHIONNE ___ SCHAPPERT ___ LANE _____
.....

WHEREAS, the Tax Collector of the Township of Wyckoff has previously determined that there was due and owing to the Township of Wyckoff outstanding tax and interest for tax year 2021 on Block 217.01 Lot 58, aka 225 Navajo Dr., within the Township of Wyckoff, County of Bergen, State of New Jersey; in the amount of \$14,795.11 and

WHEREAS, on the 17th day of November 2022, the Township of Wyckoff executed a "Certificate of Sale of Unpaid Municipal Liens" hereinafter referred to as a Tax Sale Certificate #22-00001 on the above-described property in the amount above-recited; and

WHEREAS, said Tax Sale Certificate was purchased by Evolve Bank & Trust, 6000 Poplar Ave, STE 300, Memphis, TN 38119, and

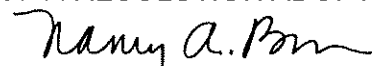
WHEREAS, said Tax Sale Certificate on June 1, 2023, was purchased and assigned to MMU Profit Sharing Plan, 6751 North Federal HWY, STE 100, Boca Raton, FL 33487-1647 and,

WHEREAS, subsequent to the execution and filing of said Tax Sale Certificate, commencement of foreclosure proceedings against the property owner's right to redemption of said Tax Sale Certificate, the mortgagor has paid to the Tax Collector of the Township of Wyckoff any and all charges deemed due and owing on the above-described property and the current property owner is entitled to a redemption of said Tax Sale Certificate pursuant to N.J.S.A. 54:5-55.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the Tax Collector be, and the same is hereby authorized and directed to cancel and endorse Tax Sale Certificate 22-00001 for redemption and make refund in the amount of \$184,634.69 being lien amount of \$14,795.11, subsequent taxes, and interest in the amount of \$74,961.87 recording fees in the amount of \$57.00, foreclosure fees amount of \$11,820.71, and premium amount of \$83,000 to MMU Profit Sharing Plan, 6751 North Federal HWY, STE 100, Boca Raton, FL 33487-1647 deliver said Tax Sale Certificate to the mortgagor title agent for cancellation with the County Clerk in accordance with N.J.S.A. 54:5-55.

CERTIFICATION

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.



NANCY A. BROWN
MUNICIPAL CLERK



TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-116

MEETING DATE: May 19, 2026

REFERENCE: Chapter 159 – 2026 Clean
Communities Grant

INTRODUCED:

SECONDED:

VOTE: BOONSTRA ___ BOGDANSKY ___ SCHAPPERT ___ MELCHIONNE ___ LANE ___

WHEREAS, N.J.S.A 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item has been made available by law, and the amount was not determined at the time of the adoption of the budget; and,

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the CY 2026 Municipal Budget in the sum of \$ 44,128.13 which is now available as revenue from:

Miscellaneous Revenues – Section F:
Special Items of Revenue Anticipated with Prior Consent of the Director of Local Government Services – Public and Private Revenues Offset with Appropriations:
Clean Communities (FCOA 10-722).

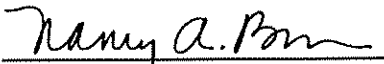
BE IT FURTHER RESOLVED that the like sum of \$ 44,128.13 is hereby appropriated under the caption:

General Appropriations:
(A) Operations – Excluded from “CAPS”
Shared Service Agreements
Clean Communities (FCOA 41-722).

BE IT FURTHER RESOLVED that a copy of this Resolution shall be electronically filed with the Director for approval as required by law.

CERTIFICATION

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.


NANCY A. BROWN
MUNICIPAL CLERK



TOWNSHIP OF WYCKOFF
COUNTY OF BERGEN
STATE OF NEW JERSEY
RESOLUTION #26-117

MEETING DATE: May 19, 2026

REFERENCE: Authorizing the Township
Administrator to Execute Certification
Regarding Acting Municipal Court
Administrator

INTRODUCED:

SECONDED:

VOTE: BOONSTRA ___ BOGDANSKY ___ SCHAPPERT ___ MELCHIONNE ___ LANE ___

WHEREAS, the Municipal Court has provided an "Order of Provisional Authority to the Position Acting Municipal Court Administrator" appointing Theresa Ernest as Acting Municipal Court Administrator; and

WHEREAS, the Order provides for continuity of essential court functions during scheduled and/or unscheduled leaves of absence, a disaster or national security crisis, or other absence or inability of the Municipal Court Administrator, and shall remain in effect until such absence or inability ceases; and

WHEREAS, the Order requires certification by the municipality that Theresa Ernest has been bonded or insured by the municipality; and

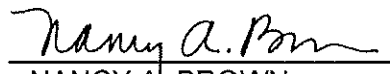
WHEREAS, the Township Committee desires to authorize the Township Administrator to execute said certification on behalf of the Township.

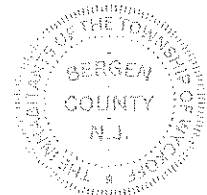
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, the County of Bergen, State of New Jersey, that Theresa Ernest is hereby recognized and appointed as Acting Municipal Court Administrator in accordance with the Order of Provisional Authority to the Position Acting Municipal Court Administrator.

BE IT FURTHER RESOLVED that the Township Administrator is hereby authorized to execute the certification contained within the Order, confirming that Theresa Ernest is bonded or insured by the Township as required.

CERTIFICATION

I, NANCY A. BROWN, MUNICIPAL CLERK OF THE TOWNSHIP OF WYCKOFF, CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COMMITTEE ON MAY 19, 2026.


NANCY A. BROWN
MUNICIPAL CLERK



TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481

ORDINANCE #2087

AN ORDINANCE AMENDING CHAPTER 115, "FIRE PREVENTION," AND CHAPTER 113, "FEES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO UPDATE FIRE PREVENTION CODE REFERENCES, RESIDENTIAL SMOKE ALARM, CARBON MONOXIDE ALARM, PORTABLE FIRE EXTINGUISHER, AND SECONDARY POWER SOURCE IDENTIFICATION LABEL COMPLIANCE REQUIREMENTS, FIRE HYDRANT AND FIRE DEPARTMENT CONNECTION STANDARDS, RAPID ENTRY SYSTEM AND FIRE LANE REQUIREMENTS, OUTSIDE BURNING REGULATIONS, AND RELATED FEES

Note: Matters enclosed in bold-faced brackets [thus] are intended to be omitted. Matters **bolded and underlined thus** are new matters.

WHEREAS, the Township Committee desires to amend Chapter 115, "Fire Prevention," to conform local terminology and requirements to current State law and regulations concerning residential smoke alarm, carbon monoxide alarm, and secondary power source identification label compliance, while continuing a local portable fire extinguisher requirement; and

WHEREAS, the Township Committee further desires to update provisions concerning fire hydrants, fire department connections, rapid entry systems, fire lanes, outside burning, and related fee references in Chapter 113.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 115, "Fire Prevention," Section 115-1, "Adoption of standards," is hereby amended as follows:

§ 115-1. Adoption of standards.

- A. Pursuant to Section 11 of the Uniform Fire Safety Act (P.L. 1983, c. 383), the New Jersey Fire Code shall be locally enforced in the Township of Wyckoff.
- B. The Fire Prevention Code of the municipality shall consist of a certain code known as the "New Jersey Uniform Fire Code," **N.J.A.C. 5:70, as**

amended and supplemented, [adopted February 18, 1985, and] is hereby incorporated in this chapter as if set forth at length. Required copies thereof have been placed on file in the office of the Municipal Clerk and the Fire Prevention Bureau and shall remain in said offices so long as this chapter is in effect, for use and examination by the public.

SECTION 2.

Chapter 115, "Fire Prevention," Section 115-8, "Fire hydrants," is hereby amended as follows:

§ 115-8. Fire hydrants.

- A. All fire hydrants shall be installed subject to the approval of the Fire Official or his duly authorized representative.
- B. Fire Department connections shall have an approved fire hydrant installed no more than 100 feet from the siamese connection location or as approved by the Fire Official. All fire hydrants and Fire Department connections shall be maintained accessible and visible at all times.
- C. This location of hydrants to Fire Department connections shall apply to all new construction **and to existing buildings undergoing major alterations or additions, as determined by the Fire Official.**

SECTION 3. Chapter 115, "Fire Prevention," Section 115-15, "Street obstructions prohibited; violations and penalties," is hereby amended as follows:

§ 115-15. Street obstructions prohibited[; **violations and penalties**].

