

**BOROUGH OF WASHINGTON, WARREN COUNTY, NJ**  
**COUNCIL AGENDA**  
**March 6, 2012**  
**7:00 PM**

**STATEMENT OF ADEQUATE NOTICE:**

**ROLL CALL:** Clerk will call the Roll

**CORRESPONDENCE:**

**MINUTES:**

Regular Meeting of February 7, 2012

**COUNCIL APPEARANCE:**

Shade Tree Commission – Proposed Ordinance

**AUDIENCE:**

Remarks, petitions, statements and testimony from guests

**ORDINANCES:**

Ordinance 2-2012 Ordinance to Exceed the Municipal Budget Appropriations and Establish a CAP Bank (Public Hearing/Adoption)

**REPORTS**

Borough Manager Reports  
CFO Report

**COMMITTEE REPORTS**

Manager Search Sub Committee

**OLD BUSINESS:**

**INTRODUCTION 2012 Municipal Budget**

Resolution 54-2012 Self Examination of Budget  
Resolution 56-2012 Introduction of 2012 Municipal Budget

**NEW BUSINESS:**

1. Approval of Fire Department Member – David Gittings
2. Resolution 52-2012 Release of Performance and Surety Bonds for the Park Hill Apartments Project
3. Resolution 53-2012 Release of Site Improvement Performance Bond for Gibson’s Gym
4. Resolution 55-2012 Appointing Kristine Blanchard as Acting Borough Manager

**VOUCHERS:**

List Attached

**RECAP**

**COUNCIL REMARKS:**

Remarks, Reports, Discussions

**ADJOURNMENT:** \_\_\_\_\_ P.M.

**BOROUGH OF WASHINGTON, WARREN COUNTY, NEW JERSEY  
WASHINGTON BOROUGH COUNCIL MINUTES – February 7, 2012**

The Regular Meeting of the Borough Council of Washington, Warren County, New Jersey was held in the Council Chambers of Borough Hall at 7:00 P.M.

Roll Call: Torres, Higgins, Valentine, McDonald, Jewell, Gleba,  
Boyle

Also Present: Kristine Blanchard, Borough Clerk

Mayor McDonald led everyone in the flag salute.

Mayor McDonald read the following Statement into the Record:

“The requirements of the ‘Open Public Meetings Law, 1975, Chapter 231’ have been satisfied in that adequate notice of this meeting has been published in the Star Gazette and posted on the Bulletin Board of Borough Hall stating the time, place and purpose of the meeting as required by law.”

**CORRESPONDENCE:**

Manager Phelan – Refunding Bond  
Manager Phelan – Online Property Tax and Sewer Payment  
Manager Phelan – Borough Status 2009 vs. 2012

Motion made by Higgins, seconded by Jewell to receive and file the correspondence.

Ayes: 7, Nays: 0  
Abstain: 0  
Motion Carried

**Refunding Bond**

Manager Phelan’s memo states that the CFO and he have been working closely on the feasibility of refunding the Borough’s debt. In order to qualify for refunding the Borough must demonstrate a savings to the State of NJ of at least a 3.5% reduction overall. The Borough is now in a position to do this. The preliminary numbers reflect an annual savings of approximately \$7,000 per year.

Council concurred that they would like to move forward refunding the debt.

## **Online Property Tax Payment**

The CFO explained that she and the Borough Manager have been looking at several different companies that offer online sewer and property tax payment. After review, Cit-e-Net LLC seems to be the best option for the Borough. This will allow property owners to make property tax payments directly through the Borough website. With Cit-e-Net there is a one time set up fee of \$1,750 and an annual cost of \$2,250. The CFO stated this company has an excellent understanding of the tax collection laws in the State of NJ as well.

Councilman Torres stated that he met with many vendors at the League of Municipalities Convention regarding online property tax payment. He suggested that Council consider reaching out to some of these vendors to see if they offer the same service for a lesser price. Council suggested Councilman Torres provide the information he has regarding these vendors to the CFO. After the CFO has reviewed the information Council will revisit the topic and consider a presentation from the vendors.

## **MINUTES:**

Mayor McDonald entertained a motion to approve the minutes from December 20, 2012, January 3, 2012 Reorganization Meeting, January 17, 2012 and the Executive Session of December 20, 2012.

Several corrections and changes were noted by the clerk.

Motion made by Higgins, seconded by Jewell and adopted.

Ayes: 7, Nays: 0  
Abstain: 2 (Gleba 12/20 Boyle 1/17)  
Motion Carried

## **AUDIENCE:**

Mayor McDonald opened up the audience portion of the meeting.

