

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE OPEN WORK SESSION MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021 – 7:00 P.M.**

The PAUSE – Municipal Clerk posted the link to the live meeting on our website's homepage.

OPEN PUBLIC MEETINGS ACT

PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA10:4-6 et seq., the Township Committee of the Township of Wyckoff shall conduct its 7:00 pm, Tuesday, June 15, 2021 Work Session meeting in the second floor court room at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 and the meeting will also be live-streamed via the Township of Wyckoff's YouTube channel and members of the public may attend the meeting to provide public comment or call 201-891-7000, ext. #2220 should they wish to provide public comment during the public comment period.

These measures are implemented to allow members of the public to observe the Township Committee meeting in person and via live streaming and to provide to the public the ability to comment telephonically during the period for public comment which appears on the agenda for the meeting.

This notice and agenda have been posted on the Township's home page Wyckoff-nj.com at the Quick Link for "Minutes & Agendas" on Friday, June 11, 2021. Please select "Township Committee" and locate the date of the meeting to view documents, such as resolutions and ordinances which are made available.

General instructions regarding access to the meeting will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "News" item on Friday, June 11, 2021 by 4:30 pm.

To view the Township Committee meeting via live-stream, please access the YouTube link which will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "NEWS" item immediately prior to the commencement of the meeting at approximately, 6:55 pm on June 15, 2021.

To be notified of all future live streamed Township meetings, please create a YouTube account and subscribe to our YouTube channel, "Township of Wyckoff".

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. A recording of the meeting will be available immediately after the meeting concludes on the Township's YouTube channel, "Township of Wyckoff. 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
Acting Municipal Clerk

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TUESDAY, JUNE 15, 2021 – 7:00 P.M.**

Mayor Melissa D. Rubenstein opened the Open Work Session Meeting at 7:00 p.m. in the second-floor municipal court room.

Nancy Brown, Acting Municipal Clerk read the Open Public Work Session statement: "This Open Public Work Session Meeting of the Wyckoff Township Committee is now in session. In accordance with the Open Public Meetings Act, notice of this meeting appears on our Annual Schedule of meetings. A copy of said Annual Schedule has been posted on the Bulletin Board in Memorial Town Hall; a copy has been filed with the Municipal Clerk, The Record, The Ridgewood News and the North Jersey Herald and News – all newspapers having general circulation throughout the Township of Wyckoff. At least 48 hours prior to this meeting the Agenda thereof was similarly posted, filed and mailed to said newspapers. The Agenda with the resolutions and ordinances to be considered was posted on the Township's website at "Minutes & Agendas" on the Friday prior to this evening's meeting."

Present: Mayor Melissa D. Rubenstein, Committeemen Rudolf E. Boonstra, Thomas J. Madigan, Peter J. Melchionne and Timothy E. Shanley
Also Present: Township Administrator Robert J. Shannon, Acting Municipal Clerk Nancy Brown and Township Attorney Robert Landel

At this time, Mr. Larry Inserra from the Wyckoff Shop Rite and Giuseppe Cascio from Lakeland Bank presented the Township Committee with checks of \$5,000 each to the Wyckoff Volunteer Fire Department to sponsor a portion of the Community Fireworks on Saturday, September 25, 2021. Committeeman Shanley and the Township Committee members all expressed thanks for their generous support to the community.

Mayor Rubenstein confirmed that the Finance Committee has reviewed and signed vouchers.

Mayor Rubenstein opened the meeting for the ten (10) minute public comment period, two (2) 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 call 201-891-7000, ext. 2220 if you wish to make a public comment at this time. Motion from Committeeman Shanley, seconded by Committeeman Melchionne, all voting yes to open the ten (10) minute public comment period.

Mr. Timothy Buchman, 430 Meer Avenue came forward to expound on the following topic: "Robert Landel reported recently on a meeting with Peter Lupo, of Hoplite Communications. When the Wyckoff Zoning Board of Adjustment requires a traffic or fire protection consultant, they hire one (1) with a "duty" to the Board, not the "same one" the applicant used. "I'm confused about why towns are contracting with a "creature" of the wireless telephone companies, to represent the towns! Listening to an applicant's presentation is one thing. But signing onto it, just because it's "free," is an abdication of responsibility."

"I'm no 5G expert, but I wonder if featuring the football size of the antennas is soft-pedaling the more substantial size of the equipment boxes? (This Committee has previously expressed displeasure about the visual prominence of pole-mounted solar panels). Has Mr. Lupo offered a visit to a full-size mock-up representing 90% of the final poles' appearances in Wyckoff? In view of the density of nodes, we should also be asking, what is the increase (after installation is over) in technician roadside parking hours? We already have traffic troubles with the increase in delivery services and executive property service parking. Will additional carriers add equipment in the future?? I also worry that improved cell coverage will encourage Verizon's efforts (already made at the

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Jersey Shore) to substitute wireless service for their obligation to provide “copper dial tone.”

“There are some conceptual overlaps between solar panels, public EV charging, 5G equipment and the county traffic light at Sicomac and Cedar Hill Avenue (which I supported). It is hard for me to reconcile opposition to solar panels and traffic lights, with the apparent “*embrace*” of 5G.”

Committeeman Shanley motioned to close the public comment period, seconded by Committeeman Melchionne with an affirmative voice vote.

Review of the 8:00 p.m. Business Agenda:

1. The Agenda is as posted on Friday, June 11, 2021 with ordinances and resolutions.
2. Two (2) additions are proposed for this evening’s Agenda.
 - a). A proclamation to recognize a resident who will be ninety-four (94) years young on July 3, 2021.
 - b). An ordinance prepared by the Township Attorney to address the cannabis legislation.The Township Committee agreed to add both items to the Agenda.
3. The Administrator complimented Acting Municipal Clerk Brown & her Staff for the thorough and complete work product for the Township Committee to consider the annual approval of liquor licenses.

Policy Action Items:

1. The Clerk’s Office has serviced 419 OPRA Requests since May 31, 2021.
2. Social Media followers continue to increase. The largest number of new registrants are: Police Facebook, the Weekly E-News Communication and Instagram.
3. Provident Bank contacted the Administrator requesting information to conduct a grand opening. The Zoning Officer replied with the answers to their questions and Mr. Shannon welcomed the new bank to Wyckoff. Mayor Rubenstein suggested the Administrator provide them the contact for the Wyckoff Chamber of Commerce. The Township has also communicated with the Chamber of Commerce Secretary and provided the names of recent new businesses.
4. The Administrator advised that several project teams that he is managing are actively and currently working on critical projects. These projects include the Morley Drive/Wild Duck Road Sewer main extension, Gardens of Wyckoff Improvements, Fall Resident Newsletter, 2022 Resident Municipal Calendar, 5G, review of user fees, cyber security measures to obtain the most insurance coverage and Employment Practices Liability coverage.
5. The Clerk’s Office has received requests from the Wyckoff Non-Profit Groups that utilize the Larkin House Facility to apply their 2020 prepaid fees that were not used due to the health pandemic to 2021 facility use. The Township Committee agreed.
6. The Administrator drafted a fireworks contract and hold harmless agreement which will be forwarded to the vendor this week.

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7. Now that Governor Murphy has vacated the Emergency Declaration, the Township will begin meeting in Town Hall and return back to pre-pandemic procedures. To the end, the OPMA Notices no longer include the pandemic language. However, the Administrator has maintained the public's ability to "telephone-in" public comments as a helpful transparency feature for individuals who may not be able to easily travel to Town Hall. The Township Committee determined to continue this feature at the business meeting.
8. The Administrator thanked Acting Municipal Clerk Nancy Brown and her dedicated Staff of Anna Coscia and Maryellen Tafrate for a successful election administration effort on Primary Election Day. Assistance was also provided to them from Joe Salerno and the DPW Staff. 8.64% of registered voters came to the polling locations to cast their vote. The convenient ballot drop box located on the Town Hall West Wing Ramp was also useful for the second consecutive year.
9. Town Hall opened yesterday to full access. The previous week, Town Hall was open by attendant and the past seven (7) weeks, Town Hall offices were open by appointment.
10. The Administrator trusted the governing body views the weekly activity status report as useful and timely.
11. The DPW began the Annual Painting of roads in anticipation of school re-opening in September. Each year, a significant traffic safety core duty improvement is performed by the DPW. It is a fact that brightly painted road markings such as; stop lines, crosswalks, school crosswalks, edge of driving lane lines, center road lines and school Xing legends alert motorists. The DPW also began the re-painting of the blue ADA parking spot markings on public property and in our parks to ensure compliance with this law.
12. This morning, the Administrator was able to sequester himself for two (2) hours to achieve forward progress with the Affordable Housing Project Team activities.

Township Committee Reports:

Timothy Shanley:

1. Mr. Shanley thanked Larry Inserra and Giuseppe Cascio for their \$5,000 donations respectively, towards the COVID compliant Community Fireworks Display scheduled for Saturday, September 25, 2021. The Wyckoff Football Boosters will provide a food booth at the Community Fireworks Display.
2. The Parks and Recreation Advisory Board met last evening via Zoom.
3. Mr. Shanley reported that the Memorial Playground was recently enhanced with a new fence and safety mulch. The additional enhancement of lighting detection has been delayed due to shipping problems however, that is expected to be completed by the end of June.

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Rudy Boonstra:

1. The Historical Preservation Commission met last week and advised there will be no meetings conducted in July and August. Mr. Boonstra reported that there are fourteen (14) homes that are registered on the New Jersey list of Historic Places. The Historic Preservation Commission wishes to have these homes listed on the Township of Wyckoff's website. Mr. Boonstra will speak with the Administrator regarding having this request accomplished.
2. The Historic Preservation Commission is exploring the certified, local government certification program for the Historic Preservation Commission. The members of the commission will research this designation, which is expected to help them obtain Historic Preservation Grants in the future.
3. Mr. Boonstra will meet with a Project Team regarding the Gardens of Wyckoff Park on Thursday, June 17, 2021 at 8:30 a.m.
4. Mr. Boonstra reported he will meet with the project team for the Morley Drive Sewer Extension Project on Wednesday afternoon.
5. The Wyckoff Environmental Commission will meet next week. Mr. Boonstra extended thanks to all the volunteers who attended the Annual Fishing Derby on Saturday, June 5, 2021.
6. Mr. Boonstra reminded everyone that a Green Film Festival is being held in Franklin Lakes at the Parson Ponds property as a drive-in movie. This is a joint effort between the three (3) FLOW Towns of Franklin Lakes, Oakland and Wyckoff.
7. The Planning Board did not conduct their meeting last week however, there was a recent Planning Board issue regarding 225 Van Houten Avenue. Mr. Boonstra stated:

"The Township Committee directs the Township Attorney and/or the Administrator to order the appropriate agency in the Wyckoff Building Department to commence enforcement of remediation necessitated by the June 2020 Planning Board, Denial of a Soil Movement Permit at 225 Van Houten Avenue, Wyckoff, New Jersey 07481

The enforcement shall begin on Wednesday, June 16, 2021 and will include but not be limited to per-diem summonses carrying daily fines of \$2,000, or as otherwise proscribed by Ordinance of the Township of Wyckoff. The per-diem summonses and fines shall continue until the remediation is completed as determined by the Township Engineer and will be answerable in Wyckoff Municipal Court."

A motion made by Committeeman Boonstra to begin these enforcement measures, seconded by Committeeman Madigan.

BOONSTRA YES **MADIGAN** YES **MELCHIONNE** YES
SHANLEY YES **RUBENSTEIN** ABSTAIN

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Peter Melchionne:

1. Mr. Melchionne reported that the Wyckoff Board of Health met last week.
2. The Zoning Board of Adjustment will meet on Thursday, June 17, 2021. The Administrator was requested to inform the Zoning Board that the Township Committee desires all meeting going forward to be in person.
3. Mr. Melchionne volunteered at the Annual Fishing Derby and expressed his thanks to all the volunteers who helped make the day a very special and enjoyable event for the children participants.

Thomas Madigan:

1. Mr. Madigan thanked the Wyckoff Shop Rite and Lakeland Bank for their generosity again this year. These two (2) businesses have “stepped up” to help fund the Community Fireworks Display.
2. Mr. Madigan attended the Chamber of Commerce Meeting at 5:30 p.m. this evening where the Chamber of Commerce Scholarships were awarded. The recipients are Drew McNamara, Carson Alnor and Eva Pervin. Congratulations to all the Recipients!!
3. Mr. Madigan advised that the Eisenhower Middle School Graduation will be held on Thursday, June 24, 2021. The Ramapo/Indian Regional High School Graduations will take place on Wednesday, June 23, 2021.
4. Mr. Madigan thanked all the residents who voted in the Primary Election on Tuesday, June 8, 2021 and for supporting both he and Mr. Shanley.
5. On a personal note, Mr. Madigan was pleased to announce that his daughter Annie became engaged over the weekend. The marriage proposal took place on the Golden Gate Bridge in San Francisco, CA.
6. Mr. Madigan wished all a Happy Father’s Day.

Mayor Rubenstein:

1. Mayor Rubenstein reported that she and Committeeman Madigan attended the Eagle Scout Court of Honor on Sunday, June 13, 2021 where four (4) young men from Troop 309 received their Eagle Scout Badge. Congratulations!! Much good luck and success in the future.
2. Mayor Rubenstein also attended this evening’s Chamber of Commerce Scholarship Award Presentation. Congratulations to the three (3) scholarship winners.
3. Mayor Rubenstein reported that the Zabriskie House Trustees are planning a Zoom Meeting in the near future.
4. Mayor Rubenstein commented that this year’s Annual Fishing Derby was very, very successful. A number of new families attended the event as their first introduction to Wyckoff. All who attended had an enjoyable fishing experience.
5. Later this week, the Police Committee consisting of Mayor Rubenstein, Committeeman Boonstra, the Administrator and Police Chief Murphy will begin to interview candidates for the vacancy expected at the end of the year for a probationary police officer.

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6. Mayor Rubenstein complimented Police Chief Murphy for the new innovative program to be implemented this Summer. If a police officer observes children sixteen (16) years of age or younger, wearing a bicycle helmet while biking, they will receive a "ticket" to redeem a free ice cream at Dairy Queen. Hopefully, this innovative program will encourage children to bicycle in a safe manner.
7. Mayor Rubenstein reported that the Wyckoff Police Department will participate with the Wyckoff K-8 School District in a successor program to the antidrug and alcohol program known as "DARE."
8. Mayor Rubenstein wished all a Happy Father's Day and extended good wishes to everyone who takes the lead as a father.

Township Attorney Report:

1. Mr. Landel has been assisting the Clerk with the legal aspect of specific OPRA requests.
2. The Cannabis Ordinance was completed this week and provided to the Township Committee for review.
3. Mr. Landel is drafting the assignment of a developer's agreement.
4. Mr. Landel continues to monitor the Bergen County Planning Board for their approval of the Maple Lake Subdivision Application.

Adjourn the Open Work Session Meeting at 7:35 p.m.

MOTION: BOONSTRA SECOND MADIGAN
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES



Melissa D. Rubenstein
Mayor



Nancy A. Brown
Acting Municipal Clerk

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SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

TOWNSHIP OF WYCKOFF

Open Public Meetings Act Notice

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Nancy A. Brown
Acting Municipal Clerk

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TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE WORK SESSION MEETING
MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021 - 7:00 P.M.

PAUSE – Municipal Clerk will post the link to the live meeting on our website's homepage.