- A. No person shall erect, construct, place, or maintain any bumps, fences, gates, bars, pipes, wood or metal horses, or any other type of obstruction that would prevent or hinder access to a fire hydrant in or on any street within the Township.
- B. The word "street," as used in this chapter, shall mean any roadway accessible to the public for vehicular traffic, including but not limited to private streets or access lanes, as well as all public streets and highways within the boundaries of the Township.
- C. Exceptions to the prohibitions of Subsection A above may be granted in writing upon good cause shown by the Fire Official, provided that no such proposed obstruction shall be of such design or nature that injury may occur to fire suppression personnel or damage may occur to fire suppression equipment.

[D. Any person responsible for installations in violation of Subsection A above shall be liable to a penalty of not more than \$500 per day per violation.]

[E. Penalties shall be enforced and collected by the Fire Official under the authority of the New Jersey Uniform Fire Code.]

D. Fire lanes, fire zones, and fire roads required by applicable law, site plan approval, the Uniform Fire Code, or the Fire Official shall be maintained unobstructed, accessible, visible, and available for emergency access at all times.

E. No person shall park, stop, stand, place, erect, construct, or maintain any vehicle, trailer, dumpster, fence, gate, chain, post, barrier, storage item, landscaping material, or other obstruction within any designated fire lane, fire zone, or fire road so as to interfere with or impede emergency access.

F. The owner, occupant, or person responsible for the property shall maintain all pavement markings, signs, striping, curbing, barriers, gates, chains, Knox padlocks, rapid-entry devices, and other traffic control, access, or identification measures required for fire lanes, fire zones, and fire roads in good condition and in a manner approved by the Fire Official. The Fire Official may require the installation, repair, replacement, relocation, or maintenance of such measures as deemed necessary for public safety and emergency access.

G. Any violation of this section shall be subject to the penalties set forth in § 115-23.

SECTION 4. Chapter 115, "Fire Prevention," Section 115-16, "Rapid entry system," is hereby amended as follows:

§ 115-16. Rapid entry system.

A. Applicability.

(1) A key box of a UL-type approved by the Wyckoff Fire Official shall be installed on the property in the following circumstances:

(a) Buildings requiring Fire Department access:

[1] Buildings with automatic fire detection or suppression systems.

[2] Buildings where visual inspection for fire is obstructed.

- [3] Buildings classified as life hazard uses.
- [4] Any building where the Fire Official determines a need for immediate access in case of fire.
- (b) Multiple dwelling buildings:
 - [1] All buildings containing five or more units with common areas locked from the outside.
- (c) Commercial and industrial properties:
 - [1] All commercial and industrial buildings, including commercial structures with two or more separately located businesses sharing common areas locked from the outside.
- (d) Educational and childcare facilities:
 - [1] All daycare centers, nurseries, public and private schools.
- (e) Municipal buildings:
 - [1] All Township municipal buildings.

(2) The Fire Official may require the installation of more than one rapid entry system for a building when, in the Fire Official's sole discretion, the size, configuration, occupancy, access points, floor area, fire protection systems, or operational complexity of the building warrants additional rapid entry access.

(2)3 Exclusions.

- a) **[This section does not apply to one- and two-family dwellings classified under the Uniform Construction Code (N.J.A.C. 5:23 et seq.) as R-3 and R-4.] This section shall not apply to one- and two-family dwellings and townhouses classified under the Uniform Construction Code, N.J.A.C. 5:23 et seq., as Use Group R-3, R-4, or R-5.**
- b) Any structure or site with a 24-hour, seven-day-a-week, on-site guard service shall be exempted from the provisions of this section.

B. Compliance deadlines.

- (1) Existing buildings: All existing buildings covered by this section must install a key box within six months of this chapter's effective date.
- (2) New buildings: Newly constructed buildings or buildings under construction must install a key box prior to the acceptance and approval of their fire detection or suppression systems.
- (3) For any building subject to this section, updated and operable keys, access devices, or access credentials shall be provided to and maintained within the approved rapid entry system upon**

any change in occupancy, change in tenancy, transfer of ownership, rekeying, replacement, or modification of any lock, door hardware, gate, access control device, or secured area affecting access to the building or any required interior space. Where the Fire Official determines during inspection or response that keys or access devices are missing, inoperable, inaccurate, or no longer provide proper access, corrected and updated keys or access devices shall be provided within thirty (30) days of written notice, or sooner where required by the Fire Official due to life safety concerns.

[C. Commercial and manufacturing buildings. All new commercial or manufacturing buildings constructed after the effective date of this chapter, and any existing commercial or manufacturing buildings changing tenancy, ownership, or renovation exceeding 30% of the building's usable footage, must install a key box. Keys must be provided prior to occupancy or final inspection.]

[D]C. Type of equipment. The rapid entry system shall have a single lock and may have an alarm tamper switch at the owner's discretion. If the building is protected by a burglary alarm system and the owner elects to alarm the rapid entry system, the rapid entry system may be connected to the burglary alarm system so that a tamper alarm will sound if the box is opened or removed. If the building is protected by a fire alarm system and the owner elects to connect the rapid entry system to the fire alarm system, the connection shall be as a supervisory signal, shall be separately zoned from any fire detection device, and shall be identified on the fire alarm annunciator panel as a rapid entry system supervisory signal [and alarm tamper switch. If the building is protected by a burglary alarm system(s), it shall be connected so that an alarm will sound in the event the box is opened or removed from the building. If a burglar alarm system does not protect the building, the box may be connected to the fire alarm system at the owner's discretion. Connection to the fire alarm requires the box to be zoned alternately from any fire detection and noted on the fire alarm annunciator panel as a rapid entry system.] The owner and/or occupant of a nonresidential property or their agent shall be responsible for ordering and installing a Knox Company Rapid Entry System[or its commercial equivalent].

[E]D. Location of key boxes. The key box must be installed near the main entrance of the building or property, mounted between six and eight feet above the final grade, or in another position approved by the Fire Official.

[F]E. Contents of key vault/lock box. Labeled keys, easily identified, in the field to provide access into the property and/or building and to any locked areas within the said building, and as may be further directed by the Fire Official. All affected rooms shall be clearly marked with either a number or labels to coincide with their labeled key.

- (1) Keys to all locked points of egress, whether interior or exterior, of said buildings **and all locked interior offices, suites, or tenant spaces.**
- (2) Keys to locked mechanical rooms.
- (3) Keys to locked electrical rooms.
- (4) Keys to fire control panels.
- (5) Keys to sprinkler rooms.
- (6) Keys to boiler/utility rooms.
- (7) Keys to elevator control rooms.
- (8) Keys to other areas as directed by the Fire Official.
- (9) Pertinent building information or emergency notification information may also be required to be contained in the key vault/lock box or other location as determined by the Fire Official.
- (10) Pass/reset codes for any fire alarm system.

F. Any gate, chain, or barrier installed across or intended to protect a fire lane or fire road shall be secured by an approved Knox padlock or other rapid-entry device approved by the Fire Official.

G. [Fines and penalties. Any person violating this section's provisions after receiving a prior written warning notice from the Fire Official shall be subject to a fine of \$500 for each violation.] Any violation of this section shall be subject to the penalties set forth in § 115-23.

SECTION 5. Chapter 115, "Fire Prevention," Section 115-17, "Smoke detectors, carbon monoxide detectors, and portable fire extinguisher compliance in residential dwellings; inspection fees; violations and penalties," is hereby amended as follows:

§ 115-17. Smoke [detectors] alarms, carbon monoxide [detectors] alarms, portable fire extinguisher, and secondary power source identification label compliance in residential dwellings; inspection fees[; violations and penalties].

A. The Fire Prevention Bureau shall inspect all residential occupancies **subject to inspection under applicable State law and regulations** for compliance with the required number of approved smoke **[detectors] alarms,** carbon monoxide **[detectors] alarms,** **portable fire extinguishers,** and, where applicable, secondary power source

identification labels, in accordance with the Township of Wyckoff ordinances and the New Jersey Uniform Fire Code.