Edna Detlaf – 27 Fisher Avenue

Ms. Detlaf inquired about the DPW garage litigation. Mayor McDonald stated Council is not at liberty to discuss litigation at this time.

Rick Feldman – 19 Prosper Way

Mr. Feldman read a prepared statement to the Governing Body. Mr. Mayor and Council members, I come before you tonight as a spokesperson for the Concerned Citizens of Washington Borough. We believe that the Borough is at a crossroads. The

opportunity that presents itself to us concerns the replacement of the terminating Borough Manager and the future direction of our community.

Has Council developed a specific process to hire a new Borough Manager? Has Council undertaken to review and develop a new job description, especially since the responsibilities and scope of the position has changed in the past four years. Will you accept community input into improving the job description. In either case, there is no rush to fill this position as a very capable substitute is in place. The development and approval of a new position description must be put in place before you undertake a search for a new person. Have you reached out to members of the community who are experience in recruitment and selection.

Has Council investigated the possibility of combining this position with another position, Manager/Clerk, Manager/Engineer or any other legal combination that will save the Borough money?

Since the Borough Managers serves at the will of the Council why has the present Borough Manager not been relieved of his duties upon his resignation? You are paying him over \$28,000 in unused vacation and sick time and you are paying him to come to work each day. Remove him now and let the Acting Borough Manager perform the duties that need to be performed. You are allowing him to double dip on the taxpayers.

You created a search committee of council members why are there no citizen members or business members? Will Council consider implementing this immediately? Most importantly, we believe a dialogue needs to take place as to the future of our Borough. Specifically as it relates to the form of government, Manager/Council or Mayor/Council or any other legally allowed entity as well as the potential for a merger with another municipality. This should be done before a new manager is hired. Depending on the discussion, we may not even need to hire a manger or maybe the individual hired needs experience in this kind of municipal change management. It is time for our elected representation to grasp the opportunity that has emerged and to accept this challenge so that the community can benefit.

Mayor McDonald noted that a change in the form of government would require a petition by citizens and/or research by a committee. He will reach out to the attorney regarding this.

Councilman Boyle stated it may be a good idea to have business owners involved in the hiring process if permissible. An opinion will be obtained by the Municipal Attorney. Council also requested a copy of the letter from the concerned citizens be placed in their mailboxes.

Mrs. Pyle 88 West Stewart

Mrs. Pyle stated that the entire Council should be involved in the hiring process not just the committee that has been put together. She also stated that the candidate should not be writing their own contract.

Hearing no further comments from the public; motion made by Higgins, seconded by Jewell to close the audience portion.

Ayes: 7, Nays: 0  
Motion Carried

**ORDINANCES:**

Ordinance 1-2012 An Ordinance Establishing Recreation Department Program Fees (Public Hearing/Adoption)

Mayor McDonald entertained a motion to introduce Ordinance #1-2012 on final reading.

Ordinance 1-2012 was introduced by Councilwoman Gleba, seconded by Councilman Valentine.

Roll Call: Higgins, Valentine, Gleba, McDonald, Boyle, Jewell – Yes  
Torres - No

Ayes: 6, Nays: 1 (Torres)  
Motion Carried

Councilman Torres indicated he would like to see a monthly rate for the pool. Mayor McDonald stated the Recreation Commission lowered the pool fees after August 1.

Mayor McDonald opened the Public Hearing on Ordinance 2-2012.

Rudy Bescherer 191 Broad St

Mr. Bescherer stated he would like to see non Borough residents pay a higher fee than the Borough residents. It is not fair to the residents who pay taxes to the Borough. Councilwoman Gleba stated the Recreation Commission changed the Ordinance and is now charging non Borough residents fees.

Hearing no further comments from the audience motion made by Gleba, seconded by Jewell to close the audience portion.

Ayes: 7, Nays: 0  
Motion Carried

Motion made by Valentine, seconded by Gleba to adopt on final reading.

Roll Call: Jewell, McDonald, Valentine, Boyle, Gleba, Higgins – Yes  
Torres - No

Ayes: 6, Nays: 1 (Torres)  
Motion Carried

Resolution 40-2012 Declaring Ordinance 1-2012 to be an Emergency Ordinance

Resolution 40-2012 was moved on a motion made by Gleba, seconded by Valentine and adopted.