1. 7:00 pm Work Session Meeting called to order by Mayor Melissa D. Rubenstein
2. Roll call of Township Committee
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES
3. Reading of "Open Work Session" statement by Acting Clerk, Nancy A. Brown
4. Presentation of donation checks by Lakeland Bank and ShopRite in support of the 2021 Fireworks Show scheduled for Saturday, September 25, 2021.
5. Confirm Finance Committee has reviewed and signed vouchers and that Mayor and Municipal Clerk have signed any necessary documents.
6. Motion to open the Ten (10) Minute Public Comment period:
Ten Minute public comment period, two (2) 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 call 201-891-7000, ext. #2220 if you wish to make a comment.
MOTION: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES
Motion to close the Public Comment period:
MOTION: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES
7. Review of 8:00 p.m. Business Meeting Agenda – Administrator
8. Review of Policy Action Items – Administrator
9. Reports of Township Committee Members
10. Report of Township Attorney
11. Adjourn
MOTION: SHANLEY SECOND BOONSTRA
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

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PAYMENT OF CLAIMS MAY BE PAID AT ALL WORK SESSION MEETINGS
AND ALL TOWNSHIP COMMITTEE BUSINESS MEETINGS

FORMAL ACTION MAY BE TAKEN AT THIS WORK SESSION

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TUESDAY, JUNE 15, 2021**

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE BUSINESS MEETING
MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021 - 8:00 PM**

1. Regular Meeting of the Wyckoff Township Committee called to order by Mayor Melissa D. Rubenstein

2. Flag Salute

3. Invocation

4. Reading of the "Open Public Meetings Act" statement by Nancy A. Brown

5. Roll Call of the Township Committee Members Present:

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

6. Request motion to open the Public Comment Period:

Public Comment period, five (5) 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 call 201-891-7000, ext. #2220 if you wish to make a comment.

MOTION: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

- Request motion to close the Public Comment Period:

MOTION: SHANLEY SECOND BOONSTRA
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

7. Approval of the June 1, 2021 Township Committee Work Session and Regular Business meeting minutes:

MOTION: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

8. **Consent Agenda:** All matters listed below are considered by the Township Committee to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Township Committee, that item will be removed from the Consent Agenda and considered separately:

I Resolutions (Adoption of the following):

- | | |
|---------|---|
| #21-216 | Endorsement of Community Development Project – Evergreen Ct. |
| #21-217 | Award of Contract – Pay to Play – Solar Pedestrian Safety Signs |
| #21-218 | Authorize Purchase of State of NJ Contract – Police Vehicle |
| #21-219 | Authorization of Vouchers and Payment of Bills |
| #21-220 | Return of Certain Overpaid Taxes, Escrow Monies, etc. |
| #21-221 | Authorize Municipal Public Information for 9/25/21 Fireworks |

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- | | |
|---------|---|
| #21-222 | Recognizing June as Pride Month |
| #21-223 | Establish Lien/Abate Property Maintenance Violation – Block 317,
Lot 2 – 388 Pathway Manor |
| #21-224 | 2021/2022 Liquor License Renewal – Moonway/dba Blue Moon |
| #21-225 | 2021/2022 Liquor License Renewal – JMJ/dba The Barn Original |
| #21-226 | 2021/2022 Liquor License Renewal – Jeze Corp |
| #21-227 | 2021/2022 Liquor License Renewal – Sera Corp/Wine & Spirit |
| #21-228 | 2021/2022 Liquor License Renewal – Pane e Vino/Aldo's |
| #21-229 | 2021/2022 Liquor License Renewal – Brick House |
| #21-230 | 2021/2022 Liquor License Renewal – Gearhead Liquors |
| #21-231 | Authorize Application to the NJ DOT Trust Fund Grant Program |

II Ordinances – Introduction

ORDINANCE #1940 – AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF GRANT FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$52,988.

ORDINANCE #1941 - AN ORDINANCE AMENDING CHAPTER 186, "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO PROHIBIT THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE TOWNSHIP OF WYCKOFF

III Motions

A. Approve and memorialize amendments to the St. Nicholas Greek Orthodox Church's September 2021 Festival plans based on changes to Covid public health restrictions.

B. Approve and memorialize proclamation celebrating the 94th birthday of former Police Chief Robert Sokoly.

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:	SHANLEY	SECOND	MELCHIONNE
BOONSTRA	YES	MADIGAN	YES
SHANLEY	YES	RUBENSTEIN	YES

9. Ordinances – Public Hearing / Further Consideration:

Madam Chairperson, I have two Ordinances for Public Hearing / Further Consideration:

The first is **Ordinance #1938** which is

AN ORDINANCE TO MODIFY AND SUPPLEMENT CHAPTER #163, "STORMWATER MANAGEMENT" IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO REFLECT THE FEDERAL COMPREHENSIVE REGULATIONS KNOWN AS STORMWATER CONTROL ORDINANCE.

for second reading, by title only, and a copy of this Ordinance has been posted 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.

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COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1938, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1938 be closed.

COMMITTEE PERSON MELCHIONNE : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1938, 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 in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

And finally, we have **Ordinance #1939** which is

AN ORDINANCE TO ESTABLISH A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 57, ENTITLED, "RESTRICTED AREAS IN BUILDINGS WHERE MUNICIPAL OPERATIONS ARE CONDUCTED LIMITED TO AUTHORIZED EMPLOYEES ONLY TO PROTECT AND SAFEGUARD PUBLIC RECORDS CONTAINING PERSONALLY IDENTIFIABLE INFORMATION".

for second reading, by title only, and a copy of this Ordinance has been posted 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.

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

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COMMITTEE PERSON MELCHIONNE : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1939, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

(Public Comments are heard here.)

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1939 be closed.

COMMITTEE PERSON BOONSTRA : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1939, 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 in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

10. Adjourn

Chairman: May I have a motion to and a second to adjourn the Business Meeting?

MOTION: BOONSTRA SECOND SHANLEY
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

PAYMENT OF CLAIMS MAY BE PAID AT ALL TOWNSHIP COMMITTEE
WORK SESSION MEETINGS AND ALL TOWNSHIP COMMITTEE
REGULAR MEETINGS

FORMAL ACTION MAY BE TAKEN DURING THIS MEETING

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

Meeting Called To Order

Mayor Melissa D. Rubenstein called the regular meeting of the Wyckoff Township Committee in the Municipal Court Room to order at 8:00 pm.

Flag Salute

The Township Committee proceeded with the Pledge of Allegiance led by Mayor Melissa D. Rubenstein.

Invocation

The Invocation was given by Committeeman Rudolf E. Boonstra.

RE: Township Committee Meeting of Tuesday, June 15, 2021, 7:00 p.m. Work Session and 8:00 p.m. Business Meetings will be livestreamed, and public comments will be available telephonically.

Reading of the "Open Public Meetings Act" statement by Nancy A. Brown PLEASE TAKE NOTICE, that in accordance with the Open Public Meetings Act NJSA10:4-6 et seq., the Township Committee of the Township of Wyckoff shall conduct its 7:00 pm, Tuesday, June 15, 2021 Work Session meeting in the second floor court room at Wyckoff Town Hall, 340 Franklin Avenue, Wyckoff, NJ 07481 and the meeting will also be live-streamed via the Township of Wyckoff's YouTube channel and members of the public may attend the meeting to provide public comment or call 201-891-7000, ext. #2220 should they wish to provide public comment during the public comment period.

These measures are implemented to allow members of the public to observe the Township Committee meeting in person and via live streaming and to provide to the public the ability to comment telephonically during the period for public comment which appears on the agenda for the meeting.

This notice and agenda have been posted on the Township's home page Wyckoff-nj.com at the Quick Link for "Minutes & Agendas" on Friday, June 11, 2021. Please select "Township Committee" and locate the date of the meeting to view documents, such as resolutions and ordinances which are made available.

General instructions regarding access to the meeting will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "News" item on Friday, June 11, 2021 by 4:30 pm.

To view the Township Committee meeting via live-stream, please access the YouTube link which will be posted on the Wyckoff web site's home page at www.wyckoff-nj.com as a "NEWS" item immediately prior to the commencement of the meeting at approximately, 6:55 pm on June 15, 2021.

To be notified of all future live streamed Township meetings, please create a YouTube account and subscribe to our YouTube channel, "Township of Wyckoff"

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. A recording of the meeting will be available immediately after the meeting concludes on the Township's YouTube channel, "Township of Wyckoff. 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.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

Attendance

Township Committee Present: Mayor Melissa D. Rubenstein; Committee Present: Rudolf E. Boonstra, Peter J. Melchionne, Thomas J. Madigan and Timothy E. Shanley.

Staff Present: Township Administrator Robert J. Shannon; Acting Municipal Clerk Nancy Brown and Township Attorney Robert Landel.

Meeting Open for Public Comment

Committeeman Shanley made a motion to open the meeting for Public Comment; Seconded by Committeeman Melchionne. All voted in favor.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

Committeeman Shanley made a motion to close the Public Comment Period; Seconded by Committeeman Boonstra. All voted in favor.

Approval of the June 1, 2021 Township Committee Work Session and Regular Business meeting minutes:

MOTION: SHANLEY SECOND MELCHIONNE
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Consent Agenda: All matters listed below are considered by the Township Committee to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Township Committee, that item will be removed from the Consent Agenda and considered separately:

I Resolutions (Adoption of the following)

**#21-216 Endorsement of Community Development Project-
Evergreen Court**

WHEREAS, a Bergen County Community Development grant of Three Hundred Fifty Thousand Dollars and no cents (\$350,000.00) has been proposed by Christian Health Care Center (d/b/a "Christian Health") for door replacement, automation, and card/fob access in Evergreen Court known as Building 3 in the municipality of Wyckoff; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Wyckoff; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey, hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

Nancy A. Brown

From: Doug Struyk <dstruyk@christianhealthnj.org>
Sent: Wednesday, June 2, 2021 3:59 PM
To: Nancy A. Brown
Cc: Robert Shannon
Subject: Christian Health CDBG resolution for consideration by the Governing Body
Attachments: Municipal Resolution for CHCC CDBG-CV 2021 Evergreen Court door replacement-automation-card-fob access.doc

Good afternoon Nancy:

Would you please present the attached resolution to the Governing Body at its next meeting for consideration? This pertains to a CDBG application that we are submitting shortly to the Bergen County Department of Community Development. If you are able to do so, what is the date of the meeting when this would be considered?

Please let me know if you have any questions.

Thanks very much.

Doug Struyk

Douglas A. Struyk, CPA LNHA
President and CEO
Christian Health

Direct 201-848-5888 | Fax 201-848-5854 | dstruyk@christianhealthnj.org



Important Notice:

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you have received this message in error, you are hereby notified that we do not consent to any reading, dissemination, distribution or copying of this message. If you have received this communication in error, please notify the sender immediately and destroy the transmitted information.

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

#21-217 Award of Contract -Pay to Play – Solar Pedestrian Safety Signs

WHEREAS, the Township of Wyckoff has determined in consultation with the Police Chief that three (3) school crosswalk locations can be enhanced with solar powered flashing lighted signs to provide an additional warning to motorists of the need to drive safely due to the locations of a school crosswalk; and,

WHEREAS, N.J.S.A. 19:44A-20.4 et seq., requires contracts procured through price quotations that are below the municipalities bid threshold but over the Pay to Play threshold of \$17,500 to be authorized after municipalities obtain the political contributions disclosure forms and the business entity disclosure certification.

WHEREAS, the aforementioned documentation has been obtained and it is available for public inspection in the Municipal Clerk's office; and,

WHEREAS, an encumbrance of funds certification is a requirement before a purchase order may be issue.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Township Committee authorizes an award of a purchase order to TAPCO, 5100 West Brown Deer Road, Brown Deer, WI 53223 for \$18,182.40

BE IT FURTHER RESOLVED, that this contract has been awarded to this contractor based on the merits and abilities of the contractor to provide the goods or service as described herein. This contract was awarded through the alternate method pursuant N.J.S.A. 19:44A-20-4 et seq. As such, the undersigned does hereby attest that these contractors, their subsidiaries, assigned or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A.

19-:44A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c. 19, affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of these one (1) year contracts to any political party committee in the Township of Wyckoff if a member of that political party is serving in an elective public office of the Township of Wyckoff when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the Township of Wyckoff when the contract is awarded.

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (B) 2 CERTIFY THAT THIS CONTRACT AWARD WILL TAKE PLACE ON JUNE 15, 2021 AND APPROPRIATED IN THE MUNICIPAL CAPITAL ORDINANCE #1935 ACCOUNT NUMBER C-04-55-939-102. THE BUDGETARY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (C) AND 5:30 – 5.4 (B) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS AS SET FORTH IN NJAC 5:30-5.4 (A).

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

**BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
TOWNSHIP OF WYCKOFF**

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

“Local Unit Pay-To-Play Law” (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act

“business entity” means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

“interest” means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation, for profit, as appropriate,

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)

19:44A-3 Definitions. In pertinent part...

p. The term “political party committee” means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term “candidate committee” means a committee established pursuant to subsection a. of section 9 of P.L. 1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures

r. the term “joint candidates committee” means a committee established pursuant to subsection a. of section 9 of P.L. 1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county, and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

19:44A-8 and 16 Contributions, expenditures, reports, requirements.

While the provisions of this section are so extensive to repeat here, the following is deemed to be the pertinent part affecting amounts of contributions:

“The \$300 limit established in this subsection shall remain as stated in this subsection with our further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.15 (C.19:44A-22).”

1

Required Pursuant to N.J.S. 17:27-1.21.8

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Traffic and Parking Control Co., Inc., *as agent of the above named party*, has not made and will not make any repayable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding this contract award action and during the period of the contract award to any of the following named candidate committee, joint candidates committee, or political party committee representing the elected officials of the *Township of Little Egg* as defined pursuant to N.J.S.A. 19:44A-1(a), (c), and (e).

1/23/2022

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

**List of Agencies with Elected Officials Required for Political Contribution Disclosure
N.J.S.A. 19:44A-20.26**

County Name: Bergen

State: Governor and Legislative Leadership Committees
Legislative District #:s: 32, 35, 36, 37, 38, 39, 40

State Senator and two members of the General Assembly per district.