- B. Fire Prevention Bureau inspection shall occur prior to the time of resale, renting, or change of occupancy for residential purposes **where required by applicable State law and regulations**. Upon inspection, a certificate of smoke **[detector] alarm**, carbon monoxide **alarm**, **portable fire extinguisher**, and secondary power source identification label compliance **[(CSDCMAPFEC)]** shall be issued by the Fire Official.
- C. Where applicable, smoke **[detectors] alarms** and carbon monoxide **[detectors] alarms** may be battery-operated units, **hardwired units**, **or other units as permitted by applicable State law and regulations**, as approved by the Fire Official. Smoke **[detectors] alarms**, carbon monoxide **[detectors] alarms**, and **portable fire extinguishers** shall be UL-listed, FM-approved, or carry the seal of an authorized recognized approval agency.
- D. Smoke **[detectors] alarms** and carbon monoxide **[detectors] alarms** shall be installed as recommended by the manufacturer and approved by the Fire Official or his authorized representative. **[Portable fire extinguishers shall be installed in accordance with the New Jersey Uniform Fire Code, N.J.A.C. 5:70-4.19.]** Secondary power source identification labels shall be installed where required by applicable State law and regulations.
- E. Portable fire extinguishers required by this section shall be an approved listed and labeled type with a minimum rating of 2A-10B:C and shall be either new or tagged by a fire protection company within the previous 12 months.**
- F. Residential dwellings offered for sale. At the time of inspection, a portable fire extinguisher meeting the requirements of this section shall be present on the main level of the home. Mounting hardware and manufacturer's instructions shall be left for the new owner.**
- G. Rental occupancies. A portable fire extinguisher meeting the requirements of this section shall be mounted in the kitchen area. The extinguisher may be mounted inside a cabinet or closet, provided that any cabinet door or closet door containing the extinguisher is labeled "Fire Extinguisher Inside." The owner's manual or manufacturer's instructions shall be made available to the new occupant.**

[E.] H. The inspection fee for the issuance of a certificate of smoke **[detector] alarm**, carbon monoxide **alarm**, **portable fire extinguisher**, and

secondary power source identification label compliance for all residential dwellings, except multiple-family dwellings, shall be as provided in Chapter 113, Fees.

[F.] I. Reinspection fees. Fees for reinspecting any residential property, except multiple-family dwellings, shall be as provided in Chapter 113, Fees.

J. Any violation of this section shall be subject to the penalties set forth in § 115-23.

SECTION 6. Chapter 115, "Fire Prevention," is hereby amended to add a new Section 115-20, "Outside burning," as follows:

§ 115-20. Outside burning.

- A. No person shall ignite, kindle, maintain, or permit any outside burning within the Township of Wyckoff except in a contained and approved outdoor fireplace, fireplace, chiminea, fire pit, barbecue device, or other similar contained device approved by the Fire Official and otherwise permitted by law.**
- B. Open burning upon the ground or in an unapproved container, including but not limited to the burning of leaves, brush, tree limbs, yard waste, rubbish, garbage, construction debris, or similar materials, is hereby prohibited.**
- C. Any outside burning permitted by this section shall be constantly attended by a competent adult and shall be conducted in a manner so as not to create a fire hazard, smoke hazard, nuisance, or danger to adjacent property or the public. Suitable extinguishing equipment shall be readily available at all times.**
- D. Nothing herein shall be construed to authorize any burning prohibited by State law or regulation or any burning for which a permit or approval is required by any State agency unless such permit or approval has first been obtained.**
- E. Commercial outside burning shall require a fire safety permit where required by the New Jersey Uniform Fire Code. The Fire Official may require Fire Prevention Bureau presence, Fire Department standby, or other fire safety measures as a condition of any such permit or approval. The owner, tenant, occupant, applicant, or other responsible party shall reimburse the Township for all costs associated with any Fire Prevention Bureau presence, Fire Department standby, or other required fire safety measures provided by the Township.**

F. The Fire Official, Police Department, or other authorized enforcing official may order any outside burning extinguished whenever, in their judgment, the burning is hazardous, not properly contained, unlawful, creates excessive smoke, or otherwise constitutes a nuisance or danger.

G. Any violation of this section shall be subject to the penalties set forth in § 115-23.

SECTION 7. Current Chapter 115, "Fire Prevention," Section 115-20, "Pyrotechnic devices prohibited," is hereby renumbered as Section 115-21 and amended as follows:

§ 115-~~20~~21. Pyrotechnic devices prohibited.

It shall be unlawful for any person to ignite, display, possess, or use in any manner whatsoever, within any commercial structure, pyrotechnics, sparklers, and smoke/fog machines, **except as authorized by applicable law, permit, or approval of the Fire Official.**

Any violation of this section shall be subject to the penalties set forth in § 115-23.

SECTION 8. Current Chapter 115, "Fire Prevention," Section 115-21, "Appeals," is hereby renumbered as Section 115-22 and amended as follows:

§ 115-~~21~~22. Appeals.

Pursuant to Sections 15 and 17 of the Uniform Fire Safety Act (N.J.S.A. 52:27D-206 and 52:27D-208), any person aggrieved by any order of the local enforcement agency shall have the right to appeal to the Bergen County Construction Board of Appeals.

Exempted from the provisions of this section are any testing or training exercises conducted by the Fire Prevention Bureau, the Volunteer Fire Department, or other recognized fire brigade.

[Any person violating this section shall be subject to a penalty of \$1,000 per occurrence, payable to the Fire Prevention Bureau Penalty Account.]

SECTION 9. Chapter 115, "Fire Prevention," is hereby amended to add a new Section 115-23, "Violations and penalties," as follows:

§ 115-23. Violations and penalties.

- A. Unless a different penalty is specifically provided in this section or otherwise required by the New Jersey Uniform Fire Code or other applicable law, any person violating any provision of this chapter shall, upon conviction, be subject to the penalties set forth in Chapter 1, § 1-15 of the Code of the Township of Wyckoff.**
- B. Violations of § 115-9.1 (false alarms from multifamily residential complexes, business, commercial, eleemosynary, and/or industrial premises) shall be penalized as follows:**
- (1) First false alarm within a calendar year: warning only.**
 - (2) Second false alarm within a calendar year: warning only.**
 - (3) Third false alarm within a calendar year: \$200.**
 - (4) Fourth false alarm within a calendar year: \$300.**
 - (5) Fifth false alarm within a calendar year: \$500.**
 - (6) Sixth and each subsequent false alarm within a calendar year: \$1,000.**
- C. Violations of § 115-9.1 (false alarms from single-family detached dwellings, individual townhouses, and condominium unit dwellings) shall be penalized as follows:**
- (1) First false alarm within a calendar year: warning only.**
 - (2) Second false alarm within a calendar year: warning only.**
 - (3) Third false alarm within a calendar year: \$100.**
 - (4) Fourth false alarm within a calendar year: \$200.**
 - (5) Fifth false alarm within a calendar year: \$300.**
 - (6) Sixth and each subsequent false alarm within a calendar year: \$500.**
- D. Any person, firm, company, or corporation violating § 115-9.1 by causing a false alarm as the result of installing, repairing, testing, tampering with, or performing any work to an automatic fire alarm, smoke alarm, fire sprinkler, water flow alarm, carbon monoxide alarm system, or as a result of structural alterations, renovations, remodeling or construction shall be subject to a penalty of not less than \$200 nor more than \$1,000 for each false alarm.**
- E. Violations of § 115-10 (interference with fire systems prohibited) shall be punishable by a fine of \$500 per day per violation. Each day that the violation continues shall constitute a separate offense.**
- F. Violations of § 115-12 (hydrant use and approval) shall be punishable by a penalty of not more than \$500 for each violation.**
- G. Violations of § 115-15 (street obstructions, fire lanes, fire zones, and fire roads) shall be punishable by a penalty of not more than**

\$500 per day per violation. Each day that the violation continues shall constitute a separate offense.

H. Violations of § 115-16 (rapid entry system) shall be punishable by a fine of \$500 for each violation.

I. Violations of § 115-18 (doors and stairwells) shall be punishable by a penalty of \$200 for each violation.

J. Violations of § 115-19 (filming permit) shall be punishable by a penalty of \$500 for each violation.

K. Violations of § 115-20 (outside burning) shall be penalized as follows:

- (1) First offense within a twelve-month period: warning or fine not exceeding \$250.
- (2) Second offense within a twelve-month period: not less than \$250 nor more than \$500.
- (3) Third and each subsequent offense within a twelve-month period: not less than \$500 nor more than \$1,000.
- (4) Each day that a violation continues after notice to abate shall constitute a separate offense.