Roll Call: Gleba, Valentine, Torres, McDonald, Higgins, Jewell,  
Boyle

Ayes: 7, Nays: 0  
Motion Carried

**RESOLUTION # 40-2012**

**A RESOLUTION DESIGNATING ORDINANCE #1-  
2012 TO BE AN EMERGENCY ORDINANCE.**

**WHEREAS**, Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington, states that Ordinances shall become effective 20 days after final passage unless the Council, by an affirmative vote of five (5) Council Members, adopts a resolution declaring the Ordinance to be an emergency upon which said Ordinance will take effect upon final passage; and

**WHEREAS**, the project enumerated within the above captioned Ordinance are necessary for the betterment of the residents of the Borough of Washington and;

**WHEREAS**, the 20 day waiting period is not in the best interest of the residents and employees of the Borough of Washington and;

**NOW, THEREFORE, BE IT RESOLVED** by the members of the Borough of Washington of the Borough of Washington, in the County of Warren, State of New Jersey that Ordinance #1-2012 in accordance with Chapter 3, Article II, Section 15, Subsection E of the Code of the Borough of Washington and that this Ordinance shall take effect immediately upon final passage.

Resolution 41-2012 Memorializing the Establishment of Recreation Fees for 2012

Resolution 41-2012 was moved on a motion made by Higgins, seconded by Jewell and adopted.

Roll Call: Higgins, Jewell, Boyle, McDonald, Gleba, Valentine – Yes  
Torres – No

Ayes: 6, Nays: 0  
Motion Carried

**RESOLUTION NO. 41-2012**

**RESOLUTION MEMORIALIZING THE ESTABLISHMENT  
OF RECREATION FEES FOR 2012**

**WHEREAS**, the Recreation Director, in consultation from the Recreation Commission, have provided the Mayor and Council with a proposed fee schedule Recreation programs and activities; and

**WHEREAS**, in that fees were reviewed to determine whether they are fair to the public and fairly reflect the reasonable cost of public facilities, taking into account such municipal expenses as wages and benefits, insurance, utility costs, maintenance and repair costs and other unpredictable costs incurred by the Borough to operate the Borough's recreational facilities; and

**WHEREAS**, the Mayor and Council have reviewed the attached fee schedule as proposed by the Recreation Director and Recreation Commission and wish to memorialize the approval of the 2012 fee schedule, a copy of which fee schedule is attached to this resolution and will be posted on the Borough website.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Washington, County of Warren, State of New Jersey as follows:

The 2012 Recreation Fee Schedule, in the form attached to this resolution, is hereby approved.

Recreation Program/Event		New Rate for All
<b>Fees Apply for all Boro Administered Programs up to and including the 2<sup>nd</sup> child (50% for 3<sup>rd</sup> child and no fee for 4<sup>th</sup> child and beyond)</b>		
<b>Girl's Softball: 2nd Grade thru 8th Grade</b>		
	ALL	\$60
<b>Karate/Self-Defense - Ages 5 thru 12</b>		
	ALL	\$50
<b>Easter Egg Hunt: Ages 3 to 6th Grade</b>	No Charge	\$0
<b>Swim Team: Ages 5 to 18 Team Member</b>	<b>Must also be member of the pool</b>	\$55
<b>Swim Lessons: Ages 3 and Up</b>	<b>Must be 42 inches in height</b>	
	ALL	\$65
	Private Lessons	\$85
<b>Pool Fees</b>		
<b>Membership</b> (All memberships half price after August 1 <sup>st</sup> )	Individual (Boro Resident)	\$110
	Individual (Non-Boro)	\$125
	Family (Boro Residents)	\$195
	Family(Non-Boro)	\$225
	Senior Citizens (ALL)	\$0
Trial Membership – 4 Days (for up to family)	Expires 7/1 each year	\$20
Trial fee will be applied to membership		
<b>Daily</b>		
Adult		\$8
Child (4 to 17 years old)		\$4
Child (up to 3 years old)		\$0
Senior		\$0
Twilight (after 6pm)	All Twilight	\$3
<b>Teen Pool Party</b>		\$5
<b>Water Aerobics</b>		