County:	Freeholders	County Clerk	Sheriff
	County Executive	Surrogate	

Municipalities (Mayor and members of governing body, regardless of title):

Allendale Borough	Hasbrouck Heights Borough	Ridgefield Borough
Alpine Borough	Haworth Borough	Ridgefield Park Village
Bergenfield Borough	Hillsdale Borough	Ridgewood Village
Bogota Borough	Ho-Ho-Kus Borough	River Edge Borough
Carlstadt Borough	Leonia Borough	River Vale Township
Cliffside Park Borough	Little Ferry Borough	Rochelle Park Township
Closter Borough	Lodi Borough	Rockleigh Borough
Cresskill Borough	Lyndhurst Township	Rutherford Borough
Danmest Borough	Mahwah Township	Saddle Brook Township
Dumont Borough	Maywood Borough	Saddle River Borough
East Rutherford Borough	Midland Park Borough	South Hackensack Township
Edgewater Borough	Montvale Borough	Teaneck Township
Elmwood Park Borough	Moonachie Borough	Tenafly Borough
Emerson Borough	New Milford Borough	Teeterboro Borough
Englewood City	North Arlington Borough	Upper Saddle River Borough
Englewood Cliffs Borough	Northvale Borough	Waldwick Borough
Fair Lawn Borough	Norwood Borough	Wallington Borough
Fairview Borough	Oakland Borough	Washington Township
Fort Lee Borough	Old Tappan Borough	Westwood Borough
Franklin Lakes Borough	Oradell Borough	Woodcliff Lake Borough
Garfield City	Palisades Park Borough	Wood-Ridge Borough
Glen Rock Borough	Paramus Borough	Wyckoff Township
Hackensack City	Park Ridge Borough	
Harrington Park Borough	Ramsey Borough	

(continued on next page)

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

Boards of Education (Members of the Board):

Alendale Borough	Haworth Borough	Ramapo-Indian Hill Regional
Alpine Borough	Hillsdale Borough	Ramsey Borough
Bergenfield Borough	Ho Ho Kus Borough	Ridgefield Borough
Bogota Borough	Leonia Borough	Ridgefield Park Township
Carlstadt Borough	Little Ferry Borough	Ridgewood Village
Carlstadt-East Rutherford	Lodi Borough	River Dell Regional
Cliffside Park Borough	Lyndhurst Township	River Edge Borough
Closter Borough	Mahwah Township	River Vale Township
Cresskill Borough	Maywood Borough	Rockelle Park Township
Demarest Borough	Midland Park Borough	Rockleigh
Dumont Borough	Montvale Borough	Rutherford Borough
East Rutherford Borough	Moonachie Borough	Saddle Brook Township
Edgewater Borough	New Milford Borough	Saddle River Borough
Elmwood Park	North Arlington Borough	South Hackensack Township
Emerson Borough	Northern Highlands Regional	Teaneck Township
Englewood Cliffs Borough	Northern Valley Regional	Tenafly Borough
Fair Lawn Borough	Northvale Borough	Teterboro
Fairview Borough	Norwood Borough	Upper Saddle River Borough
Fort Lee Borough	Oakland Borough	Waldwick Borough
Franklin Lakes Borough	Old Tappan Borough	Wallington Borough
Garfield City	Oradell Borough	Westwood Regional
Glen Rock Borough	Palisades Park	Wood Ridge Borough
Hackensack City	Paramus Borough	Woodcliff Lake Borough
Harrington Park Borough	Park Ridge Borough	Wyckoff Township
Hasbrouck Heights Borough	Pascack Valley Regional	

Fire Districts (Board of Fire Commissioners):

None

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
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C. 271 POLITICAL CONTRIBUTION DISCLOSURE FORM

Contractor Instructions

Business entities (contractors) receiving contracts from a public agency that are NOT awarded pursuant to a "fair and open" process (defined at N.J.S.A. 19:44A-20.7) are subject to the provisions of P.L. 2005, c. 271, s.2 (N.J.S.A. 19:44A-20.26). This law provides that 10 days prior to the award of such a contract, the contractor shall disclose contributions to:

- any State, county, or municipal committee of a political party
- any legislative leadership committee
- any continuing political committee (a.k.a., political action committee)
- any candidate committee of a candidate for, or holder of, an elective office:
 - of the public entity awarding the contract
 - of that county in which that public entity is located
 - of another public entity within that county
 - or of a legislative district in which that public entity is located or, when the public entity is a county, of any legislative district which includes all or part of the county

The disclosure must list reportable contributions to any of the committees that exceed \$300 per election cycle that were made during the 12 months prior to award of the contract. See N.J.S.A. 19:44A-8 and 19:44A-16 for more details on reportable contributions.

N.J.S.A. 19:44A-20.26 itemizes the parties from whom contributions must be disclosed when a business entity is not a natural person. This includes the following:

- individuals with an "interest" ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit
- all principals, partners, officers, or directors of the business entity or their spouses
- any subsidiaries directly or indirectly controlled by the business entity
- IRS Code Section 527 New Jersey based organizations, directly or indirectly controlled by the business entity and filing as continuing political committees, (PACs).

When the business entity is a natural person, "a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity." (N.J.S.A. 19:44A-20.26(b)) The contributor must be listed on the disclosure

Any business entity that fails to comply with the disclosure provisions shall be subject to a fine imposed by ELBC in an amount to be determined by the Commission which may be based upon the amount that the business entity failed to report.

The enclosed list of agencies is provided to assist the contractor in identifying those public agencies whose elected official and/or candidate campaign committees are affected by the disclosure requirement. It is the contractor's responsibility to identify the specific committees to which contributions may have been made and need to be disclosed. The disclosed information may exceed the minimum requirement.

The enclosed form, a content-consistent facsimile, or an electronic data file containing the required details (along with a signed cover sheet) may be used as the contractor's submission and is disclosable to the public under the Open Public Records Act.

The contractor must also complete the attached Stockholder Disclosure Certification. This will assist the agency in meeting its obligations under the law. **NOTE: This section does not apply to Board of Education contracts.**

**TOWNSHIP OF WYCKOFF
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STATEMENT OF OWNERSHIP DISCLOSURE Page 1 of 2
N.J.S.A. 52:25-24.2 (P.L. 1977, c.33, as amended by P.L. 2016, c.43)

This statement shall be completed, certified to, and included with all bid and proposal submissions. Failure to submit the required information shall render the bid proposal unresponsive and it will not be considered for an award.

Name of Organization: Traffic and Parking Control Co., Inc.

Organization Address: 5100 W Brown Deer Rd. Brown Deer, WI 53223

Part I Check the box that represents the type of business organization:

- Sole Proprietorship (skip Parts II and III, execute certification in Part IV)
Non-Profit Corporation (skip Parts II and III, execute certification in Part V)
☒ For-Profit Corporation (any type)
Limited Liability Company (LLC)
Partnership ☐ Limited Partnership ☐ Limited Liability Partnership
Other (be specific):

Part II

- ☒ The list below contains the names and addresses of all stockholders in the corporation who own 10 percent or more of its stock, of any class, or of all individual partners in the partnership who own a 10 percent or greater interest therein, or of all members in the limited liability company who own a 10 percent or greater interest therein, as the case may be. (COMPLETE THE LIST BELOW IN THIS SECTION)

OR

- ☐ No one stockholder in the corporation owns 10 percent or more of its stock, of any class, or no individual partner in the partnership owns a 10 percent or greater interest therein, or no member in the limited liability company owns a 10 percent or greater interest therein, as the case may be. (SKIP TO PART IV)

Please attach additional sheets in the below format if more space is needed:

Name of Individual or Business Entity	Home Address (for Individuals) or Business Address
---------------------------------------	--

Jason J. Kugel	1241 Mary Hill Circle, Hatfield, WI 53029
----------------	---

Andrew R. Bergholz	4948 N Marlborough Dr., Whitefish Bay, WI 53217
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**TOWNSHIP OF WYCKOFF
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STATEMENT OF OWNERSHIP DISCLOSURE Page 2 of 2
Part III DISCLOSURE OF 10% OR GREATER OWNERSHIP IN THE STOCKHOLDERS, PARTNERS OR LLC MEMBERS LISTED IN PART II

If a holder has a direct or indirect parent entity which is publicly traded, and any person holds a 10 percent or greater beneficial interest in the publicly traded parent entity as of the last annual federal Security and Exchange Commission (SEC) or foreign equivalent filing, ownership disclosure can be met by providing links to the website(s) containing the last annual filing(s) with the federal Securities and Exchange Commission (or foreign equivalent) that contain the name and address of each person holding a 10% or greater beneficial interest in the publicly traded parent entity, along with the relevant page numbers of the filing(s) that contain the information on each such person. Attach additional sheets in the below format if more space is needed.

Website (URL) containing the last annual SEC (or foreign equivalent) filing _____ Page #s _____

Please list the names and addresses of each stockholder, partner or member owning a 10 percent or greater interest in any corresponding corporation, partnership and or limited liability company (LLC) listed in Part II other than for any publicly traded parent entities referenced above. The disclosure shall be continued until names and addresses of every non-corporate stockholder, and individual partner, and member exceeding the 10 percent ownership criteria established pursuant to N.J.S.A. 52:25-24.2 has been listed. Attach additional sheets in the below format if more space is needed

Stockholder/Partner Member and _____ Home Address (for Individuals) or Business Address _____
Corresponding Entity Listed in Part II _____

Part IV Certification

I, being duly sworn, upon my oath, hereby represent that the foregoing information and any attachments hereto to the best of my knowledge are true and complete. I also declare that I am authorized to execute this certification on behalf of the undersigned person(s) that the Township of Wyckoff is relying on the information contained herein and that I am under a continuing obligation from the date of this certification through the completion of any contracts with Township of Wyckoff to notify the Township of Wyckoff Township Administrator in writing of any changes to the information contained herein, that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification, and, if I do so, I am subject to criminal prosecution under the law and that it will constitute a material breach of my agreement(s) with the Township of Wyckoff, permitting the Township of Wyckoff to declare any contracts, resulting from this certification void and unenforceable.

Full Name (Print): Andrew R. Bergholz Title: President and Owner
Signature: *AB LON* Date: 5/25/21



**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

#21-218 Authorize Purchase of State of NJ Contract – Police Vehicle

WHEREAS, the Police Department maintains a fleet of vehicles and equipment that are utilized for public safety services; and,

WHEREAS, the Township's Police Chief has advised of a need to replace an existing front line vehicle; and,

WHEREAS, the Police Chief has researched purchase options and he will capture cost avoidances if he purchases the vehicle from an existing State of New Jersey pre-bid contract; and,

WHEREAS, the vehicle exists on State of New Jersey contract #20-Fleet-01189 which the Township is authorized to utilize; and,

WHEREAS, New Jersey contract #20-Fleet-01189, is a valid contract and it is available; and,

WHEREAS, the Township has obtained the vendor's business registration certificate and affirmative action compliance certificate; and,

WHEREAS, the Police Chief recommends that the Township Committee award a contract for the purchase of one (1) new 2021 Ford Hybrid Utility Interceptor vehicle as per the specifications and purchase order to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034; and,

WHEREAS, the CFO provides the below certificate indication that adequate funds exist to the maximum amount as set forth in this resolution amounting to \$36,169.00 for this purchase.

NOW THEREFORE BE IT RESOLVED, by the Township committee of the Township of Wyckoff, County of Bergen, State of New Jersey that a purchase order is hereby authorized to Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 for one (1) new 2021 Ford Hybrid Utility Interceptor vehicle in accordance with the specification and purchase order/contract for a not to exceed amount \$36,169.00

CERTIFICATE OF AVAILABLE FUNDS

I, DIANA MCLEOD, CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF WYCKOFF IN ACCORDANCE WITH NJAC 5:30-5.5 (b) 2 CERTIFY THAT THIS CONTRACT AWARD WHICH TOOK PLACE ON JUNE 15, 2021 AND IS SUBJECT TO THE AVAILABILITY OF FUNDS APPROPRIATED IN THE 2021 CAPITAL ORDINANCE #1935 C-04-55-939-101. THE BUDGETARY ACCOUNTING ENCUMBRANCE PROCESS AS SET FORTH IN NJAC 5:30 (c) AND 5:30 – 5.4 (b) FOR EACH FISCAL YEAR SHALL TAKE THE PLACE OF AND BE USED INSTEAD OF, WRITTEN CERTIFICATION OF AVAILABLE FUNDS AS SET FORTH IN NJAC 5:30-5.4 (a).

#21-219 Authorization of Vouchers and Payment of Bills

WHEREAS, the Township of Wyckoff is a municipality in the State of New Jersey operating under the authority from NJSA 40A:63-1 et seq; and,

WHEREAS, the Township of Wyckoff has received vouchers in claim for payment of materials supplied and/or services rendered; and,

WHEREAS, the said vouchers have been reviewed and the amount indicated on each voucher has been determined to be due and owing; and,

**TOWNSHIP OF WYCKOFF
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WHEREAS, the Township Committee has a practice of each Township Committee member participating in the reviewing and signing of vouchers; and,

WHEREAS, the vouchers which comprise this bill list have been reviewed and signed by two (2) Township Committee members and they have found them to in order; and,

WHEREAS, the Township Treasurer has certified that sufficient funds are available for payment of said vouchers.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the action of the said Finance Committee be approved; and, that the payments of these bills are hereby authorized and the Chief Financial Officer is directed to issue checks for their payments as listed on the bill list attached to this date's meeting minutes and covered by checks no. 19629 – 19665 Payroll A/C, Direct Deposit Vouchers no. 14919 - 14992, Library Payroll check nos. 1562 - 1564, Library Direct Deposit Vouchers no. 6426 - 6454, Claims Wire nos. 210604, 210605 & 210606, Claims check nos. 085777 – 085899 and Trs. Dog Trust - \$919.24.

#21-220 Return of Certain Overpaid Taxes, Escrow Monies, etc.

BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the Treasurer is hereby authorized and directed to return certain monies as follows:

BOARD OF ADJUSTMENT:

Hugo Castro, 43 Park Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 278/Lot 24.01 - \$243.35

Richard & Lauren Urban, 239 Cottage Road, Wyckoff, New Jersey 07481 – Return of Escrow – Block 461/Lot 13 - \$157.36

Walter Quiroga, 469 Cedar Hill Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 349/Lot 70 - \$158.30

Michael Scalise, 541 Helena Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 336/Lot 4 - \$466.32

Renata & Krzysztof Andrukiewicz, 383 Lehigh Street, Wyckoff, New Jersey 07481 – Return of Escrow – Block 481/Lot 4 - \$329.32

Kirsten Bohn, 74 Yale Avenue, Wyckoff, New Jersey 07481 – Return of Escrow – Block 469/Lot 4 - \$417.32

BUILDING DEPT.:

Borst Landscape & Design, 260 W. Crescent Avenue, Ste. 1, Allendale, New Jersey 07401 – Refund of Storm Water Management fee – Block 497/Lot 85 – 425 Red Rock Road - \$500.00.

TAX REFUND:

Christine Sanz, 307 Brookside Avenue, Wyckoff, New Jersey 07481 – Tax Appeal Judgement – Block 203/Lot 21 - \$1,198.87

Richard Schwab, 7061 Hawks Harbor Circle, Bradenton, FL 34207 – Tax Appeal Judgement – Block 203/Lot 21 – 307 Brookside Avenue - \$856.33

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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RECREATION:

Janie Rakow, 505 Ivy Lane, Wyckoff, New Jersey 07481 – Tennis Badge Refund - \$25.00
Sharon Mulhern, 278 Cedar Court, Wyckoff, New Jersey 07481 – Soccer Refund - \$90.00
Sean Bumgarner, 490 Chapman Place, Wyckoff, New Jersey 07481 – Tennis Refund - \$90.00
Lian Hagy Conklin, 365 Rodney Road, Wyckoff, New Jersey 07481 – Summer Camp Refund - \$701.00

#21-221 Authorize Municipal Public Information for 9/25/21 Fireworks

WHEREAS, the Township Committee has accepted a \$5,000 donation towards the 2021 Community Fireworks from both the Wyckoff Shop-Rite and the Lakeland Bank tonight; and,

WHEREAS, the Fireworks Committee has requested to list both Wyckoff businesses as partial sponsors (not an advertisement for the business) of the 2021 Community Fireworks in the municipal public information promoting the event.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that authorization is provided to list the Wyckoff Shop-Rite and the Lakeland Bank as partial sponsors on municipal public information for the 2021 Community Fireworks scheduled for Saturday, September 25, 2021.

BE IT FURTHER RESOLVED, by the Township Committee that the municipal public information for the 2021 Community Fireworks shall be reviewed and approved by the Township Committee.

#21-222 Recognizing June as Pride Month

WHEREAS, the Township of Wyckoff recognizes diversity and welcomes people of all races, religions, genders and sexual orientation; and,

WHEREAS, June 2021 is the 52nd Anniversary of the modern LGBTQ movement for civil rights; and,

WHEREAS, the Township of Wyckoff further recognizes that freedom from discrimination is an inalienable right of all residents and visitors; and,

WHEREAS, LGBTQ youth are four times more likely to attempt suicide than their straight peers, and more than 1/3 of LGBTQ youth have attempted suicide and nine out of ten LGBTQ youths report harassment at school, and three-fifths report feeling unsafe at school; and,

WHEREAS, the Township of Wyckoff strives to be a place where all residents and visitors feel accepted and welcome; and,

WHEREAS, cities across the United States recognize June as a symbolic month in which LGBTQ persons and allies come together in celebrations of pride.