L. Violations of § 115-21 (pyrotechnic devices prohibited) shall be punishable by a penalty of \$1,000 per occurrence.

M. All penalties assessed under this chapter may be in addition to, and not in lieu of, any enforcement action, abatement remedy, permit revocation, injunctive relief, or penalty authorized by the New Jersey Uniform Fire Code or other applicable law.

SECTION 10. Chapter 113, "Fees," Article III, "Fire Prevention Fees," Section 113-15, "Fee schedule," is hereby amended to update the Chapter 115, § 115-17 fee entries as follows:

Chapter	Section	Purpose of Fee	Fee
Chapter 115, Fire Prevention	§ 115-17E § 115-17H	Inspection fees	
		Requests for a [CSACMAPFEC] <u>certificate of smoke alarm, carbon monoxide alarm, portable fire extinguisher, and secondary power source identification label compliance</u>	\$90

Chapter	Section	Purpose of Fee	Fee
		received more than 10 business days prior to the [change of occupant] requested inspection date	
		Requests for a [CSACMAPFEC] certificate of smoke alarm, carbon monoxide alarm, portable fire extinguisher, and secondary power source identification label compliance received 4 to 10 business days prior to the [change of occupant] requested inspection date	\$145
		Requests for a [CSACMAPFEC] certificate of smoke alarm, carbon monoxide alarm, portable fire extinguisher, and secondary power source identification label compliance received fewer than 4 business days prior to the [change of occupant] requested inspection date	\$205
	[\$ 115-17F] § 115-17I	Reinspection fees	
		[1st and 2nd reinspection]	[\$50]
		[3rd reinspection]	[\$100]
		[4th reinspection]	[\$150]
		Each reinspection	\$75

SECTION 11. All other provisions of Chapters 113 and 115 not amended herein shall remain unchanged.

SECTION 12. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION 13. This ordinance shall take effect upon final passage and publication as required by law.

TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481

ORDINANCE #2088

AN ORDINANCE TO AMEND CHAPTER 54, "POLICE DEPARTMENT,"
§ 54-3.1, OF THE CODE OF THE TOWNSHIP OF WYCKOFF, COUNTY
OF BERGEN, STATE OF NEW JERSEY, REGARDING POLICE
PROMOTIONAL ELIGIBILITY LISTS

Matters enclosed in bold-faced brackets **[thus]** are intended to be omitted. Matters **bolded and underlined thus** are new matters.

WHEREAS, the Township Committee has determined that it is appropriate to revise the promotional eligibility list provisions set forth in § 54-3.1 of the Code of the Township of Wyckoff to clarify that the Township maintains a continuing eligibility list for promotion to the rank of Sergeant, while promotional processes for the ranks of Lieutenant and Captain are conducted in connection with a vacancy or anticipated vacancy and any resulting eligibility list expires upon appointment; and

WHEREAS, the Township Committee has further determined that it is appropriate to correct a scrivener's error in the promotional scoring example for the rank of Captain set forth in § 54-3.1(D)(2)(a)[2];

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 54, "Police Department," § 54-3.1(D)(2)(a)[2] is hereby amended as follows:

- [2] The oral examination and assessment by the Interview Panel (which examination and assessment shall have 100 points as its maximum score) shall account for 70% of the candidate's total promotional score, with 70 total points being the highest possible total score for the Interview Panel's oral examination and assessment. By way of example, a candidate receiving a score of 80 points on their oral review and assessment by the Interview Panel shall receive **[48] 56** total points for the Interview Panel oral review and assessment element of the promotional process ($80 \times 70\% = 56$ total points).

SECTION 2. Chapter 54, "Police Department," § 54-3.1(F)(1) is hereby amended as follows:

F. Promotional e[E]ligibility list and rankings.

(1) After the expiration of the time for filing of appeals set forth below and the disposition of any such appeal, the Chief of Police shall establish and certify a list of eligible candidates in the order of their final scores for promotion. The candidate(s) for promotion receiving the highest score(s) as calculated hereinabove in this section shall be deemed the first candidate(s) eligible for promotion. Said eligibility list will be distributed to the Township Committee. The eligibility list will remain in effect for a period of **[24] 36 months for promotion to the rank of Sergeant** from the date it was established and certified.

(2) For promotion to the rank of Lieutenant or Captain, no eligibility list shall be established. Promotions shall be made only in connection with a vacancy or anticipated vacancy for the rank being filled, as determined by the Police Committee, in its sole discretion.

[(2)] (3) After the expiration of the **applicable** eligibility list **or ranking**, candidates will be required to reapply for and participate in a new promotional process.

[(3)] (4) Appeals of the promotional process. Within three days of the notification to each candidate of their ranking, a candidate may file a written appeal directed to the Township Committee. Said written appeal must contain the reason(s) or justification for the appeal. As part of any appeal, any candidate may review their evaluation or any other internal document pertaining to the candidate that was utilized in the promotional process. The Township Committee will assess the request for appeal and determine how the request will be addressed on a case-by-case basis. Scores on the written examination shall be final and not subject to appeal. Appeals to the calculation of seniority shall be decided based on the official records maintained by the Police Department.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this ordinance is held to be 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 after final passage and publication as provided by law.

TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481

ORDINANCE #2089

AN ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS, ARTICLE II, GENERAL PENALTY, AND CHAPTER 177, VEHICLES AND TRAFFIC, ARTICLE I, GENERAL PROVISIONS, OF THE CODE OF THE TOWNSHIP OF WYCKOFF, AND TO REPEAL § 177-27, TO ESTABLISH A LOCAL SUPPLEMENTAL VIOLATIONS BUREAU SCHEDULE FRAMEWORK AND CLARIFY VEHICLES AND TRAFFIC PENALTIES

Note: Matters enclosed in bold-faced brackets [thus] are intended to be omitted. Matters **bolded and underlined** thus are new matters.

WHEREAS, the Township Committee of the Township of Wyckoff has determined that it is in the best interests of the Township to establish a clear framework for the adoption, by resolution, of a Local Supplemental Violations Bureau Schedule for certain payable violations, subject to approval in accordance with applicable law and court rule; and

WHEREAS, the Township Committee further finds that certain existing penalty provisions of Chapter 177, Vehicles and Traffic, should be clarified and modernized so as to distinguish general municipal penalties from the separate enforcement framework applicable to traffic, parking and vehicle-related violations;

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 1, General Provisions, Article II, General Penalty, is hereby amended to add a new § 1-16, to read as follows:

§ 1-16. Local Supplemental Violations Bureau Schedule.

- A. **The Township Committee may, by resolution, adopt and from time to time amend a Local Supplemental Violations Bureau Schedule designating certain violations of this Code or other ordinances of the Township as payable through the Violations Bureau.**
- B. **Any such resolution shall identify the applicable chapter, article, section or subsection and shall set forth the payable amount for each violation.**
- C. **No payable amount established pursuant to this section shall be less than the minimum penalty or greater than the maximum penalty otherwise applicable to the violation, except where a specific chapter or**

ordinance provides a different penalty framework.

- D. Any such schedule, and any amendment thereto, shall not take effect unless and until approved in accordance with applicable law and court rule.
- E. Nothing herein shall authorize the creation of any offense or penalty by resolution.

SECTION 2. Chapter 177, Vehicles and Traffic, Article I, General Provisions, § 177-4, Violations and penalties, is hereby amended to read as follows:

§ 177-4. Violations and penalties.

[Unless another penalty is expressly provided by New Jersey statute, any violation of any provision of this chapter or any supplement thereto shall subject the violator to a fine not to exceed \$500 or to imprisonment not to exceed 90 days, or both.]

Unless a specific penalty is otherwise provided by New Jersey statute or another specific provision of this chapter, any violation of this chapter shall be punishable by a fine not to exceed \$500.

For purposes of § 1-16 of this Code, Chapter 177 shall constitute a specific penalty framework for traffic, parking and vehicle-related violations, and payable amounts for violations of this chapter may be established by a duly approved Local Supplemental Violations Bureau Schedule in accordance with applicable law and court rule.

SECTION 3. Chapter 177, Vehicles and Traffic, Article VIII, Emergency No Parking and Temporary Closing of Streets and School Yards, § 177-27, Violations and penalties, is hereby repealed in its entirety.