		\$30
<b>Soccer: Kindergarten to 8th Grade</b>	Age 5	\$35
	Ages 6 & 7	\$50
	Ages 8 and up	\$60
<b>Field Hockey: 2nd to 6th Grade</b>		
	ALL	\$60
<b>Men's Basketball</b>	Team Sponsor	\$350
Individual Participant	ALL	\$40
<b>Movies in the Park</b>	No Charge	
<b>Youth Basketball: K thru 2nd Grade (Clinic)</b>	<b>Clinic only</b>	\$40
3 <sup>rd</sup> Grade thru 8 <sup>th</sup> Grade	ALL	\$60
<b>Street Hockey: Kindergarten to 8th Grade</b>		
	ALL	\$50
<b>Usage Fee – Field/Game Day (Field Fee Included in Registration Fee for all Boro Administered Programs)</b>	Daily Fee	\$45
Field Fee Based on Field Maint./Prep		
Lighting at Park	Per Hour	\$17/hour
Sport Clinic Programs		*Variable
		\$0
Party Rental (Pool Hours)	Members	\$0
	Non-Members	Daily Rate/person
Party Rental (After Hours)	50 People	225
	51-100 People	325
	Over 100 People	425
Pavilion/Tent Rental		\$25
Summer Recreation Programs		*Variable
Special Events		*Variable
5K Run/Walk		*Variable

\*Variable denotes the rate is subject to the event/program size and complexity

Ordinance 2-2012 An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (Introduction)

Mayor McDonald entertained a motion to introduce Ordinance #2-2012.

Ordinance 2-2012 was introduced by Councilman Higgins, seconded by Councilwoman Gleba.

It was further moved by Higgins, seconded by Gleba that the Clerk read Ordinance #2-2012 by title only.

Roll Call: Higgins, Boyle, Gleba, McDonald, Torres, Jewell, Valentine

Ayes: 7, Nays: 0  
Motion Carried

The Clerk read Ordinance #2-2012 entitled, "An Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a CAP Bank."

Motion made by Gleba, seconded by Jewell to adopt on first reading.

Roll Call: Jewell, Valentine, Torres, McDonald, Boyle, Gleba, Higgins

Ayes: 7, Nays: 0  
Motion Carried

Introduced 2/7/12  
Public Hearing/Adoption 3/6/12

**CALENDAR YEAR 2012**  
**MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION**  
**LIMITS AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Washington in the County of Warren finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 1 % increase in the budget for said year, amounting to \$ 31,809.04 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Council of the Bridgewater Township, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Borough of Washington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$111,331.63, and that the CY 2012 municipal budget for the Borough of Washington be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

### **REPORTS:**

Motion was made by Higgins, seconded by Valentine to receive and file the following reports:

1. Managers Report
2. CFO Report
3. Police Activity Report

Ayes: 7, Nays: 0  
Motion Carried

Councilwoman Gleba questioned the \$192,000 to the Municipal Library in the Managers Report when the budget documents state \$172,000. The CFO stated that new information was received from the State of NJ. The contribution to the Municipal Library is \$172,000.

**COMMITTEE REPORTS:**

Manager Search Sub Committee

Councilman Valentine reported that the committee has received approximately twenty five resumes as of today. The committee continues to send out questionnaires to qualified candidates.

**OLD BUSINESS:**

Snow Removal – Downtown (JJ)

Councilman Jewell stated he wanted to revisit this topic since he was not in attendance at the last council meeting. He would like to see the BID continue contributing financially to the snow removal process downtown. The DPW has to rent tandem trucks in order to remove the snow and the cost of this is \$1920.00. Councilman Higgins stated he previously provided to Council minutes from February of 2007 where the Municipal Attorney stated that if this service was provided by the Borough prior to the establishment of the BID; the Borough can not charge the BID for the service now. Councilman Jewell stated he is concerned about saving the taxpayers money.

Councilman Jewell made a motion to have the BID contribute to snow removal downtown. There was no second.

**NEW BUSINESS:**

Resolution 35-2012 Release of Escrow – Hoffman and Resolution 36-2012 Release of Escrow – Park Hill

Resolutions 35-2012 and 36-2012 was moved on a motion made by Higgins, seconded by Valentine and adopted.

Roll Call: Higgins, Valentine, Boyle, Jewell, Gleba, Torres, McDonald

Ayes: 7, Nays: 0

Motion Carried

**RESOLUTION #35-2012**

**A RESOLUTION AUTHORIZING THE RELEASE OF FUNDS FROM THE ESTATE OF DORIS HOFFMAN C/O NANCY NOEL, EXECUTRIX ESCROW ACCOUNT HELD IN TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Nancy Noel, Executrix for the Estate of Doris Hoffman, of 469 Mountain

View Road, Asbury, NJ 08802 has requested the return of the funds remaining in the escrow account #7760883178; and

WHEREAS, the Suburban Consulting Engineers, Finelli Consulting Engineers and Law Offices of Scholl, Whittlesley & Gruenberg, LLC have advised that they have been paid in full and there are no outstanding invoices, it has been determined that the escrow account monies can be released.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey, that the Municipal Treasurer is hereby authorized to issue a check to the Estate of Doris Hoffman, c/o Nancy Noel, Executrix for the actual balance remaining in Acct. #7760883178.