NOW, THEREFORE, BE IT RESOLVED, that June 2021 shall be recognized as "Pride Month" in the Township of Wyckoff and that the fundamental rights and the accomplishments of all people regardless of sexual orientation shall be recognized and celebrated; and

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
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BE IT FURTHER RESOLVED; that the Township of Wyckoff will fly the Pride Flag on its governmental speech flagpole at Memorial Field Park for the Month of June 2021.

**#21-223 Establish Lien/Abate Property Maintenance Violation –
Block 317, Lot2 – 388 Pathway Manor**

WHEREAS, the residential home and land at 388 Pathway Manor, Block 317/Lot 2 is owned by Thomas Brunner & Dina Bulievich; and,

WHEREAS, the Township Committee of the Township of Wyckoff has established a property maintenance code known as Chapter 152 of the Code of the Township of Wyckoff; and,

WHEREAS, all the owners of property in the Township of Wyckoff are required to comply with the provisions in Chapter 152 of the Code of the Township of Wyckoff; and,

WHEREAS, adjacent property owners and neighbors have brought property maintenance violations to the attention of the Zoning Administrator and the Zoning Administrator has issued an abatement notice in compliance with Chapter 152 to the owner and mortgagee of 388 Pathway Manor. The Zoning Administrator has attempted to obtain compliance through letters and telephone calls as detailed on the attached certification with the result that the owner and mortgagee have failed to abate the violations enumerated in the abatement notice; and,

WHEREAS, the property owner has the duty to remove the violations after notice has been issued; and,

WHEREAS, the Zoning Administrator has filed a certification dated June 8, 2021 (attached as if set forth at length) in compliance with Chapter 152 which certifies the cost of \$ 1,870.00 as the verified charge to abate certain violations; and,

WHEREAS, the attached certificate with attachments is presented to the Township Committee for their examination and if found correct, to be charged against the lands upon which the violation existed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that they have examined the certification dated June 10, 2019 from the Zoning Administrator and find it to be correct and cause the cost of \$1,870.00 to be charged against the land, namely Block 316/Lot 61, known as 388 Pathway Manor. as a lien on the property for the cost to abate the property maintenance violation.

BE IT FURTHER RESOLVED, that the amount of \$ 1, 870.00 charged shall become a lien upon such lands and shall be added to and become, in form, part of the taxes next to be assessed and levied upon Block 317 Lot 2, 388 Pathway Manor. This amount shall bear interest at the same rate as taxes and shall be collected and enforced by the Tax Collector and in the same manner as taxes.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall provide a certified copy of this resolution and certification to the property owner, the Wyckoff Tax Collector, and the Zoning Administrator.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

Core del
June 21, 2023

CERTIFICATION

TO: Township Committee
FROM: Fred Depken, Zoning Administrator
DATE: June 8, 2021
RE: ESTABLISH LIEN FOR COST TO ABATE VIOLATIONS
May 24, 2021 ABATEMENT NOTICE
388 Pathway Manor – BLOCK 317, LOT 2

This certification is presented in accordance with the Code of the Township of Wyckoff, Chapter 152-12 A through E. On June 3, 2021 the property code violations which were enumerated in the May 24, 2021 Abatement Notice were abated by a private contractor at my instruction because the owner of the above property failed to abate the violations.

I have devoted significant effort towards the abatement of these violations. The sequence of notice is:

1. May 12, 2021 an abatement letter is sent, in response to several neighbors' complaints, to cut the overgrown grass and weeds on the property.
2. Numerous attempts to contact a property owner in an attempt to have the violations abated.
3. Multiple inspections were performed on the property to monitor compliance.

I have inspected the abatement work performed by EJLandscaping at 388 Pathway Manor. and examined the cost of \$1,620.00 for this work and determine it is complete and accurate. I therefore recommend that the Township Committee cause the cost of \$ 1,870.00, which includes \$250.00 in administrative costs, to be charged against the land upon which the violations exists; namely, Block 317, Lot 2.


Fred Depken,
Zoning Administrator

Attachment: Invoice from EJLandscaping

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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#21-224 2021-2022 Liquor License Renewal – Moonway/dba Blue Moon

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of the Blue Moon Mexican Cafe located at 327 Franklin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, an Extension of Premises application must be filed with the Township Clerk for storage of liquor by the Blue Moon outside of the licensed area.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for The Blue Moon Mexican Cafe effective July 1, 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

Scott Plaza
Wyckoff, New Jersey 07481

David V Murphy
Chief of Police

To: Chief David Murphy

From: D/Sgt. Michael Ragucci & D/Sgt. Mark Tagliareni

Subject: 2021 Blue Moon Liquor License Renewal

Date: May 25, 2021

Chief Murphy,

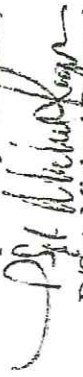
On May 25, 2021, we responded to Blue Moon located at 327 Franklin Ave to conduct an inspection for their annual liquor license renewal. Upon our unannounced arrival, we were met by the manager on duty, Anthony. We advised him why we were there, and he accompanied us during the visit.

The current liquor license is prominently displayed above the bar. It is clearly viewable by all patrons. The most current E-141A form was presented upon request. Anthony confirmed that no new employees have been hired since last year. As such, no employees require liquor training.

An inspection of the bar area was conducted. The area is clean and organized. All bottles were either capped or had pouring spouts attached. The restaurant only purchases beverages from authorized distributors and no alcoholic beverages are stored off site. The additional liquor storage areas adjacent to the kitchen were also organized and clean. All the bottles there were sealed.

A search of our in-house system did not reveal any ABC related calls for service or noise complaints at the business or Mr. Felixbrod's residence since the last renewal. No COVID-19 dining or health violations were reported. Mr. Howard Felixbrod was checked in NCIC, AOC, DMV and the DV registry with negative results.

Respectfully submitted,


D/Sgt. Michael Ragucci #226

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk
FROM: Fred Depken, Fire Marshal, Zoning Officer
Date: May 24, 2021
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
 2. Wine & Spirit World
 3. The Barn
 4. Aldo's Restaurant
 5. The Blue Moon
- Inactive:
6. Sera Corp. (formerly Cedar Hill liquor license)
 7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES
Office of Environmental Health
220 East Ridgewood Avenue • Suite 201 • Paramus, New Jersey 07652-4895
(201) 634-2780 • FAX (201) 634-2808
www.bergenhealth.org
healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

#21-225 2021/2022 Liquor License Renewal – JMJ/dba The Barn Original

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web- based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of JMJ, Inc. located at 359 Sicomac Avenue, Wyckoff, NJ is hereby approved subject to the following conditions:

1. The licensed premises shall be restricted to the existing building commonly known as "The Barn."
2. The Barn Original shall not be open prior to 4:00 p.m. on the days that the Sicomac School is in session.
3. No outside storage.
4. Parking as per the approved Planning Board site plan only.
5. The Barn must remain in compliance with the Court Order dated February 4, 1977 which is attached as if set forth at length.
6. Upon the advice of the Township Attorney, and subject to the general provision that all liquor license holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees who may be serving alcoholic beverages, so that they can be scheduled to participate in the Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.
7. The one (1) barrier free parking space must remain with the code compliant ADA sign, the penalty placard and van accessible placard.

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for JMJ, Inc. effective June 15, 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
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WYCKOFF MUNICIPAL COURT

STATE OF NEW JERSEY

v.

ROBERT WEINSTEIN

) Complaint Nos. 761, 762, 763
) and 764

) Docket Nos. C2160, C2161,
) C2162 and C2163

) DECISION
)

Defendant is charged with violation of zoning ordinance

Section 601 which prohibits the expansion of non-conforming uses. Under the ordinance, non-conforming uses may be continued however "no such non-conforming use or structure shall be enlarged, increased or changed, nor shall any non-conforming use be extended to occupy a greater area of land or structure than that occupied by such use of structure at the date of the adoption of this ordinance."

The ordinance proscribes the enlargement or expansion of a non-conforming use or structure.

There is no dispute in this case that Defendant's operation of the "Barn" with off street parking on Block 436 Lot 4, is a non-conforming business use and structure in a residential zone.

The evidence is clear that on November 1976 Defendant arranged to have construction equipment remove soil, stones, shrubbery, remains of a foundation wall and other miscellaneous

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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items stored upon the property, from an area approximately 15 feet by 55 feet located to the rear of the "Egan" structure, where the property adjoins residential lots. Defendant admitting the purpose of the work was to level and grade and clear the area so that it could be used for the parking of cars. He claims however that in prior years customers have parked five to six cars there. There was testimony that a tree in this area was removed in June 1976. The tree was located approximately eight to nine feet into this area from its easterly side.

The area was inspected by the Court on January 31, 1977. At this time the former location of the tree, the foundation wall, and the former grade of land were pointed out by the Defendant and the Complainant in the presence of the Building Inspector.

The Building Inspector testified that when he visited the property in May 1970 for the purpose of determining the number of cars parked in the lot, he found the lot filled to capacity of 68 cars. He stated that he did not recall observing any car parked in the subject area. Complainant testified that he had not observed cars parked in the area since he has resided there for the past eight years, with the exception of one car parked diagonally at the rear of the property, partly in the subject area facing the rear fence. On the dates in question he found three cars parked facing the fence at the westerly side of the property in an area previously inaccessible. Two additional cars were parked facing the fence at the southerly side of the property in an area previously not used for parking. The re-

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
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mainder of the lot was filled. The testimony of Jeff Gringart revealed that prior to November 1976 at least one car could have been parked along the rear of the building not past the door although he could not recall observing one there. He stated that more than one car could not have been parked there during the past eight years.

It is apparent that the area was cleared for additional parking in November 1976. The Court finds, that more than one car could not have been parked there prior to clearing and grading.

The law is clear both in the zoning ordinance and the cases, that a non-conforming use is limited to the area it covers at the time of the enactment of the ordinance restriction and an increase in area which involves an expansion of facilities not previously utilized, is prohibited. It is clear from all the facts that this is what was done here. The property was cleared to expand the non-conforming parking facilities, thereby enlarging the area of use with it's consequent increase in business activity in the residential zone. This conduct is clearly prohibited under the zoning ordinance and pursuant to case law proscribing expansion of non-conforming uses.

Defense is therefore found guilty as charged. Beyond the parking of one car along the building in an area previously accessible for that purpose, the area in question cannot be used for off street parking facilities. This opinion shall in no way be construed as a permit to park any more cars in the lot than may have been permitted by ordinance at the time of the

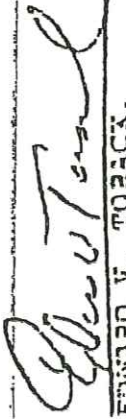
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TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
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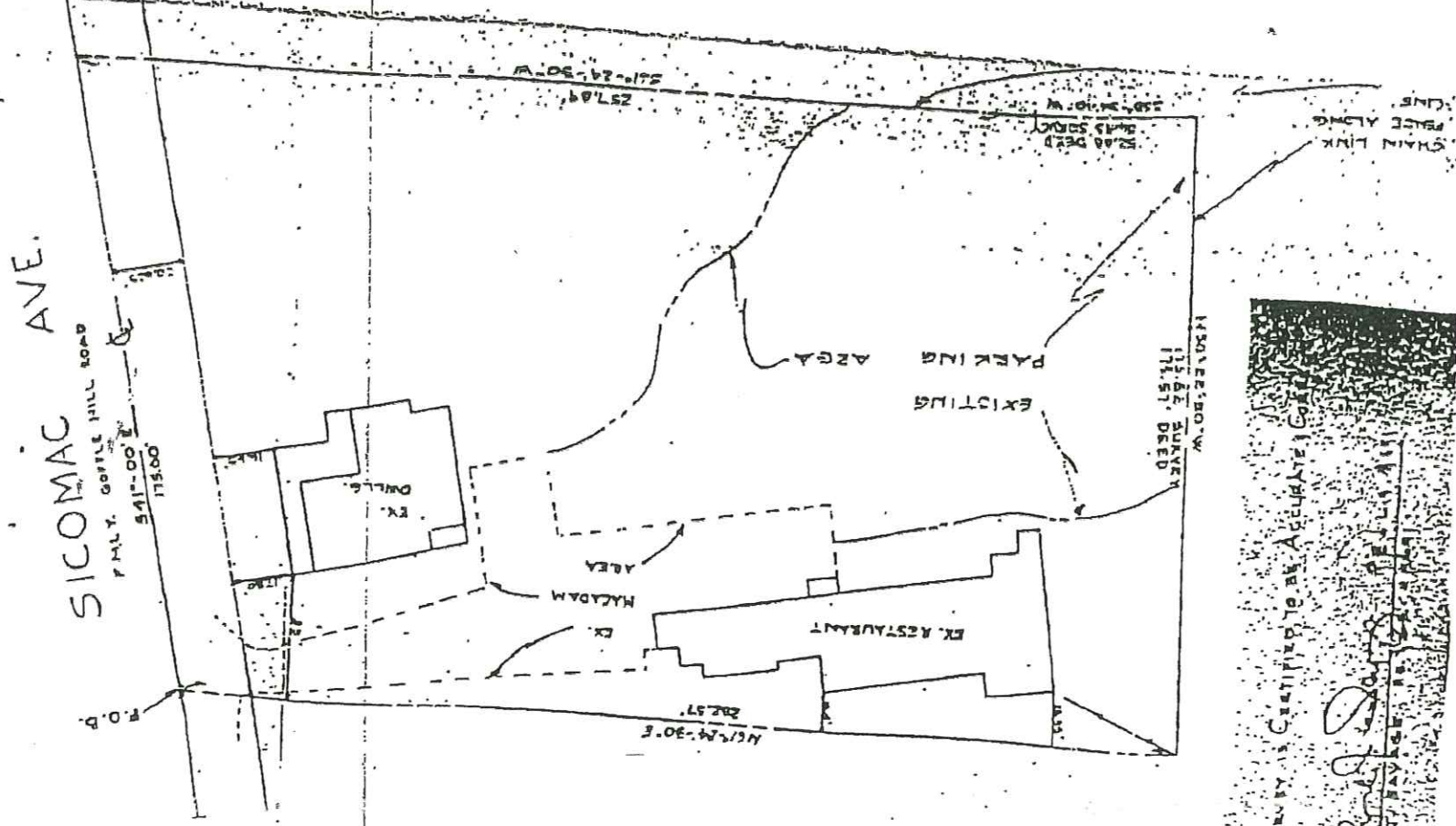
-4-

There shall be a fine of \$20.00 plus \$10.00 costs imposed on
each complaint.

Dated: February 4, 1977


EDWARD V. TORACK,
Judge, Wyckoff Municipal Court

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



MAP OF PROPERTY

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

Scott Plaza
Wyckoff, New Jersey 07481

David V Murphy
Chief of Police

To: Chief David Murphy
From: D/Sgt. Michael Ragucci & D/Sgt. Mark Tagliareni
Subject: 2021 The Barn Liquor License Renewal
Date: June 4, 2021

Chief Murphy,

On June 4, 2021, we responded to The Barn Restaurant located at 359 Sicomac Ave to conduct an inspection for their annual liquor license renewal. Upon my arrival, we met Mr. Elias Batinjane, the owner, who led us inside.

The current liquor license is prominently displayed above the bar. It is clearly viewable by all patrons. The restaurant's hours of operation are prominently displayed both on the exterior of the building as you pull into the lot and on the building next to the entrance. The most current E-141A form was presented upon request. Mr. Batinjane is training a new bartender. He will have her contact us to make arrangements to be trained.