§ 177-27. Violations and penalties.

[Every person convicted of a violation of a provision of this chapter shall be liable to the penalty provided in Article I, § 177-4.]

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6. This ordinance shall take effect upon final passage and publication according to law.

TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481

ORDINANCE #2090

AN ORDINANCE TO AMEND CHAPTER 177, VEHICLES AND TRAFFIC, ARTICLE XII, SCHEDULES, § 177-52.1, SCHEDULE U: SPEED LIMITS ON TOWNSHIP PROPERTY, OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO REMOVE CERTAIN LOCAL PENALTY PROVISIONS

Note: Matters enclosed in bold-faced brackets [thus] are intended to be omitted. Matters **bolded and underlined** thus are new matters.

WHEREAS, the Township Committee of the Township of Wyckoff has reviewed Chapter 177 of the Code of the Township of Wyckoff and has determined that certain locally codified penalty language relating to speed limits on Township property should be updated and removed so that enforcement and penalties may be administered in accordance with applicable law; and

WHEREAS, the Township Committee desires to retain the existing speed limit designations for Township property while eliminating unnecessary local penalty provisions;

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, as follows:

Section 1. Chapter 177, Vehicles and Traffic, Article XII, Schedules, § 177-52.1, Schedule U: Speed Limits on Township Property, Subsection B, is hereby amended to read as follows:

§ 177-52.1. Schedule U: Speed Limits on Township Property.

B. Any violation of any provision of this section shall subject the violator to **[a fine of \$85 if the violator is one to nine miles per hour over the speed limit, a fine of \$95 if the violator is 10 to 14 miles per hour over the speed limit, and a fine of \$105 if the violator is 15 to 19 miles per hour over the speed limit.] the penalties otherwise provided by applicable law.**

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be 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 and publication according to law.

**TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481**

#2091

AN ORDINANCE REPEALING CHAPTER 106, CATS, OF THE CODE OF THE TOWNSHIP OF WYCKOFF; REPEALING AND REPLACING CHAPTER 111, DOGS, WITH A NEW CHAPTER 111 ENTITLED "DOGS, CATS, AND OTHER ANIMALS"; AND AMENDING CHAPTER 113, FEES, TO ESTABLISH FEES RELATED TO DOGS, CATS, AND OTHER ANIMALS

WHEREAS, the Township of Wyckoff currently maintains separate Code provisions regulating dogs and cats; and

WHEREAS, the Township Committee has determined that consolidating these provisions into a single chapter entitled "Dogs, Cats, and Other Animals" will improve clarity, consistency, and administration of the Township Code; and

WHEREAS, the Township Committee desires to modernize terminology, update animal control procedures, and ensure consistency with applicable State law and current Township practices; and

WHEREAS, the Township Committee further desires to centralize applicable animal-related fees in Chapter 113, Fees, consistent with the Township's general Code structure; and

WHEREAS, the Board of Health has reviewed the proposed ordinance and has approved the ordinance for adoption by the Township Committee; and

WHEREAS, the Township Committee finds that these amendments are in the best interests of the public health, safety, and welfare of the Township and its residents.

BE IT ORDAINED by the Township Committee of the Township of Wyckoff, in the County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 106, Cats, of the Code of the Township of Wyckoff is hereby repealed in its entirety.

SECTION 2. Chapter 111, Dogs, of the Code of the Township of Wyckoff is hereby repealed in its entirety and replaced with a new Chapter 111, entitled "Dogs, Cats, and Other Animals," to read as follows:

Chapter 111. Dogs, Cats, and Other Animals

Article I. General Provisions

§ 111-1. Purpose.

The purpose of this chapter is to provide for the licensing and control of dogs and cats, the prevention and control of rabies, the humane handling of stray and impounded animals, the enforcement of applicable State animal control laws, and the protection of the public health, safety and welfare within the Township of Wyckoff.

§ 111-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ANIMAL

Any dog, cat, or other domestic animal, and, where applicable, any other animal subject to control, impoundment, quarantine, or other action under applicable law.

ANIMAL CONTROL OFFICER

A certified animal control officer appointed, employed, designated, or contracted by the Township, or any other person authorized by the Township to enforce this chapter and applicable State animal control laws.

AT LARGE

Off the property of the owner or person having custody or control of the animal and not securely confined, restrained, or controlled. In the case of a dog, "at large" shall include any dog off the property of the owner or person having custody or control of the dog and not securely confined and controlled by an adequate leash not more than six (6) feet long and by a person competent to manage and control the dog.

CAT

Any member of the domestic feline species.

CAT OF LICENSING AGE

Any cat which has attained the age of seven months or which possesses a set of permanent teeth.

DOG

Any member of the domestic canine species.

DOG OF LICENSING AGE

Any dog required to be licensed pursuant to N.J.S.A. 4:19-15.1 et seq.

IMPOUNDMENT FACILITY

Any municipal animal shelter, animal shelter, pound, kennel operating as a shelter or pound, holding facility, veterinary facility, animal control facility, or other facility maintained, designated, or contracted by the Township for the custody, sheltering, care, quarantine, redemption, adoption, or disposition of animals.

LICENSING AUTHORITY

The Township Clerk or any other Township official or designee charged with administering the issuance of licenses and registration tags under this chapter.

OWNER

Any person having a right of property in an animal, any person who keeps, harbors, maintains, possesses, has custody of, or exercises control over an animal, and any person who knowingly permits an animal to remain on or about premises occupied by that person. A person shall be deemed to have an animal in his or her keeping whenever the ownership or custody of the animal is in an unemancipated minor or other member of the household.

PERSON

Any individual, corporation, partnership, limited liability company, association, organization, institution, or other entity recognized by law.

POTENTIALLY DANGEROUS DOG

Any dog declared to be potentially dangerous pursuant to N.J.S.A. 4:19-17 et seq. or any successor statute.

STRAY ANIMAL

Any animal which is at large, appears lost, is without apparent direction or control, and whose ownership is unknown or cannot be immediately determined.

TOWNSHIP

The Township of Wyckoff, in the County of Bergen, State of New Jersey.

§ 111-3. Relationship to other chapters.

- A. Nothing in this chapter shall limit the applicability or enforcement of Chapter 143, Noise, Chapter 192, Pet Solid Waste, or any other applicable provision of the Code of the Township of Wyckoff.
- B. Nothing in this chapter shall supersede or limit Chapter 193, Wildlife

Feeding, or any Board of Health regulation concerning wildlife, feral cats, public health nuisances, sanitation, rabies control, or disease prevention.

- C. In the event of a conflict between this chapter and any applicable State statute, regulation, rule, order, or health requirement, the more restrictive or controlling provision shall apply.

§§ 111-4 through 111-10. Reserved.

Article II. Licensing and Rabies Vaccination

§ 111-11. License required for dogs.

Any person who owns, keeps, maintains, harbors, or has custody of a dog of licensing age within the Township shall annually, during the month of January, unless otherwise permitted by this chapter, apply for and obtain a dog license and registration tag from the Licensing Authority in accordance with N.J.S.A. 4:19-15.1 et seq. and this chapter.

§ 111-12. License required for cats.

Any person who owns, keeps, maintains, harbors, or has custody of a cat of licensing age within the Township shall annually, during the month of January, unless otherwise permitted by this chapter, apply for and obtain a cat license and registration tag from the Licensing Authority in accordance with this chapter.

§ 111-13. Rabies vaccination required.

No person shall own, keep, maintain, harbor, or have custody of any dog or cat of licensing age within the Township unless such dog or cat has been vaccinated against rabies by a licensed veterinarian, or has been certified exempt from rabies vaccination by a licensed veterinarian, in accordance with applicable State law, regulations, and guidance.

§ 111-14. Exemptions from rabies vaccination.

A dog or cat may be exempted from rabies vaccination for a specified period of time upon presentation of a certificate from a licensed veterinarian stating that, because of infirmity, physical condition, medical treatment, or other veterinary reason, vaccination is medically inadvisable.

§ 111-15. Application for license.

Applications for dog and cat licenses shall be made to the Licensing Authority on forms provided or approved by the Township. The application shall include, at a minimum:

- A. The name, street address, mailing address, telephone number, and email address, if available, of the owner;
- B. The name, street address and mailing address of the person who keeps or harbors the dog or cat, if different from the owner;
- C. The breed, sex, age, color and markings of the dog or cat;
- D. Whether the dog or cat has been spayed or neutered;
- E. Proof of current rabies vaccination or veterinary exemption;
- F. The expiration date of the rabies vaccination or exemption; and
- G. Any other information reasonably required by the Licensing Authority for administration of this chapter.