An inspection of the bar area was conducted. The area is clean and organized. All bottles were either capped or had pouring spouts attached. Additionally, Mr. Batinjane instructs his staff to also fit opened bottles with rubber covers each evening when the restaurant closes. The restaurant only purchases beverages from authorized distributors and no alcoholic beverages are stored off site. The additional storage area in the loft was inspected. All alcoholic beverages stored there were sealed.

On 8/7/2020, the manager on duty contacted the police due to an unruly patron. That customer had initially refused to leave when asked but left prior to police arrival. No ABC violations were noted. No noise, COVID, or parking complaints been received. Mr. Batinjane, the sole owner of the license, was run in NCIC, AOC, DMV, and the DV registry with negative results.

Respectfully submitted,


D/Sgt. Michael Ragucci #226

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk
FROM: Fred Depken, Fire Marshal, Zoning Officer
Date: May 24, 2021
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
2. Wine & Spirit World
3. The Barn
4. Aldo's Restaurant
5. The Blue Moon
- Inactive:
6. Sera Corp. (formerly Cedar Hill liquor license)
7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**



**COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES**

Office of Environmental Health

220 East Ridgewood Avenue • Suite 201 • Paramus, New Jersey 07652-4895
(201) 634-2780 • FAX (201) 634-2808

www.bergenhealth.org

healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mtdelyannis@co.bergen.nj.us
201-470-8915

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

#21-226 2021/2022 Liquor License Renewal – Jeze Corp

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2020/2021 inactive liquor license renewal application and electronic payment of \$200.00 has been completed by the licensee to the State of New Jersey ABC; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, the licensee filed a petition in April 2014 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for two (2) terms 2014-2015 & 2015-2016; and,

WHEREAS, the licensee filed a petition on May 25, 2016 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for three (3) terms 2016-2017, 2017-2018 & 2018-2019; and,

WHEREAS, the licensee filed a petition on April 11, 2019 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

WHEREAS, the licensee received a Special Ruling subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for two (2) terms 2019-2020 & 2020-2021; and,

WHEREAS, the licensee filed a petition on May 7, 2021 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Jeze Corporation (formerly Cedar Hill Liquors) inactive license #0270 44 004 005; and,

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

WHEREAS, the licensee received a Special Ruling dated May 7, 2021 subsequent to their petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Jeze Corporation (formerly Cedar Hill Liquors) for two (2) terms 2021-2022 & 2022-2023; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Distribution Liquor License of Jeze Corporation (formerly Cedar Hill Liquors) is hereby approved and the Municipal Clerk is hereby authorized and directed to have a new license drawn up for Jeze Corporation effective July 1, 2021 that will be kept by the Municipal Clerk at Town Hall until the licensee activates the inactive status of the liquor license.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new inactive liquor license for Jeze Corporation effective July 1, 2021. The liquor license will be held in the vault of the Municipal Clerk until such time this liquor license is activated or transferred.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



STATE OF NEW JERSEY

OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
P.O. BOX 087

TRENTON, NJ 08625-0087

PHONE: (609) 984-2830 FAX: (609) 633-6078

WWW.NJDOAG.GOV

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

GURBIR S. GREWAL
Attorney General

JAMES B. GRAZIANO
Director

Marilyn Jessourian
Jeze Corp
1019 Dogwood Trail
Franklin Lakes, NJ 07417

May 7, 2021

RE: SPECIAL RULING TO PERMIT RENEWAL OF INACTIVE LICENSE PURSUANT TO N.J.S.A. 33:1-12.39
FOR THE 2021 - 2022 AND 2022 - 2023 LICENSE TERM(S); LIC. NO. 0270-44-004-005; LIC. NAME: JEZE
CORP; DOCKET NO. 05-21-131; JOB NO. 438604

Dear Petitioner:

Enclosed please find a Special Ruling to permit consideration of a renewal application for the above referenced inactive license pursuant to N.J.S.A. 33:1-12.39. As noted in the enclosed document, this Ruling merely determined that good cause exists for the issuing authority to consider your application. It is now within the purview of the local issuing authority to either grant or deny your renewal application in the reasonable exercise of its discretion.

Be advised that if your license is merely inactive and is sited at a premises, in order to activate this license during any of the license terms referenced above, you are required to file an amendment to your license application pursuant to N.J.A.C. 13:2-2.14. To properly file the amendment, pages 1, 2, and 11 of the 12-page license application must be filed with the local issuing authority not more than 10 days prior to, or 10 days after, opening the business. The local issuing authority will then present you with a current license certificate which must be prominently displayed where it can be readily seen by customers. N.J.A.C. 13:2-23.13(a)1.

However, if your license is a "pocket license," (a license not sited at a premises) and you wish to activate your license at a premises during any of the license terms referenced above, you must file a full 12-page application transferring the license from "pocket" status to the intended premises. Please contact your local issuing authority to comply with all requirements regarding the transfer.

I suggest that you contact the local issuing authority immediately to determine what steps are necessary to complete your license application renewal process.

Very truly yours,
GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY

Jillian Mahoney

By: _____

Jillian Mahoney
Deputy Attorney General

Cc: Municipality VIA EMAIL
ABC Licensing VIA EMAIL



**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**

**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

LICENSE NO.	0270-44-004-005
DOCKET NO.	05-21-131
JOB NO.	438604

IN THE MATTER OF THE APPLICATION TO PERMIT THE RENEWAL OF AN INACTIVE LICENSE PURSUANT TO N.J.S.A. 33:1-12.39 FOR THE 2021 - 2022 AND 2022 - 2023 LICENSE TERM(S)	))))))	SPECIAL RULING
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JEZE CORP

BY THE DIRECTOR:

The petitioner or licensee has filed a verified petition requesting authorization for the local issuing authority to consider a renewal application for License No. 0270-44-004-005 for the 2021 - 2022 and 2022 - 2023 license term(s) pursuant to the provisions of N.J.S.A. 33:1-12.39.

I have reviewed the petition filed in this matter and have considered all the facts and circumstances related to the inactive status of this license. I find that the petitioner or licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of the license for the license term(s).

Accordingly, the municipal issuing authority is hereby authorized to consider the application for renewal of the subject license for the 2021 - 2022 and 2022 - 2023 license term(s), and to thereupon grant or deny said application in the reasonable exercise of its discretion. This authorization does not abrogate the licensee's obligation to timely submit the license renewal application and requisite fees prior to any consideration of renewal, including obtaining a tax clearance.

Please note that the approval granted herein is conditional, and is based upon the representations set forth in the petitioner's notarized letter(s). This approval is subject to review and/or modification should the factual circumstances warrant.



JAMES B. GRAZIANO
DIRECTOR

DATED: May 7, 2021

JEG/JM/AL



TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk
FROM: Fred Depken, Fire Marshal, Zoning Officer
Date: May 24, 2021
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
2. Wine & Spirit World
3. The Barn
4. Aldo's Restaurant
5. The Blue Moon

Inactive:

6. Sera Corp. (formerly Cedar Hill liquor license)
7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**



**COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES**

Office of Environmental Health
220 East Ridgewood Avenue • Suite 201 • Paramus, New Jersey 07652-4895
(201) 634-2780 • FAX (201) 634-2808
www.bergenhealth.org
healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

340 Franklin Avenue
Wyckoff, New Jersey 07481



David V Murphy
Chief of Police

To: Chief David Murphy
From: D/Sgt. Michael Ragucci / D/Sgt. Mark Tagliareni
Subject: 2021 Inactive Liquor License Report
Date: May 25, 2021

Chief Murphy,

There are currently two inactive liquor licenses in the Township of Wyckoff. Gearhead Liquors LLC, owned by Joseph D. Anderson of 382 Lavelle Ct, had purchased the license previously held by The Brownstone Inn in 2018. This department has had no negative contacts with Mr. Anderson since that time. NCIC, AOC, DMV, and the DV registry databases were checked with negative results. We have found no reason this license should be revoked or investigated further.

Jeze Corporation continues to hold the license previously operated as Cedar Hill Liquors. This is the same licensee that hold the license for Wine & Spirit World. Nothing was discovered during that renewal investigation that would indicate this license should be revoked.

I am not aware of any change in status for either of these inactive licenses.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "D/Sgt. Michael Ragucci".
D/Sgt. Michael Ragucci

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

#21-227 2021/2022 Liquor License Renewal – Sera Corp/Wine & Spirit

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Distribution Liquor License of Wine & Spirit World located at 303 Franklin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Wine & Spirit World effective July 1, 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

Scott Plaza
Wyckoff, New Jersey 07481

David V Murphy
Chief of Police

To: Chief David Murphy

From: D/Sgt. Michael Ragucci & D/Sgt. Mark Tagliareni

Subject: 2021 Wine & Spirit World Liquor License Renewal

Date: May 25, 2021

Chief Murphy,

We responded to Wine & Spirit World located at 303 Franklin Ave to conduct an inspection for their annual liquor license renewal. Upon our unannounced arrival, we were met by the store managers, Tim Enright and Gary Ajamian. In their presence, we inspected the business to ensure compliance with all ABC regulations and Township ordinances.

The current liquor license is prominently displayed above the cashier and entry/exit area. It is clearly viewable by all patrons. The business' hours of operation are also clearly visible on the door. The latest E-141A form was presented upon request. It appears to be complete and up to date. Generally, the store is clean and neatly organized. No open containers of alcohol were observed and based on our observations; it is clear they purchase from authorized distributors. There was no indication that any alcoholic beverages were being stored off-site.

One new employee was recently hired within the past few weeks. I left a business card with the managers and asked that they make arrangements to have her trained as soon as possible.

A search of our in-house system was negative for any calls related to ABC violations or intoxicated patrons at the business. Several shopliftings occurred at the business in the past year, but a review of those reports did not reveal any negligence on the business' part. The owner, Sevan Jessourian, was checked in NCIC, AOC, DMV, and the DV registry with negative results.

Respectfully submitted,


D/Sgt. Michael Ragucci #226

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk
FROM: Fred Depken, Fire Marshal, Zoning Officer
Date: May 24, 2021
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
 2. Wine & Spirit World
 3. The Barn
 4. Aldo's Restaurant
 5. The Blue Moon
- Inactive:
6. Sera Corp. (formerly Cedar Hill liquor license)
 7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES

Office of Environmental Health
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www.bergenhealth.org
healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

#21-228 Liquor License Renewal – Pane e Vino/Aldo's

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of Aldo's Italian Restaurant/Pane e Vino located at 640 Wyckoff Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Aldo's Italian Restaurant/Pane e Vino effective July 1, 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

Scott Plaza
Wyckoff, New Jersey 07481

David V Murphy
Chief of Police

To: Chief David Murphy

From: D/Sgt. Michael Ragucci & D/Sgt. Mark Tagliareni

Subject: 2021 Aldo's/Pane Vino Liquor License Renewal

Date: May 25, 2021

Chief Murphy,

On May 25, 2021, we responded to Aldo's/Pane Vino Restaurant located at 640 Wyckoff Ave to conduct an inspection for their annual liquor license renewal. Upon our arrival, we were met by Alex, the manager on duty. We advised him why we were there, and he made himself available.

The current liquor license is prominently displayed above the bar hostess station, clearly viewable by all patrons. Upon our request, a copy of the business's E141 form was provided. Alex stated that one new bartender was recently hired. I left him my business card and instructed him to make arrangements to have her trained at their earliest convenience.

The bar area is clean, neat, and organized. All unsealed bottles were either capped or had pouring spouts attached. The restaurant only purchases beverages from authorized distributors and no alcoholic beverages are stored off-site. The additional storage area in the basement is also neat and organized. All the bottles there were sealed.

Since the last renewal, there have been no ABC or COVID-19 regulation related complaints or calls for service at the establishment. This department has not had any negative personal contacts with Mr. Cascio at his in-town residence either.

There have been no reported issues with the outdoor seating. Mr. Cascio is the sole owner of this license. He was run through NCIC, AOC, DMV and the DV registry with negative results.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "D/Sgt. Michael Ragucci".
D/Sgt. Michael Ragucci #226

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk

FROM: Fred Depken, Fire Marshal, Zoning Officer

Date: May 24, 2021

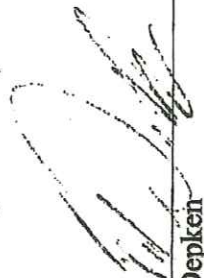
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
2. Wine & Spirit World
3. The Barn
4. Aldo's Restaurant
5. The Blue Moon

Inactive:

6. Sera Corp. (formerly Cedar Hill liquor license)
7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

**TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021**



**COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES**

Office of Environmental Health
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James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

#21-229 2021/2022 Liquor License Renewal – Brick House

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, sketch, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of The Brick House located at 179 Godwin Avenue, Wyckoff, NJ is hereby approved.

BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for The Brick House effective July 1, 2021.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



WYCKOFF POLICE DEPARTMENT

Scott Plaza
Wyckoff, New Jersey 07481

David V Murphy
Chief of Police

To: Chief David Murphy

From: D/Sgt. Michael Ragucci & D/Sgt. Mark Tagliareni

Subject: 2021 Brickhouse Liquor License Renewal

Date: May 25, 2021

Chief Murphy,

On May 25, 2021, we responded to The Brickhouse Restaurant located at 179 Godwin Ave to conduct an inspection for their annual liquor license renewal. Upon my arrival, we were met by the manager on duty, Nancy Ocampo. She made herself available to assist with the inspection and to provide information.

The current liquor license is prominently displayed above both the main bar, the cigar bar, as well as the hostess station near the main restaurant entrance. All are clearly viewable by all patrons. The most current E-141A form was presented upon request. No new employees who serve alcohol have been hired. In fact, Ms. Ocampo pointed out a few employees who have since ceased employment at the restaurant.

Both the main bar and cigar bar areas are clean, neat, and organized. All unsealed bottles were either capped or had pouring spouts attached. The restaurant only purchases beverages from authorized distributors and no alcoholic beverages are stored off site. The additional liquor storage area in the basement was also neatly organized and clean. All the bottles there appeared to be sealed.

The normally approved outdoor seating area remains unchanged from last year.

This department did respond to two medical calls at the restaurant, neither of which was alcohol related. No complaints related to ABC violations, COVID-19 regulations, or noise were received. The business owner/licensee, Aldo Cascio, also owns Aldo's/Pane & Vino. He was checked in NCIC, AOC, DMV and the DV registry with negative results.

Respectfully submitted,


D/Sgt. Michael Ragucci #226

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk

FROM: Fred Depken, Fire Marshal, Zoning Officer

Date: May 24, 2021

RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
2. Wine & Spirit World
3. The Barn
4. Aldo's Restaurant
5. The Blue Moon

Inactive:

6. Sera Corp. (formerly Cedar Hill liquor license)
7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021



COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES

Office of Environmental Health

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healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House

*Cedar Hill Liquors – N/A

Wine & Spirit World

The Barn

*Gearhead Liquors LLC - NA

Aldo's Restaurant

The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

TOWNSHIP OF WYCKOFF
TOWNSHIP COMMITTEE REGULAR BUSINESS MEETING
SECOND FLOOR MUNICIPAL COURT ROOM
TUESDAY, JUNE 15, 2021

#21-230

2021/2022 Liquor License Renewal – Gearhead Liquors

WHEREAS, the New Jersey Division of Alcoholic Control has instituted a new web-based licensing system, POSSE ABC, the online web portal for Municipal Clerks and Licensees to electronically renew/amend/transfer liquor licenses online; and,

WHEREAS, the Municipal Clerk has verified on POSSE ABC that the electronic 2021/2022 liquor license renewal application and electronic payment of \$200.00 to the State of New Jersey Department of ABC have been completed by the licensee; and,

WHEREAS, the \$2,500.00 municipal annual liquor license renewal fee has been paid to the Township of Wyckoff and the State of New Jersey Tax Clearance Certificate pursuant to P.L. 1995, Chapter 161 has been issued and verified by the Municipal Clerk; and,

WHEREAS, the Municipal Clerk has requested reports from the Police Department, Fire Prevention Bureau and Sanitarian in conjunction with said renewal application that are attached as if set forth in length.

WHEREAS, the Municipal Clerk has reviewed the online renewal application, fees, tax clearance certificate and reports and finds them to be in proper order; and,

WHEREAS, no written objections have been received by the Municipal Clerk regarding the renewal of this liquor license.

WHEREAS, on August 21, 2018 the inactive liquor license previously operated at the Brownstone Inn, Inc. was transferred to Gearhead Liquors LLC via approved Township of Wyckoff Resolution #18-242 which is attached as if set forth at length; and,

WHEREAS, the licensee filed a petition on April 23, 2019 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Gearhead Liquors LLC (formerly Brownstone Inn Inc) inactive license #0270 33 001 006; and,

WHEREAS, the licensee received a Special Ruling subsequent to the petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Gearhead Liquors LLC (formerly Brownstone Inn Inc) #0270-33-001-006 for two (2) terms 2019-2020 & 2020-2021; and,

WHEREAS, the licensee filed a petition on May 3, 2021 with the Director of Alcoholic Beverage Control (ABC) requesting authorization for the Township Committee to renew the Gearhead Liquors LLC (formerly Brownstone Inn Inc) inactive license #0270 33 001 006; and,

WHEREAS, the licensee received a Special Ruling dated May 3, 2021 subsequent to the petition from the Director of the ABC authorizing the Township Committee to renew the inactive plenary retail distribution liquor license of Gearhead Liquors LLC (formerly Brownstone Inn Inc) #0270-33-001-006 for two (2) terms 2021-2022 & 2022-2023; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that the recommendation of the Municipal Clerk is hereby accepted, and renewal of the Plenary Retail Consumption Liquor License of Gear Head Liquors inactive is hereby approved.

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BE IT FURTHER RESOLVED, upon the advice of the Municipal Clerk, and subject to the general provision that all Liquor License holders shall notify the Police Department, in writing, within seven (7) days of hiring, of any new or additional employees so they can be scheduled to complete the Wyckoff Police Department training program regarding administration of the Alcoholic Beverage Commission laws of the State of New Jersey as soon as possible and subject also to the applicable specific conditions herein set forth.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and directed to issue the new liquor license for Gearhead Liquors LLC effective July 1, 2021. The liquor license will be kept in the vault of the Municipal Clerk until such time that the liquor license is activated & transferred.

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized to electronically download a copy of this Resolution to the State of New Jersey, Department of Law and Public Safety, Director Division of Alcoholic Beverage Control, 140 East Front Street, CN-087, Trenton, New Jersey.

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STATE OF NEW JERSEY
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

GURBIR S. GREWAL
Attorney General

JAMES B. GRAZIANO
Director

P.O. BOX 087
TRENTON, NJ 08625-0087
PHONE: (609) 984-2830 FAX: (609) 633-6078
WWW.NJ.GOV/OAG/ABC

May 3, 2021

Joe Anderson
Gearhead Liquors LLC
382 Lavelle Court
Wyckoff, NJ 07481

**RE: SPECIAL RULING TO PERMIT RENEWAL OF INACTIVE LICENSE PURSUANT TO N.J.S.A. 33:1-12.39
FOR THE 2021 - 2022, 2022 - 2023 LICENSE TERM(S); LIC. NO. 0270-33-001-006; LIC. NAME: GEARHEAD
LIQUORS LLC Docket No. 05-21-99 Job No. 435041**

Dear Petitioner:

Enclosed please find a Special Ruling to permit consideration of a renewal application for the above referenced inactive license pursuant to N.J.S.A. 33:1-12.39. As noted in the enclosed document, this Ruling merely determined that good cause exists for the issuing authority to consider your application. It is now within the purview of the local issuing authority to either grant or deny your renewal application in the reasonable exercise of its discretion.

Be advised that if your license is merely inactive and is sited at a premises, in order to activate this license during any of the license terms referenced above, you are required to file an amendment to your license application pursuant to N.J.A.C. 13:2-2.14. To properly file the amendment, pages 1, 2, and 11 of the 12-page license application must be filed with the local issuing authority not more than 10 days prior to, or 10 days after, opening the business. The local issuing authority will then present you with a current license certificate which must be prominently displayed where it can be readily seen by customers. N.J.A.C. 13:2-23.13(a)1.

However, if your license is a "pocket license," (a license not sited at a premises) and you wish to activate your license at a premises during any of the license terms referenced above, you must file a full 12-page application transferring the license from "pocket" status to the intended premises. Please contact your local issuing authority to comply with all requirements regarding the transfer.

I suggest that you contact the local issuing authority immediately to determine what steps are necessary to complete your license application renewal process.

Very truly yours,

Jillian Mahoney
Jillian Mahoney
Deputy Attorney General



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**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

LICENSE NO.	0270-33-001-006
DOCKET NO.	05-21-99
JOB NO.	435041

IN THE MATTER OF THE APPLICATION TO) PERMIT THE RENEWAL OF AN INACTIVE) LICENSE PURSUANT TO N.J.S.A. 33:1-12.39) FOR THE 2021 - 2022, 2022 - 2023 LICENSE) TERM(S))	SPECIAL RULING
--	----------------

GEARHEAD LIQUORS LLC)

BY THE DIRECTOR:

The petitioner or licensee has filed a verified petition requesting authorization for the local issuing authority to consider a renewal application for License No. 0270-33-001-006 for the 2021 - 2022, 2022 - 2023 license term(s) pursuant to the provisions of N.J.S.A. 33:1-12.39.

I have reviewed the petition filed in this matter and have considered all the facts and circumstances related to the inactive status of this license. I find that the petitioner or licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of the license for the license term(s).

Accordingly, the municipal issuing authority is hereby authorized to consider the application for renewal of the subject license for the 2021 - 2022, 2022 - 2023 license term(s), and to thereupon grant or deny said application in the reasonable exercise of its discretion. This authorization does not abrogate the licensee's obligation to timely submit the license renewal application and requisite fees prior to any consideration of renewal, including obtaining a tax clearance.

Please note that the approval granted herein is conditional, and is based upon the representations set forth in the petitioner's notarized letter(s). This approval is subject to review and/or modification should the factual circumstances warrant.



JAMES B. GRAZIANO
DIRECTOR

DATED: May 3, 2021

JBG/JM/AL



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TOWNSHIP OF WYCKOFF – MEMORANDUM

TO: Nancy Cole, Municipal Clerk
FROM: Fred Depken, Fire Marshal, Zoning Officer
Date: May 24, 2021
RE: Annual Liquor License Renewal Report

The following businesses are in conformance to the International Fire Code as well as the Township of Wyckoff Zoning Code, and have met their ADA obligations:

1. The Brick House
2. Wine & Spirit World
3. The Barn
4. Aldo's Restaurant
5. The Blue Moon
- Inactive:
6. Sera Corp. (formerly Cedar Hill liquor license)
7. Gearhead Liquors LLC. (formerly Brownstone Inn liquor license)


Fred Depken

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COUNTY OF BERGEN
DEPARTMENT OF HEALTH SERVICES

Office of Environmental Health

220 East Ridgewood Avenue • Suite 201 • Paramus, New Jersey 07652-4895
(201) 634-2780 • FAX (201) 634-2808

www.bergenhealth.org

healthdept@co.bergen.nj.us

James J. Tedesco III
County Executive

Hansel F. Asmar
Director/Health Officer

5/12/2021

Liquor License Renewals 2021-2022

The following establishments have no outstanding violations with the board of health:

The Brick House
*Cedar Hill Liquors – N/A
Wine & Spirit World
The Barn
*Gearhead Liquors LLC - NA
Aldo's Restaurant
The Blue Moon

If any further information is required please advise.

Michelle Delyannis

Principal Registered Environmental Health Specialist
Bergen County Dept. of Health Services
mdelyannis@co.bergen.nj.us
201-470-8915

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WYCKOFF POLICE DEPARTMENT

340 Franklin Avenue
Wyckoff, New Jersey 07481



David V Murphy
Chief of Police

To: Chief David Murphy
From: D/Sgt. Michael Ragucci / D/Sgt. Mark Tagliareni
Subject: 2021 Inactive Liquor License Report
Date: May 25, 2021

Chief Murphy,

There are currently two inactive liquor licenses in the Township of Wyckoff. Gearhead Liquors LLC, owned by Joseph D. Anderson of 382 Lavelle Ct, had purchased the license previously held by The Brownstone Inn in 2018. This department has had no negative contacts with Mr. Anderson since that time. NCIC, AOC, DMV, and the DV registry databases were checked with negative results. We have found no reason this license should be revoked or investigated further.

Jeze Corporation continues to hold the license previously operated as Cedar Hill Liquors. This is the same licensee that hold the license for Wine & Spirit World. Nothing was discovered during that renewal investigation that would indicate this license should be revoked.

I am not aware of any change in status for either of these inactive licenses.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D/Sgt. Michael Ragucci".
D/Sgt. Michael Ragucci

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#21-231 Authorize Application to the NJ DOT Trust Fund Grant Program

WHEREAS, the Township of Wyckoff staff has recommended submission of a grant application to achieve motorist and pedestrian sight distance improvements on Grandview Avenue; and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Wyckoff, County of Bergen, State of New Jersey that the Township Committee formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Township Committee and Municipal Clerk are hereby authorized to submit an electronic grant application identified as #MA-2022-Improvements to Grandview Avenue-00113 to the New Jersey Department of Transportation on behalf of the Township of Wyckoff.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Wyckoff and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL	NANCY A. BROWN ACTING MUNICIPAL CLERK
	MELISSA D. RUBENSTEIN MAYOR

II Ordinances – Introduction

ORDINANCE #1940

AN ORDINANCE TO PROVIDE A CERTAIN CAPITAL IMPROVEMENT IN THE TOWNSHIP OF WYCKOFF AND TO PROVIDE FOR THE RECEIPT, ACCEPTANCE AND DEPOSIT OF GRANT FUNDS THEREFORE AND TO AUTHORIZE APPROPRIATIONS OF \$52,988.00

WHEREAS, the Township of Wyckoff has made an application to the State of New Jersey, Department of Law & Public Safety for the purchase of Police Body-Worn Cameras; and,

WHEREAS, the Township of Wyckoff has received a notice that it is the recipient of a grant in the amount of \$52,988.00 for the purchase of Police Body-Worn Cameras; and

WHEREAS, the Township of Wyckoff shall enter into a contract with the State of New Jersey, Department of Law & Safety to participate in the receipt of grant funds made available.

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

SECTION 1. The Township of Wyckoff, in the County of Bergen shall proceed with the purchase of Police Body-Worn Cameras.

SECTION 2. The cost of implementing said improvements in Section 1 shall be paid by the Township out of funds:

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- a. \$52,988.00 to be authorized specifically for said purpose from the State of New Jersey, Department of Law & Public Safety.
- b. Total appropriation authorized is \$52,988.00.

ORDINANCE #1941

AN ORDINANCE AMENDING CHAPTER 186, "ZONING," SECTION 186-22, "REGULATIONS APPLYING TO ALL ZONES," OF THE CODE OF THE TOWNSHIP OF WYCKOFF TO PROHIBIT THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE TOWNSHIP OF WYCKOFF

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, the Township Committee previously amended the Township of Wyckoff Land Development Code so as to prohibit the sale of marijuana in response to the State Legislature's potential legalization of the use and sale of marijuana in the State of New Jersey; and

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WHEREAS, the previous amendment to the Township of Wyckoff Land Development Code has been voided by the Act; and

WHEREAS, section 31b of the Act authorizes municipalities to prohibit by ordinance the operation of any one or more classes of cannabis establishments, distributors and/or delivery services anywhere within the municipality, with the exception that a local governmental entity may not prohibit the delivery of cannabis items and related supplies by a delivery service based and initiated from outside the township; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August, 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Township Committee of the Township of Wyckoff has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis businesses might have on New Jersey municipalities in general, and on Wyckoff in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Wyckoff's residents and members of the public who visit, travel, or conduct business in Wyckoff, to amend Wyckoff's zoning regulations to prohibit all manner of cannabis and/or marijuana-related land use and development within the geographic boundaries of Wyckoff; and

WHEREAS, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

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

Section 1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors, and/or cannabis delivery services are hereby prohibited from operating anywhere in the Township of Wyckoff, except for the delivery of cannabis items and related supplies by a

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delivery service based and initiated from outside the Township, notwithstanding any State law to the contrary.

Section 2. That Chapter 186, entitled "Zoning," Section 186-22, "Regulations applying to all zones," shall be amended to repeal and replace subparagraph X., prohibiting the sale of marijuana and marijuana paraphernalia, as follows:

Section 186-22. Regulations applying to all zones.

All classes of cannabis establishments, cannabis distributors and/or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16, are hereby prohibited in all zoning districts, except for the delivery of cannabis items and related supplies by a cannabis delivery service based and initiated from outside the Township of Wyckoff.

Section 3. Repealer. All ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflict.

Section 4. Severability. If any section, part of any section or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Township Committee of the Township of Wyckoff declares that it would have passed the ordinance and each section thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 5. Effective Date. This Ordinance shall take effect immediately upon passage, publication and filing with the Bergen County Planning Board, and as otherwise provided for by law.

III Motions

A. Approve and memorialize amendments to the St. Nicholas Greek Orthodox Church's September 2021 Festival plans based on changes to Covid public health restrictions.

B. Approve and memorialize proclamation celebrating the 94th birthday of former Police Chief Robert Sokoly.

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:	SHANLEY	SECOND	MELCHIONNE
BOONSTRA	YES	MADIGAN	YES
SHANLEY	YES	RUBENSTEIN	YES

Ordinances – Public Hearing / Further Consideration:

Madam Chairperson, I have two Ordinances for Public Hearing / Further Consideration:

The first is **Ordinance #1938** which is

AN ORDINANCE TO MODIFY AND SUPPLEMENT CHAPTER #163, "STORMWATER MANAGEMENT" IN THE CODE OF THE TOWNSHIP OF WYCKOFF TO REFLECT THE FEDERAL COMPREHENSIVE REGULATIONS KNOWN AS STORMWATER CONTROL ORDINANCE.

for second reading, by title only, and a copy of this Ordinance has been posted

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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.

COMMITTEE PERSON SHANLEY : I move the Ordinance on second reading by Title only.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1938, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

Mr. Timothy Buchman, 430 Meer Avenue commented as follows:
I was pleased to read the Stormwater Management legislation. While my problems pale beside the unlucky citizens who have spoken to this body in past, I do have problems with runoff from neighbors who have removed over 50% of their mature trees and have built 1,000 or more square feet of patios and paving. This committee has chosen to define, by statute, precast pavers as not being "impervious" coverage. I believe that this disingenuous specification will negate much of the benefit of the state's stormwater control template.

Even if you specify manufacturer-designated permeable pavers and lay them to the manufacturer's specifications, they require one to two FEET of clean aggregate and other preparation beneath them. Such preparation work is almost never chosen in residential construction because it takes time, money, and maintenance. It is a fiction to say, without qualification, that "pavers are permeable".

Township Administrator Shannon interjected to report that just today he had received a letter and resolution from the Bergen County Planning Board about Ordinance #1938. The Bergen County Planning Board recommended adoption of the ordinance with minor edits and provided Resolution #21-27, a resolution of review and approval of the Township's Stormwater Control Ordinance #1938.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY : I move that the Public Hearing on Ordinance #1938 be closed.