§ 111-16. Rabies expiration date.

No license shall be issued for a dog or cat unless the rabies vaccination or exemption remains valid for at least 10 months of the licensing year, except as otherwise permitted by State law or guidance.

§ 111-17. License term and expiration.

All dog and cat licenses issued pursuant to this chapter shall expire on December 31 of the year stated on the license and shall be renewed annually. Licenses for the next calendar year may be issued beginning December 1 of the preceding year.

§ 111-18. License tag.

The Licensing Authority shall issue a registration tag for each licensed dog or cat. The tag shall be numbered and shall indicate the year of issuance and the Township of Wyckoff.

§ 111-19. Display of license tag.

- A. The owner of a licensed dog shall securely fasten or display the license tag upon the dog by collar, harness, or other appropriate device.
- B. The owner of a licensed cat shall securely fasten or display the license tag upon the cat by collar or other appropriate device. Acceptable methods

may include breakaway or elastic collars.

- C. License tags are not transferable.
- D. No person, except an authorized official in the performance of official duties, shall remove a license tag from any dog or cat without the consent of the owner, nor shall any person attach or display a license tag on a dog or cat for which the tag was not issued.

§ 111-20. Replacement tag.

If a license tag is lost or misplaced, the Licensing Authority may issue a replacement tag upon payment of the replacement tag fee established in Chapter 113, Fees.

§ 111-21. Proof of licensing.

Proof of licensing shall be produced by any person owning, keeping, maintaining, harboring, or having custody of a dog or cat upon the request of any Health Official, police officer, Animal Control Officer, or other authorized official.

§ 111-22. Dogs and cats brought into the Township.

- A. The licensing provisions of this chapter shall not apply to a nonresident passing through the Township while accompanied by a dog or cat kept under full control and not permitted to run at large.
- B. Any person bringing a dog or cat of licensing age into the Township shall comply with the licensing provisions of this chapter within:
 - 1. Ninety days, if the dog or cat is currently licensed in another state; or
 - 2. Ten days, if the dog or cat is not currently licensed.
- C. A valid license tag issued for the current licensing year by another New Jersey municipality may be accepted as evidence of compliance for that licensing year.

§ 111-23. Annual license fees.

The annual license fees for dogs and cats, including any replacement tag fee, shall be as established in Chapter 113, Fees. Proof of sterilization may be provided by certification from a licensed veterinarian or by the person applying for the license. In the absence of proof of sterilization, the dog or cat shall be deemed unaltered and of reproductive age for licensing purposes.

§ 111-24. Late fee.

After March 31 of each year, an additional late registration fee, as established in Chapter 113, Fees, shall be imposed for each dog or cat license renewal.

§ 111-25. Failure to license after March 31.

After March 31 of each year, in addition to the annual license fee and late registration fee, the owner may be subject to the issuance of a summons in Municipal Court and the penalties set forth in this chapter.

§ 111-26. Disposition of dog license fees.

All dog license fees and other moneys collected and received pursuant to N.J.S.A. 4:19-15.1 et seq. and this chapter, except State-required dog registration tag fees, State Pilot Clinic Fund fees, State Animal Population Control Fund fees, and any other State-required fees, shall be forwarded to the Treasurer of the Township and placed in a special account separate from other municipal accounts. Such moneys shall be used only for the purposes permitted by N.J.S.A. 4:19-15.11 or any successor statute.

§ 111-27. Disposition of cat license fees.

All cat license fees and other money collected or received under the cat licensing provisions of this chapter shall be forwarded to the Treasurer of the Township and deposited in the current account, or such other account as may be legally appropriate, and shall be used for local prevention and control of rabies, animal control, canvassing, and administration of this chapter.

§ 111-28. Fee exemption for service dogs.

Dogs used as service animals, guide dogs, hearing dogs, or other assistance dogs for persons with disabilities shall be licensed and registered as otherwise provided in this chapter, except that no license fee shall be charged where prohibited by applicable State or federal law.

§ 111-29. Adult responsibility for licensed animals.

The owner of a dog or cat licensed under this chapter shall be at least 18 years of age. If the person who owns, keeps, harbors, maintains, possesses, or has custody of the dog or cat is under 18 years of age, a parent or legal guardian shall be deemed responsible for compliance with this chapter, including licensing, fees, penalties, impoundment costs, veterinary costs, quarantine costs, and all other obligations imposed by law.

§ 111-30. Reserved.

Article III. Animal Control, Impoundment, Redemption, and Shelter Procedures

§ 111-31. Animal control services.

The Township may appoint, employ, designate, or contract for Animal Control Officers and animal control services as deemed necessary by the Township Committee. The duties of the Animal Control Officer shall include enforcement of this chapter, applicable State animal control laws, and such other duties as may be assigned by the Township Administrator or required by law.

§ 111-32. Municipal animal shelter; impoundment facility.

- A. There is hereby established in the Township a municipal animal shelter.
- B. The Township may maintain, operate, designate, or contract for the management, operation, staffing, maintenance, custody, and administration of the municipal animal shelter and for any impoundment facility used for the custody, sheltering, care, quarantine, redemption, adoption, or lawful disposition of animals taken into custody pursuant to this chapter or applicable law.
- C. The Animal Control Officer, any contracted animal control service provider, or any other person or entity designated by the Township shall be responsible for such duties relating to the municipal animal shelter, impoundment of animals, custody, care, redemption, adoption, and disposition of animals as may be assigned by the Township.
- D. The municipal animal shelter and any impoundment facility used by or on behalf of the Township shall be maintained and operated in compliance with applicable State statutes, rules, regulations, and standards governing animal shelters, pounds, kennels operating as shelters or pounds, holding facilities, animal control facilities, rabies control, quarantine, and humane treatment of animals.

§ 111-33. Animals running at large; leashing and control of dogs off premises.

- A. No owner shall permit a dog to run at large within the Township.
- B. No owner shall permit any animal to run at large in a manner that creates a threat to public health, safety, or welfare; causes damage to property; interferes with pedestrians, bicyclists, motorists, or emergency responders; or otherwise violates this chapter or applicable law.

- C. No person owning, keeping, harboring, or having custody of any dog shall permit such dog to be upon any public street, sidewalk, right-of-way, park, or other public place within the Township unless such dog is accompanied by a person competent to manage and control the dog and is securely confined and controlled by an adequate leash not more than six feet long.
- D. No person owning, keeping, harboring, or having custody of any dog shall permit such dog to go upon or across the lawn, yard, entrance walk, driveway, landscaping, shrubbery, or other private property of another without the permission of the owner or occupant thereof.
- E. Nothing in this section shall prohibit a dog from being curbed in that portion of the street lying between the curblines, or the paved portion of the street if there are no curbs, provided that the person in charge of the dog otherwise complies with Chapter 192, Pet Solid Waste, and all other applicable provisions of the Code.
- F. The Animal Control Officer, police officer, Health Officer, or other authorized official may take into custody and remove to an impoundment facility any animal authorized to be seized or impounded under applicable law, including:
 - 1. Any dog running at large;
 - 2. Any stray animal;
 - 3. Any dog or cat required to be licensed that is found without a current license tag or other proof of licensing;
 - 4. Any animal suspected of being rabid;
 - 5. Any animal that is ill, injured, abandoned, or in need of emergency care;
 - 6. Any animal creating a threat to public health, safety, or welfare; and
 - 7. Any animal otherwise interfering with the lawful use or enjoyment of property.

§ 111-34. Costs of removal and care.

The owner of any animal removed, impounded, sheltered, quarantined, or cared for under this chapter shall be responsible for the reasonable costs of removal, transportation, sheltering, care, feeding, veterinary treatment, quarantine, and related expenses, including the minimum charges and actual costs established in Chapter 113, Fees. Such charges shall not be in lieu of any fines or penalties that may be imposed for violation of this chapter.

§ 111-35. Identification and owner notification.

- A. The Animal Control Officer or impoundment facility shall make diligent inquiry to determine the ownership of any impounded animal.
- B. Dogs and cats taken into custody shall be scanned for microchip identification in accordance with applicable State law.