COMMITTEE PERSON MELCHIONNE : Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the Township of Wyckoff that Ordinance #1938, 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 in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

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COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

Table 2 Green Infrastructure BMPs for Stormwater Runoff Quantity (or for Groundwater Recharge and/or Stormwater Runoff Quality with a Waiver or Variance from N.J.A.C. 7:8-5.3)				
<u>Best Management Practice</u>	<u>Stormwater Runoff Quality TSS Removal Rate (percent)</u>	<u>Stormwater Runoff Quantity</u>	<u>Groundwater Recharge</u>	<u>Minimum Separation from Seasonal High Water Table (feet)</u>
<u>Bioretention System</u>	<u>80 or 90</u>	<u>Yes</u>	<u>Yes^(b) No^(c)</u>	<u>2^(b) 1^(c)</u>
<u>Infiltration Basin</u>	<u>80</u>	<u>Yes</u>	<u>Yes</u>	<u>2</u>
<u>Sand Filter^(b)</u>	<u>80</u>	<u>Yes</u>	<u>Yes</u>	<u>2</u>
<u>Standard Constructed Wetland</u>	<u>90</u>	<u>Yes</u>	<u>No</u>	<u>N/A</u>
<u>Wet Pond^(d)</u>	<u>50-90</u>	<u>Yes</u>	<u>No</u>	<u>N/A</u>

(Notes corresponding to annotations ^(b) through ^(d) are found under Table 3)

Table 3 BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Waiver or Variance from N.J.A.C. 7:8-5.3				
<u>Best Management Practice</u>	<u>Stormwater Runoff Quality TSS Removal Rate</u>	<u>Stormwater Runoff Quantity</u>	<u>Groundwater Recharge</u>	<u>Minimum Separation from Seasonal High Water Table</u>
<u>Blue Roof</u>	<u>0</u>	<u>Yes</u>	<u>No</u>	<u>N/A</u>
<u>Extended Detention Basin</u>	<u>40-60</u>	<u>Yes</u>	<u>No</u>	<u>1</u>

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<u>Manufactured Treatment Device^(h)</u>	<u>50 or 80</u>	<u>No</u>	<u>No</u>	<u>Dependent upon the device</u>
<u>Sand Filter^(c)</u>	<u>80</u>	<u>Yes</u>	<u>No</u>	<u>1</u>
<u>Subsurface Gfavel Wetland</u>	<u>90</u>	<u>No</u>	<u>No</u>	<u>1</u>
<u>Wet Pond^t</u>	<u>50-90</u>	<u>Yes</u>	<u>No</u>	<u>N/A</u>

Tables 1, 2, and 3:

- (a) subject to the applicable contributory drainage area limitation specified at §163-10. O.2;
- (b) designed to infiltrate into the subsoil;
- (c) designed with underdrains;
- (d) designed to maintain at least a 10-foot-wide area of native vegetation along at least 50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation;
- (e) designed with a slope of less than two percent;
- (f) designed with a slope of equal to or greater than two percent;
- (g) manufactured treatment devices that meet the definition of green infrastructure at §163-8;
- (h) manufactured treatment devices that do not meet the definition of green infrastructure at §163-8.

- A. An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the Department in accordance with §163-12.B. Alternative stormwater management measures may be used to satisfy the requirements at §163-10.O only if the measures meet the definition of green infrastructure at §163-8. Alternative stormwater management measures that function in a similar manner to a BMP listed at Section O.2 are subject to the contributory drainage area limitation specified at Section O.2 for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at Section O.2 shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for

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compliance with the stormwater runoff quality standard unless a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with §163-10.D is granted from §163-10.O.

B. Whenever the stormwater management design includes one or more BMPs that will infiltrate stormwater into subsoil, the design engineer shall assess the hydraulic impact on the groundwater table and design the site, so as to avoid adverse hydraulic impacts. Potential adverse hydraulic impacts include, but are not limited to, exacerbating a naturally or seasonally high water table, so as to cause surficial ponding, flooding of basements, or interference with the proper operation of subsurface sewage disposal systems or other subsurface structures within the zone of influence of the groundwater mound, or interference with the proper functioning of the stormwater management measure itself.

C. Design standards for stormwater management measures are as follows:

1. Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
2. Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm. For elevations higher than the water quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars of six inches. In addition, the design of trash racks must comply with the requirements of §163-14.C;
3. Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
4. Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs at §163-14; and
5. The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.

D. Manufactured treatment devices may be used to meet the requirements of this subchapter, provided the pollutant removal rates

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are verified by the New Jersey Corporation for Advanced Technology and certified by the Department. Manufactured treatment devices that do not meet the definition of green infrastructure at §420-2 may be used only under the circumstances described at §163-10.O.4.

- E. Any application for a new agricultural development that meets the definition of major development at §420-2 shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at §163-10.O, P, Q and R and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
- F. If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §163-10.P, Q and R shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
- G. Any stormwater management measure authorized under the municipal stormwater management plan or ordinance shall be reflected in a deed notice recorded in the Bergen County Clerk's Office located at: 1 Bergen County Plaza, Hackensack, New Jersey 07601. A form of deed notice shall be submitted to the municipality for approval prior to filing. The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §163.10.O, P, Q and R and shall identify the location of the stormwater management measure(s) in NAD 1983 State Plane New Jersey FIPS 42000 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to §163-16.B.5. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded on the deed shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.

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H. A stormwater management measure approved under the municipal stormwater management plan or ordinance may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards pursuant to §163-10 of this ordinance and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Office of the Clerk of the County of Bergen and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with M above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with M above.

H. Green Infrastructure Standards

1. This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards.
2. To satisfy the groundwater recharge and stormwater runoff quality standards at §163-10.P and Q, the design engineer shall utilize green infrastructure BMPs identified in Table 1 at §163-10.F. and/or an alternative stormwater management measure approved in accordance with §163-10.G. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

<u>Best Management Practice</u>	<u>Maximum Contributory Drainage Area</u>
<u>Dry Well</u>	<u>1 acre</u>
<u>Manufactured Treatment Device</u>	<u>2.5 acres</u>
<u>Pervious Pavement Systems</u>	<u>Area of additional inflow cannot exceed three times the area occupied by the BMP</u>
<u>Small-scale Bioretention Systems</u>	<u>2.5 acres</u>
<u>Small-scale Infiltration Basin</u>	<u>2.5 acres</u>
<u>Small-scale Sand Filter</u>	<u>2.5 acres</u>

3. To satisfy the stormwater runoff quantity standards at §163-10.R, the design engineer shall utilize BMPs from Table 1 or from Table 2 and/or an alternative stormwater management measure approved in accordance with §163-10.G.

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4. If a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with §163-10.D is granted from the requirements of this subsection, then BMPs from Table 1, 2, or 3, and/or an alternative stormwater management measure approved in accordance with §163-10.G may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §163-10.P, Q and R.
5. For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right-of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at §163-10.P, Q and R, unless the project is granted a waiver from strict compliance in accordance with §163-10.D.

I. Groundwater Recharge Standards

1. This subsection contains the minimum design and performance standards for groundwater recharge as follows:
2. The design engineer shall, using the assumptions and factors for stormwater runoff and groundwater recharge calculations at §163-11, either:
 - i. Demonstrate through hydrologic and hydraulic analysis that the site and its stormwater management measures maintain 100 percent of the average annual pre-construction groundwater recharge volume for the site; or
 - ii. Demonstrate through hydrologic and hydraulic analysis that the increase of stormwater runoff volume from pre-construction to post-construction for the 2-year storm is infiltrated.
3. This groundwater recharge requirement does not apply to projects within the "urban redevelopment area," or to projects subject to 4 below.
4. The following types of stormwater shall not be recharged:
 - i. Stormwater from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas

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where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than "reportable quantities" as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with Department approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities; and

- ii. Industrial stormwater exposed to "source material." "Source material" means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

J. Stormwater Runoff Quality Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of major development. Stormwater runoff quality standards are applicable when the major development results in an increase of one-quarter acre or more of regulated motor vehicle surface.
2. Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm as follows:
 - i. Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
 - ii. If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
3. The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey

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Pollutant Discharge Elimination System (NPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with 2 above, unless the major development is itself subject to a NPDES permit with a numeric effluent limitation for TSS or the NPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.

4. The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in Table 4, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

Table 4 – Water Quality Design Storm Distribution

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Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.00830	45	0.2000	85	1.1170
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.2350	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.01660	50	0.2583	90	1.1500
11	0.01828	51	0.2783	91	1.1550
12	0.01996	52	0.2983	92	1.1600
13	0.02164	53	0.3183	93	1.1650
14	0.02332	54	0.3383	94	1.1700
15	0.02500	55	0.3583	95	1.1750
16	0.03000	56	0.4116	96	1.1800
17	0.03500	57	0.4650	97	1.1850
18	0.04000	58	0.5183	98	1.1900
19	0.04500	59	0.5717	99	1.1950
20	0.05000	60	0.6250	100	1.2000
21	0.05500	61	0.6783	101	1.2050
22	0.06000	62	0.7317	102	1.2100
23	0.06500	63	0.7850	103	1.2150
24	0.07000	64	0.8384	104	1.2200
25	0.07500	65	0.8917	105	1.2250
26	0.08000	66	0.9117	106	1.2267
27	0.08500	67	0.9317	107	1.2284
28	0.09000	68	0.9517	108	1.2300
29	0.09500	69	0.9717	109	1.2317
30	0.10000	70	0.9917	110	1.2334
31	0.10660	71	1.0034	111	1.2351
32	0.11320	72	1.0150	112	1.2367
33	0.11980	73	1.0267	113	1.2384
34	0.12640	74	1.0383	114	1.2400
35	0.13300	75	1.0500	115	1.2417
36	0.13960	76	1.0568	116	1.2434
37	0.14620	77	1.0636	117	1.2450
38	0.15280	78	1.0704	118	1.2467
39	0.15940	79	1.0772	119	1.2483
40	0.16600	80	1.0840	120	1.2500

5.If more than one BMP in series is necessary to achieve the required 80 percent TSS reduction for a site, the applicant shall utilize the following formula to calculate TSS reduction:

$$R = A + B - (A \times B) / 100,$$

Where

R = total TSS Percent Load Removal from application of both BMPs, and
A = the TSS Percent Removal Rate applicable to the first

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BMP

B = the TSS Percent Removal Rate applicable to the second BMP.

6. Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in §163-10.P, Q and R.

7. In accordance with the definition of FW1 at N.J.A.C. 7:9B-1.4, stormwater management measures shall be designed to prevent any increase in stormwater runoff to waters classified as FW1.

8. The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13 4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.

9. Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post-construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.

10. This stormwater runoff quality standards do not apply to the construction of one individual single-family dwelling, provided that it is not part of a larger development or subdivision that has received preliminary or final site plan approval prior to December 3, 2018, and that the motor vehicle surfaces are made of permeable material(s) such as gravel, dirt, and/or shells.

K. Stormwater Runoff Quantity Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts of major development.
2. In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at §163-11, complete one of the following:
 - i. Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the 2-, 10-, and 100-year storm events do not exceed, at any point in time, the pre-construction runoff

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hydrographs for the same storm events;

- ii. Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the 2-, 10- and 100-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - iii. Design stormwater management measures so that the post-construction peak runoff rates for the 2-, 10- and 100-year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
 - iv. In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with 2.i, ii and iii above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that the increased volume, change in timing, or increased rate of the stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
3. The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.

§163-11 Calculation of stormwater runoff and groundwater recharge.

- A. Stormwater runoff shall be calculated in accordance with the following:
 1. The design engineer shall calculate runoff using one of the following methods:
 - i. The USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented. This methodology is additionally described in *Technical Release 55 - Urban Hydrology for Small Watersheds* (TR-55), dated June 1986, incorporated

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herein by reference as amended and supplemented.

Information regarding the methodology is available from the Natural Resources Conservation Service website at:

https://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprd1044171.pdf

or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873; or

- ii. The Rational Method for peak flow and the Modified Rational Method for hydrograph computations. The rational and modified rational methods are described in "Appendix A-9 Modified Rational Method" in the Standards for Soil Erosion and Sediment Control in New Jersey, January 2014. This document is available from the State Soil Conservation Committee or any of the Soil Conservation Districts listed at N.J.A.C. 2:90-1.3(a)3. The location, address, and telephone number for each Soil Conservation District is available from the State Soil Conservation Committee, PO Box 330, Trenton, New Jersey 08625. The document is also available at:

<http://www.nj.gov/agriculture/divisions/anr/pdf/2014NJSoilErosionControlStandardsComplete.pdf>.

2. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. The term "runoff coefficient" applies to both the NRCS methodology above at §163-11.A.1.i and the Rational and Modified Rational Methods at §163-11.A.1.ii. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover have existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
3. In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.

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4. In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS *Technical Release 55 – Urban Hydrology for Small Watersheds* or other methods may be employed.
 5. If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural stormwater management measures.
- B. Groundwater recharge may be calculated in accordance with the following:

The New Jersey Geological Survey Report GSR-32, A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Stormwater best Management Practices Manual; at the New Jersey Geological Survey website at:

<https://www.nj.gov/dep/njgs/pricelst/gsreport/gsr32.pdf>

or at New Jersey Geological and Water Survey, 420 Arctic Parkway, PO Box 420 Mail Code 420-01, Trenton, New Jersey 08625-0420.

§163-12 Sources for technical guidance.

- A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the Department's website at:

http://www.nj.gov/dep/stormwater/bmp_manual2.htm.

1. Guidelines for stormwater management measures are contained in the New Jersey Stormwater Best Management Practices Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in Tables 1, 2, and 3.

2. Additional maintenance guidance is available on the Department's website at:

https://www.njstormwater.org/maintenance_guidance.htm.

- B. Submissions required for review by the Department should be mailed to:

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The Division of Water Quality, New Jersey Department of Environmental Protection, Mail Code 401-02B, PO Box 420, Trenton, New Jersey 08625-0420.

§163-13 Solids and floatable materials control standards.

A. Site design features identified under §163-10.F above, or alternative designs in accordance with §163-10.G above, to prevent discharge of trash and debris from drainage systems shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see §163-13.A.2 below.

1. Design engineers shall use one of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:

- i. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines; or
- ii. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) or combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- iii. For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

2. The standard in A.1. above does not apply:

- i. Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
- ii. Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;

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- iii. Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
- a. A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
 - b. A bar screen having a bar spacing of 0.5 inches.

Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

- iv. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm as specified in N.J.A.C. 7:8; or
- v. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

§163-14 Safety standards for stormwater management basins.

- A. This section sets forth requirements to protect public safety through the proper design and operation of stormwater management BMPs. This section applies to any new stormwater management BMP.
- B. The provisions of this section are not intended to preempt more stringent municipal or county safety requirements for new or existing stormwater management BMPs. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management BMPs to be retrofitted to meet one or more of the safety standards in §163-14.C.1, 163-14.C.2, and 163-14.C.3 for trash racks, overflow grates, and escape provisions at outlet structures.
- C. Requirements for Trash Racks, Overflow Grates and Escape Provisions
1. A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from the Stormwater management BMP to ensure proper functioning of the BMP outlets in accordance with the following:

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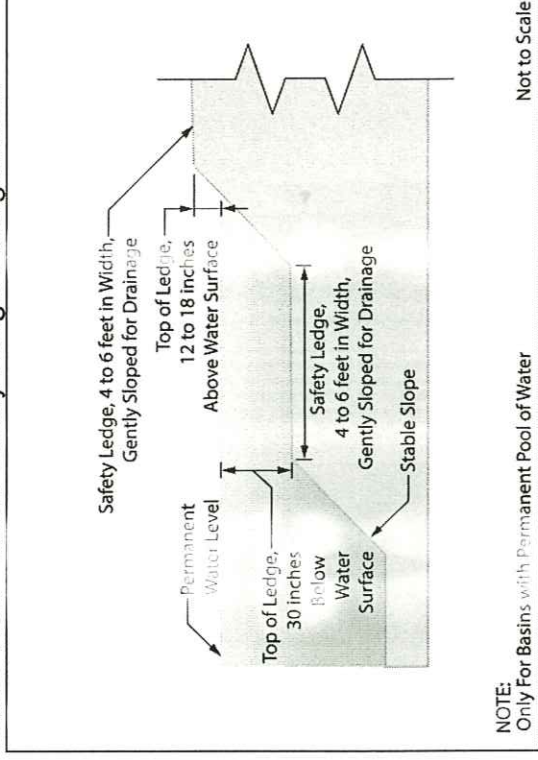
- i. The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars;
 - ii. The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure;
 - iii. The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack; and
 - iv. The trash rack shall be constructed of rigid, durable, and corrosion resistant material and designed to withstand a perpendicular live loading of 300 pounds per square foot.
2. An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, such grate shall meet the following requirements:
 - i. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
 - ii. The overflow grate spacing shall be no less than two inches across the smallest dimension
 - iii. The overflow grate shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.
3. Stormwater management BMPs shall include escape provisions as follows:
 - i. If a stormwater management BMP has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management BMPs. With the prior approval of the municipality pursuant to §163-14.C, a free-standing outlet structure may be exempted from this requirement;
 - ii. Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See §163-14.E for an illustration of safety ledges in a stormwater management BMP; and
 - iii. In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

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D. Variance or Exemption from Safety Standard

A variance or exemption from the safety standards for stormwater management BMPs may be granted only upon a written finding by the municipality that the variance or exemption will not constitute a threat to public safety.

E. Safety Ledge Illustration
Elevation View –Basin Safety Ledge Configuration



§163-15 Requirements for a site development stormwater plan.

A. Submission of Site Development Stormwater Plan

1. Whenever an applicant seeks municipal approval of a development subject to this ordinance, the applicant shall submit all of the required components of the Checklist for the Site Development Stormwater Plan at §163-15.C below as part of the submission of the application for approval.
 2. The applicant shall demonstrate that the project meets the standards set forth in this ordinance.
 3. The applicant shall submit three copies of the materials listed in the checklist for site development stormwater plans in accordance with §163-15.C of this ordinance.
- B. Site Development Stormwater Plan Approval
- The applicant's Site Development project shall be reviewed as a part of the review process by the municipal board or official from which municipal approval is sought. That municipal board or official shall consult the municipality's review engineer to determine if all of the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this ordinance.

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C. Submission of Site Development Stormwater Plan

The following information shall be required:

1. Topographic Base Map

The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 200 feet beyond the limits of the proposed development, at a scale of 1"=200' or greater, showing 2-foot contour intervals. The map as appropriate may indicate the following: existing surface water drainage, shorelines, steep slopes, soils, erodible soils, perennial or intermittent streams that drain into or upstream of the Category One waters, wetlands and flood plains along with their appropriate buffer strips, marshlands and other wetlands, pervious or vegetative surfaces, existing man-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown.

2. Environmental Site Analysis

A written and graphic description of the natural and man-made features of the site and its surroundings should be submitted. This description should include a discussion of soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention should be given to unique, unusual, or environmentally sensitive features and to those that provide particular opportunities or constraints for development.

3. Project Description and Site Plans

A map (or maps) at the scale of the topographical base map indicating the location of existing and proposed buildings roads, parking areas, utilities, structural facilities for stormwater management and sediment control, and other permanent structures. The map(s) shall also clearly show areas where alterations will occur in the natural terrain and cover, including lawns and other landscaping, and seasonal high groundwater elevations. A written description of the site plan and justification for proposed changes in natural conditions shall also be provided.

4. Land Use Planning and Source Control Plan

This plan shall provide a demonstration of how the goals and standards of §163-9 through 163-11 are being met. The focus of this plan shall be to describe how the site is being developed to meet the objective of controlling groundwater recharge, stormwater quality and stormwater quantity problems at the source by land management and source controls whenever possible.

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5. Stormwater Management Facilities Map

The following information, illustrated on a map of the same scale as the topographic base map, shall be included:

- i. Total area to be disturbed, paved or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to control and dispose of stormwater.
- ii. Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention and emergency spillway provisions with maximum discharge capacity of each spillway.

6. Calculations

- i. Comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in §163-10 of this ordinance.
- ii. When the proposed stormwater management control measures depend on the hydrologic properties of soils or require certain separation from the seasonal high water table, then a soils report shall be submitted. The soils report shall be based on onsite boring logs or soil pit profiles. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soils present at the location of the control measure.

7. Maintenance and Repair Plan

The design and planning of the stormwater management facility shall meet the maintenance requirements of §163-16.

8. Waiver from Submission Requirements

The municipal official or board reviewing an application under this ordinance may, in consultation with the municipality's review engineer, waive submission of any of the requirements in §163-15.C.1 through 163-15.C.6 of this ordinance when it can be demonstrated that the information requested is impossible to obtain or it would create a hardship on the applicant to obtain and its absence will not materially affect the review process.

§163-16 Maintenance and repair.

A. Applicability

Projects subject to review as in §163-7.C of this ordinance shall comply with the requirements of §163-16.B and 163-16.C.

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B. General Maintenance

1. The design engineer shall prepare a maintenance plan for the stormwater management measures incorporated into the design of a major development.
2. The maintenance plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.
3. If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
4. Responsibility for maintenance shall not be assigned or transferred to the owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume those tasks; however, the individual cannot be legally responsible for all of the maintenance required.
5. If the party responsible for maintenance identified under §163-16.B.3 above is not a public agency, the maintenance plan and any future revisions based on §163-16.B.7 below shall be recorded upon the public record for each property on which the maintenance is required in the maintenance plan must be undertaken.
6. Preventative and corrective maintenance shall be performed to maintain the functional parameters (storage volume, infiltration rates, infiltration flow capacity, etc.) of the stormwater management measure, including, but not limited to, repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
7. The party responsible for maintenance identified under §163-16.B.3 above shall complete all of the following requirements:

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- i. maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;
- ii. evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and
- iii. retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by §163-16.B.6 and B.7 above.

8. The requirements of §163-16.B.3 and B.4 do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as required by the Department. In such event, a two-year maintenance record, as required by N.J.S.A. 40:55D-53 shall be required, in accordance with Section C, below.

9. In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance or repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for a valid cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.

C. Nothing in this section shall preclude the municipality in which the major development is located from requiring the posting of a performance or maintenance guarantee in accordance with N.J.S.A. 40:55D-53.

§163-17 Penalties.

Any person who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this chapter shall be subject to a fine of not less than \$1,000 per violation.

§163-18 Enforcement.

This chapter shall be enforced by the Police Department, the Township Engineer, and/or other code enforcement officials of or contracted by the Township of Wyckoff.

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SECTION 3. Repealer. All ordinances or parts of Ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

SECTION 4. Severability. If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance. The Governing Body of the Township of Wyckoff declares that it would have passed the Ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

SECTION 5. Effective Date. This Ordinance shall take effect immediately upon passage and publication according to law.

And finally, we have Ordinance #1939 which is

AN ORDINANCE TO ESTABLISH A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 57, ENTITLED, "RESTRICTED AREAS IN BUILDINGS WHERE MUNICIPAL OPERATIONS ARE CONDUCTED LIMITED TO AUTHORIZED EMPLOYEES ONLY TO PROTECT AND SAFEGUARD PUBLIC RECORDS CONTAINING PERSONALLY IDENTIFIABLE INFORMATION".

for second reading, by filing only, and a copy of this Ordinance has been posted on the bulletin board in Council 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.

COMMITTEE PERSON SHANLEY: I move the Ordinance on second reading by Title only.

COMMITTEE PERSON MELCHIONNE: Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

CHAIRPERSON: This is the time and place for the Public Hearing on Ordinance #1939, and all persons who wish to be heard, please state your name and address before making your statement. If you wish to comment, please dial 201-891-7000, ext. #2220.

There being no callers after several minutes had passed, Mayor Rubenstein requested a motion to close the public comment period.

At the Conclusion of public comments:

COMMITTEE PERSON SHANLEY: I move that the Public Hearing on Ordinance #1939 be closed.

COMMITTEE PERSON BOONSTRA: Seconded

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

MUNICIPAL CLERK: BE IT RESOLVED, by the Township Committee of the

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Township of Wyckoff that Ordinance #1939, 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 in the official newspaper for the Township as provided by law.

COMMITTEE PERSON SHANLEY : I move the resolution.

COMMITTEE PERSON BOONSTRA : Seconded.

ROLL CALL VOTE

BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

ORDINANCE #1939

AN ORDINANCE TO ESTABLISH A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF WYCKOFF, CHAPTER 57, ENTITLED, "RESTRICTED AREAS IN BUILDINGS WHERE MUNICIPAL OPERATIONS ARE CONDUCTED LIMITED TO AUTHORIZED EMPLOYEES ONLY TO PROTECT AND SAFEGUARD PUBLIC RECORDS CONTAINING PERSONALLY IDENTIFIABLE INFORMATION".

WHEREAS, Township of Wyckoff officials and employees have a responsibility to maintain and safeguard public records that consist of confidential information; and

WHEREAS, to adequately comply with the New Jersey Open Public Records Act, N.J.S.A. 47:1A-1, and to comply with the statutorily defined responsibilities, the maintenance and custody of specific records are required; and

WHEREAS, municipal officials assigned this responsibility include, but are not limited to; the Municipal Clerk, the Police Chief, the Library Director, the Chief Financial Officer, the Tax Collector, the Tax Assessor, the Construction Code Officer, the Board of Health Secretary, and the Township Administrator; and

WHEREAS, the responsibility for the maintenance and safeguarding of records, reports, documents and information in municipal offices may not be available for immediate public view since they may contain personal information, phone numbers, social security numbers, dates of birth and other confidential information; and

WHEREAS, securing these records maintains the integrity of this information and when an Open Public Records Act request is received, and it is determined that a requestor is entitled to the records, the records can be released individually and redacted as required by law; and

WHEREAS, securing these records prevents outsiders/trespassers from simply walking into an office, grabbing some records, and leaving the building; and

WHEREAS, we cannot expect our municipal employees to physically intervene to protect a record, and creating secure areas with clear signage will help deter persons from collecting records which they are not entitled to receive without following the process required by the Open Public Records Act.

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

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SECTION 1

Municipal office areas in Wyckoff Town Hall, 340 Franklin Avenue and at the Wyckoff Free Public Library, 200 Woodland Avenue, have been secured and such offices are not open to the public for the purpose of protecting documents, digital data and other written, copied or printed materials that are not subject to the Open Public Records Act, which may include, but are not limited to, personally identifiable information that is protected by the Statutes of the State of New Jersey and the Federal laws of the United States.

SECTION 2

The Township of Wyckoff shall be required to post signs outside of offices which read, "Stop, Restricted Area, Authorized Employees Only".

SECTION 3

Persons that trespass these posted, protected offices may be subject to prosecution under N.J.S.A. 2C-18-3.

SECTION 4

This ordinance shall take effect after publication thereof and final passage as required by law.

Meeting was adjourned at 8:14pm

Chairman: May I have a motion to and a second to adjourn the Business Meeting?

MOTION: BOONSTRA SECOND SHANLEY
BOONSTRA YES MADIGAN YES MELCHIONNE YES
SHANLEY YES RUBENSTEIN YES

During the course of this live meeting there were between one and four concurrent viewers watching on YouTube.



Mayor Melissa D. Rubenstein



Nancy A. Brown, Acting Municipal Clerk

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COUNTY OF BERGEN
DEPARTMENT OF PLANNING AND ENGINEERING

One Bergen County Plaza • 4th Floor • Hackensack, N.J. 07601-7076
Tel. (201) 336-6446 • Fax (201) 336-6449

James Tedesco III
County Executive

Joseph A. Femia, P.E.
Director and County Engineer

June 15, 2021

Township of Wyckoff
Frank Rossi, P.E., Borough Engineer
340 Franklin Avenue
Wyckoff, NJ 07481

Dear Mr. Rossi:

Thank you for the submission of your revised Municipal Stormwater Control Ordinance (MSCO) for review and comment by the Department of Planning and Engineering. Based upon your revisions in addressing all of our comments, **we are recommending approval of your ordinance to the Bergen County Planning Board**. Before you re-adopt your ordinance, please address those minor edits that can be easily amended. Should you require any assistance or have any questions, please do not hesitate to contact myself at 201-336-6440. Thank you for your cooperation.

Sincerely Yours,

Peter Kortright III, P.P.
Principal Environmental Planner

cc: Kim McWilliams, Township Clerk/Administrator
NJDEP, Bureau of Nonpoint Pollution Control
File Copy

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Resolution No. 21-27

RESOLUTION OF THE BERGEN COUNTY PLANNING BOARD

WHEREAS, in accordance with the New Jersey Department of Environmental Protection (NJDEP) adopted new Amended Stormwater Management Rules (N.J.A.C. 7:8) and Municipal Stormwater Regulation Program (N.J.A.C. 7:14); and

WHEREAS, the *Township of Wyckoff* has submitted its adopted Municipal Stormwater Control Ordinance to the County Planning Board for review and approval; and

WHEREAS, in accordance with the County Planning Act within the New Jersey Administrative Code (N.J.A.C. 40:27-4), staff has reviewed and is recommending approval of the adopted Municipal Stormwater Control Ordinance for the *Township of Wyckoff* and that it is consistent with the goals and objectives of the County's Stormwater Management Program as well as the NJDEP's Amended Stormwater Management Rules; and

NOW, THEREFORE, BE IT RESOLVED, the Bergen County Planning Board approves the Municipal Stormwater Control Ordinance, and finds that this ordinance is in keeping with the county stormwater management planning principals and is generally consistent with the requirements as set forth by the New Jersey Department of Environmental Protection Stormwater Management Rules;

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Department of Environmental Protection and the *Township of Wyckoff*. This Resolution shall take effect this *13th day of July 2021*.

Motion made by:

Motion seconded by:

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METROPOLIS OF
NEW JERSEY

SAINT NICHOLAS GREEK ORTHODOX CHURCH

ΕΛΛΗΝΙΚΗ ΟΡΘΟΔΟΞΟΣ ΕΚΚΛΗΣΙΑ ΑΓΙΟΥ ΝΙΚΟΛΑΟΥ

May 25, 2021

Township of Wyckoff
The Honorable Melissa Rubenstein
340 Franklin Avenue
Scott Plaza
Wyckoff, NJ 07481

Attention: Township Committee

Dear Mayor Rubenstein and Committee Members,

We deeply appreciate your recent letter dated May 19th, 2021 which approves our church festival fundraiser in September. We originally requested an outdoor only festival with no indoor dining. However, in view of the recent mandate by the State of New Jersey, which relaxed indoor dining restrictions, we would like to amend our festival model to include:

1. Indoor seating for our guests subject to whatever social distancing guidelines are applicable at that time.
2. The option to display and sell our bakery products, desserts and coffee items indoors.

We believe that our request is consistent with the new relaxed guidelines recently conveyed by the State of New Jersey.
Kindly advise if the above 2 items are acceptable. We anticipate starting our baking preparation during the summer months.

Thank you so much for your kind consideration of this request.

Nick Pirso
Parish Council President

Manny Toskos
Parish Council Vice President

Enclosures

cc: Mrs. Nancy Brown, Acting Municipal Clerk, Township of Wyckoff