- C. If ownership information is identified, the owner shall be notified of the animal's whereabouts as required by law.

§ 111-36. Redemption of impounded animals.

The owner of an impounded animal may redeem the animal upon proof of ownership and payment of all applicable license fees, impoundment fees, sheltering costs, veterinary costs, quarantine costs, and other lawful charges.

§ 111-37. Disposition of animals not redeemed.

If an owner does not claim an animal within the period required by applicable law, or if the ownership of the animal cannot be determined and the animal is not claimed within the period required by applicable law, the animal may be adopted, transferred, released to a rescue organization, or otherwise humanely disposed of in accordance with applicable State law.

§ 111-38. Adoption of animals.

- A. The Township, Animal Control Officer, or impoundment facility may make appropriate inquiry into persons seeking to adopt any animal.
- B. No animal shall be placed for adoption, transferred, or otherwise made available for experimentation in violation of applicable State law.
- C. There shall be an adoption processing fee as established in Chapter 113, Fees, payable to the Township unless otherwise established by contract, resolution, or applicable law.
- D. Any person adopting an animal shall be responsible for veterinary costs incurred for the animal during confinement unless waived by the Township Administrator, Animal Control Officer, or authorized shelter representative for good cause shown.

§ 111-39. Humane care of animals.

- A. No person shall abandon any animal.
- B. No owner shall fail to provide an animal with necessary food, water, proper shelter, protection from the elements, and veterinary care as needed.
- C. If an injured or sick animal is found and the identity of the owner is unknown, the Animal Control Officer, Health Officer, police officer, or other authorized official may authorize emergency veterinary care to stabilize the animal. If the owner is later identified, the owner shall be responsible for all costs incurred.

- D. If, in the opinion of a licensed veterinarian, the animal is critically injured, terminally ill, or suffering, and no owner can be promptly identified, the animal may be handled in accordance with applicable State law and veterinary standards.

§ 111-40. Reserved.

Article IV. Bites, Rabies, Quarantine, and Emergency Action

§ 111-41. Animal bites.

Any person having knowledge of an animal bite or suspected exposure to rabies shall report the matter to the Health Officer, Board of Health, Police Department, Animal Control Officer, or other appropriate authority as required by law.

§ 111-42. Quarantine.

Any animal that bites a person, is suspected of having rabies, or is otherwise required to be quarantined shall be confined, quarantined, examined, released, or otherwise handled in accordance with applicable State law, regulations, and directions of the Health Officer or other authorized official.

§ 111-43. Animals suspected of rabies or presenting immediate danger.

- A. Any animal running at large, acting in a manner presenting an immediate threat to public safety, or showing signs consistent with rabies may be captured, confined, quarantined, or otherwise handled as required by applicable law.
- B. If immediate destruction of an animal is necessary to protect human life or prevent serious injury, and safe capture is not reasonably possible, a police officer or other authorized official may take such emergency action as is permitted by law.
- C. A report shall be promptly made to the Health Officer or Board of Health following any such action.
- D. The owner, if known, shall be responsible for costs associated with removal, testing, transportation, disposal, quarantine, and related lawful charges.

§§ 111-44 through 111-50. Reserved.

Article V. Potentially Dangerous Dogs

§ 111-51. Applicability.

This article shall apply to any dog declared to be potentially dangerous pursuant to N.J.S.A. 4:19-17 et seq., any successor statute, or any order of a court of competent jurisdiction.

§ 111-52. Registration number, identification tag, and license required.

If a dog whose owner resides within the Township is declared potentially dangerous, the owner shall, at the owner's expense, apply to the Licensing Authority for a special municipal potentially dangerous dog registration number, red identification tag, and Township potentially dangerous dog license in accordance with State law.

§ 111-53. Potentially dangerous dog license fee.

The annual fee for a potentially dangerous dog license shall be as established in Chapter 113, Fees, subject to the minimum and maximum amounts permitted by N.J.S.A. 4:19-31 or any successor statute.

§ 111-54. Conditions of license.

The owner of a potentially dangerous dog shall comply with all requirements imposed by State law, court order, settlement, stipulation, administrative directive, and this chapter, including but not limited to:

- A. Displaying required warning signs;
- B. Maintaining any required enclosure;
- C. Muzzling and restraining the dog when outside the enclosure, as required by law or court order;
- D. Maintaining liability insurance in the amount required by State law or court order, which policy shall identify the potentially dangerous dog by breed, sex, color, markings, age, name, and any license, registration, microchip, tattoo, or other identifying information available, and shall provide coverage for liability arising from the acts of that specifically identified dog;
- E. Paying all impoundment, sheltering, animal control, veterinary, and related costs; and
- F. Complying with all inspection, notification, transfer, relocation, and reporting requirements.

§ 111-55. Enclosure.

Any required enclosure for a potentially dangerous dog shall comply with State law, court order, and any applicable Township zoning, construction, property maintenance, and land use requirements.

§ 111-56. Liability insurance.

The owner of a potentially dangerous dog shall maintain liability insurance in the amount required by State law or court order. Such policy shall identify the potentially dangerous dog by breed, sex, color, markings, age, name, and any license, registration, microchip, tattoo, or other identifying information available, and shall provide coverage for liability arising from the acts of that specifically identified dog. If permitted by law, the Township may require proof of such insurance and notice of cancellation, termination, or expiration.

§ 111-57. Removal from Township.

If the owner permanently removes a potentially dangerous dog from the Township, the owner shall provide written evidence satisfactory to the Township demonstrating compliance with all applicable State law, court orders, transfer notices, impoundment charges, and animal control requirements.

§ 111-58. Costs.

The owner of a potentially dangerous dog shall be responsible for all costs and expenses incurred by the Township, Animal Control Officer, impoundment facility, or other authorized agency in connection with impoundment, sheltering, care, enforcement, notices, inspections, hearings, destruction where ordered by a court, and other administrative functions authorized by law.

§§ 111-59 through 111-60. Reserved.

Article VI. Sale of Dogs and Cats

§ 111-61. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ANIMAL CARE FACILITY

An animal control center, animal shelter, pound, or similar facility maintained by or under contract with any state, county, or municipality, whose mission and practice is, in whole or significant part, the rescue and placement of animals in permanent homes or rescue organizations.

ANIMAL RESCUE ORGANIZATION

A not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and whose mission and practice is, in whole or significant part, the rescue and placement of animals in permanent homes.

OFFER FOR SALE

To sell, offer for sale or adoption, advertise for sale, barter, auction, give away, or otherwise dispose of a dog or cat.

PET SHOP

A retail establishment where dogs or cats are sold, exchanged, bartered, or offered for sale as pet animals to the general public at retail. This definition shall not include an animal care facility or animal rescue organization.

§ 111-62. Sale of dogs and cats restricted.

A pet shop may offer for sale only those dogs and cats that the pet shop has obtained from or displays in cooperation with:

- A. An animal care facility; or
- B. An animal rescue organization.

§ 111-63. Minimum age.

No pet shop shall offer for sale a dog or cat younger than eight weeks old.

§§ 111-64 through 111-70. Reserved.**Article VII. Enforcement and Penalties****§ 111-71. Enforcement.**

This chapter may be enforced by the Animal Control Officer, Health Officer, police officers, Code Enforcement Officer, Zoning Officer, or any other official authorized by the Township or by law.

§ 111-72. Interference prohibited.

No person shall hinder, obstruct, delay, interfere with, or refuse to provide required information to any official enforcing this chapter or applicable State animal control laws.

§ 111-73. Violations and penalties.

- A. Any person violating any provision of this chapter shall, upon conviction, be subject to the penalties set forth in Chapter 1, General Provisions, Article II, General Penalty, unless another penalty is specifically provided by State law or another provision of the Code.
- B. Each day that a violation continues shall constitute a separate offense.
- C. Penalties shall be in addition to, and not in lieu of, any license fee, late fee, impoundment fee, sheltering cost, veterinary cost, quarantine cost, remediation cost, or other lawful charge due to the Township or its designated animal control provider.

§§ 111-74 through 111-80. Reserved.

SECTION 3. Amendment to Chapter 113, Fees. Chapter 113, Fees, § 113-1, Designation of fees, is hereby amended and supplemented to add the following fees:

Animal control, dog, cat and animal fees.

The following fees shall apply pursuant to Chapter 111, Dogs, Cats, and Other Animals:

- A. Dog license, unaltered: \$18.
- B. Dog license, spayed or neutered: \$15.
- C. Cat license, unaltered: \$18.
- D. Cat license, spayed or neutered: \$15.
- E. Replacement license tag: \$5.
- F. Late registration fee, after March 31: \$15.
- G. Minimum impoundment, removal, sheltering and care charge for first 24 hours: \$25.
- H. Minimum impoundment, sheltering and care charge for each day or part thereof after the first 24 hours: \$25.

- I. Adoption processing fee: \$25.
- J. Potentially dangerous dog license: \$700.
- K. Rabies testing, carcass transportation, disposal, quarantine, veterinary care, sheltering, impoundment, or other extraordinary animal control costs: actual cost incurred by the Township or its designated animal control provider, unless otherwise provided by law.

SECTION 4. Amendment to Chapter 113, § 113-4. Chapter 113, Fees, § 113-4, Provisions not applicable to certain permits, is hereby amended to read as follows:

§ 113-4. Provisions not applicable to certain permits.

The provisions of this section shall not apply to or include permits issued to a real estate broker for the erection of a sign on the premises in question to advertise the same for sale or lease, any alcoholic beverage license or permit issued pursuant to the Alcoholic Beverage Control Act, N.J.S.A. 33:1-1 et seq., or dog or cat licenses issued pursuant to Chapter 111 of the Code of the Township of Wyckoff.

SECTION 5. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is adjudged unconstitutional, invalid, or unenforceable by a court of competent jurisdiction, such adjudication shall not affect the remaining portions of this ordinance.

SECTION 7. This ordinance shall be codified in the Code of the Township of Wyckoff. Chapter 106 shall be repealed, Chapter 111 shall be codified as "Dogs, Cats, and Other Animals," and Chapter 113 shall be amended to include the fees established herein.

SECTION 8. This ordinance shall take effect upon final passage and publication as required by law.

TOWNSHIP OF WYCKOFF
340 FRANKLIN AVENUE
WYCKOFF, NJ 07481

ORDINANCE #2092

AN ORDINANCE AMENDING CHAPTER 157, "SEWERS," OF THE CODE OF THE TOWNSHIP OF WYCKOFF, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REVISE CERTAIN PROVISIONS CONCERNING REQUIRED CONNECTIONS TO PUBLIC OR AUTHORITY SEWERS AND TO REPEAL THE CONNECTION OPTION WHEN MORE THAN ONE SEWER IS AVAILABLE

Note: Matters enclosed in bold-faced brackets [thus] are intended to be omitted. Matters **bolded and underlined** thus are new matters.

WHEREAS, the Township Committee has reviewed Chapter 157 of the Code of the Township of Wyckoff concerning sewer connections and individual sewage disposal facilities; and

WHEREAS, the Township Engineer has recommended certain revisions to clarify when connection to a public sewer or Authority sewer is required, to revise distance thresholds, to update connection-triggering events, and to repeal the existing provision permitting an election where more than one sewer is available;

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

SECTION 1. Section 157-4, entitled "Maintenance of privy or septic tank restricted," is hereby amended to read as follows:

§ 157-4. Maintenance of privy or septic tank restricted.

[Except as hereinafter provided,] Except as otherwise provided in this Part, it shall be unlawful to construct or maintain any privy vault, septic tank, cesspool or other similar facility intended or used for the disposal of sewage within the Township of Wyckoff.

SECTION 2. Section 157-5, entitled Connections to public sewers required; exemption, is hereby retitled and amended to read as follows:

§ 157-5. **[Connections to public sewers required; exemption]**
Connections to public sewers required.

All owners of buildings situated in the Township of Wyckoff on premises abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sewer or Authority sewer **[is] are** hereby required, at **[his] their** own expense, to install suitable toilet facilities therein and to connect such facilities directly to the public sewer or Authority sewer in accordance with the provisions of Part 1 of this chapter within 30 calendar days after the date of official notice requiring such action **[unless specifically exempted by provisions of this Part 1]**.

SECTION 3. Section 157-6, entitled "Permitted maintenance of individual sewage disposal system; change requiring sewer connection," is hereby amended to read as follows:

§ 157-6. Permitted maintenance of individual sewage disposal system; change requiring sewer connection.

A. All owners of buildings situated within the Township of Wyckoff on premises abutting any street, alley or right-of-way **[as designated in Wyckoff Ordinance No. 579, in which there is located a public sewer or Authority sewer installed prior to January 1, 1977, as part of Wyckoff pollution control system under contracts 1, 2, 4 and 7 of said system; and all owners of buildings situated within the Township of Wyckoff upon premises abutting any street, alley or right-of-way, designated in Wyckoff Ordinance No. 886, as part of Wyckoff pollution control system under Contract 15, and as designated in Wyckoff Ordinance No. 943, as part of Wyckoff pollution control system under Contract 22 of said system,] in which there is located an active public sewer or Authority sewer, who have an existing individual sewage disposal facility which is operating satisfactorily and constructed and maintained in accordance with local law, shall not be required to connect the toilet facilities therein directly to the public sewer or Authority sewer lines unless:**

1) **[The individual sewage disposal facility requires substantial repair. The Wyckoff Board of Health shall determine on the basis of the public health and welfare whether any individual sewage disposal facility is in need of substantial repair. Pumping of such a facility shall be permitted at reasonable intervals, the frequency of which shall be determined by the Wyckoff Board of Health. No person shall pump or empty an individual sewage disposal system without first obtaining a permit from the**

Wyckoff Board of Health.] The individual sewage disposal facility is malfunctioning as defined by N.J.A.C. 7:9A-3.4.

2) **[There is a change of use, ownership, or occupancy of the building.] There is a change of use, ownership, or occupancy of the building, a transfer of title to the property, or the structure undergoes a renovation as defined by the Uniform Construction Code, N.J.A.C. 5:23.**

B. Upon the occurrence of the event stated in Subsection A(1) above, **[the owner of the building is required, at the owner's own expense, to connect] the owner shall, at the owner's expense, connect** the toilet facilities with the public sewer or Authority sewer in accordance with the provisions of this Part 1 of this chapter within 30 calendar days after the date of official notice requiring such action, **which work may include extending the municipal sewer main as necessary.**

C. Upon the occurrence of an event stated in Subsection A(2) above, including a real property transfer, the owner of the property shall abandon all subsurface sewage disposal systems and connect to **[public or Sewer Authority sanitary sewer system] the public or Authority sanitary sewer system** if the property abuts any street, alley or right-of-way in which there is located **[a public sewer or Authority sewer] an active public sewer or Authority sewer**. Said connection must be completed prior to obtaining a **[continued certificate of occupancy] certificate of approval for resale** for the property **in accordance with Chapter 94 of the Code.**

SECTION 4. Section 157-7, entitled "Public sewers not convenient to property," is hereby amended to read as follows:

§ 157-7. Public sewers not convenient to property.

A. In the event a public sanitary sewer or Authority sewer to which the owner of a building is required to connect, pursuant to the aforementioned sections of this Article, is not available within **[150 feet of such building] 100 feet of such property**, existing individual **[sewer] sewage** disposal facilities may be utilized, provided:

1) The building is used solely as a single-family residence.

2) The building is in existence as of the effective date of this Article.

3) Such facilities strictly conform to all applicable state and local laws, ordinances, rules and regulations.

B. Anything herein to the contrary notwithstanding, in the event a public sanitary sewer or Authority sewer is available for use within **[150 feet of a building] 100 feet of such property**, it shall be unlawful, **pursuant to N.J.A.C. 7:9A-1.6(e)**, to construct or reconstruct any individual sewage disposal facility or part thereof or any leaching pit, trench or field.

SECTION 5. Section 157-8, entitled "Connection option when more than one sewer available," is hereby repealed in its entirety and reserved.

§ 157-8. [Connection option when more than one sewer available] Reserved.

All owners of buildings situated within the Township of Wyckoff on premises abutting on any street, alley or right-of-way in which there is located or may in the future be located two public sewers, including Authority sewers, one of which is within 150 feet of the building, shall have the option to connect to either sewer, provided such election is made within 30 calendar days after receiving written notification from the Township of Wyckoff, and such election may not be revoked without approval of the Township Committee of the Township of Wyckoff.]

SECTION 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 7. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 8. This ordinance shall take effect upon final passage and publication according to law.