**RESOLUTION #36-2012**

**A RESOLUTION AUTHORIZING THE RELEASE OF FUNDS FROM THE  
PARK HILL APARTMENTS SITE PLAN ESCROW ACCOUNT  
HELD IN TRUST BY THE BOROUGH OF WASHINGTON**

WHEREAS, Susan C. Gieser, Esq., on behalf of her clients "Park Hill Apartments" has requested the return of the funds remaining the account "Park Hill Apartments Site Plan," Account #7200020919, to mailed in care of Susan C. Gieser, Esq., Senior Counsel of Waters, McPherson, McNeill, P.C. at 300 Lighting Way, P.O. Box 1560, Secaucus, NJ 07096;

WHEREAS, Suburban Consulting Engineers, Finelli Consulting Engineers, and Attorney Donald F. Scholl, Jr., have advised that they have been paid in full and there are no outstanding invoices, it has been determined that the escrow account monies can be released; and

WHEREAS, the As-Built plans were delivered to the Municipal Clerk on November 17, 2011 and a copy of the Deed Notice reflecting the required restrictions as recommended by NJDEP was received on November 18, 2011;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Municipal Treasurer is hereby authorized to issue a check to Park Hill Apartments Site Plan for the actual balance remaining in Account #7200020919.

Resolution 37-2012 Allow Veteran Deduction, Resolution 38-2012 Redemption of Tax Sale Certificate, and Resolution 39-2012 Redemption of Tax Sale Certificate.

Resolutions 37-2012 through 39-2012 were moved on a motion made by Boyle seconded by Valentine and adopted.

Roll Call: Boyle, Valentine, Higgins, Jewell, Torres, Gleba, McDonald

Ayes: 7, Nays: 0  
Motion Carried

**RESOLUTION #37-2012**

**RESOLUTION TO APPLY VETERAN DEDUCTION ALLOWED**

**WHEREAS**, the Tax Assessor and Tax Collector has allowed the following Veterans' Deduction and wishes to apply this deduction; and

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>NAME OF OWNER/ PROPERTY LOCATION</u></b>	<b><u>EXPLANATION</u></b>	<b><u>AMOUNT</u></b>
98	29.01	Godfrey, Troy G 91 South Lincoln Avenue Washington, NJ 07882	Veteran's Deduction Allowed in 2011	250.00

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Tax Collector apply the overpayment of \$250.00 from 2011 to the 1<sup>st</sup> quarter of 2012 taxes.

**RESOLUTION #38-2012**

**A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE**

**KNOW ALL PERSONS BY THESE PRESENTS THAT, WHEREAS**, lands in the taxing district of Washington Borough, County of Warren, State of New Jersey, were sold on December 15, 2011 to Zhaoou Yu, 42 Huntington Rd, Basking Ridge, NJ 07920, in the amount of \$2,759.10 for taxes or other municipal liens assessed for the year 2010 in the name of United States of America USDA, as supposed owners, and in said assessment and sale were described as 97 N Lincoln Avenue, Block 16 Lot 11.01, which sale was evidenced by Certificate #11-00004; and

**WHEREAS**, I, Kay F. Stasyshan, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 1-9-12 and before the right to redeem was cut off, as provided by law, USDA, claiming to have an interest in said lands, did redeem said lands claimed by Zhaoou Yu by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$2,886.02, which is the amount necessary to redeem Tax Sale Certificate #11-00004.

**NOW THEREFORE BE IT RESOLVED**, on this 7th day of February, 2012 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Zhaoou Yu, , NJ 08865 in the **amount of \$2,886.02**.

**BE IT FURTHER RESOLVED**, that the Tax Collector is authorized to cancel this lien on Block 16 Lot 11.01 from the tax office records.

**RESOLUTION #39-2012**

**A RESOLUTION FOR REDEMPTION OF TAX CERTIFICATE**

**KNOW ALL PERSONS BY THESE PRESENTS THAT, WHEREAS,** lands in the taxing district of Washington Borough, County of Warren, State of New Jersey, were sold on December 15, 2011 to Arthur Frustaci, 1178 Fifth Avenue, Alpha, NJ 08865, in the amount of \$183.97 for taxes or other municipal liens assessed for the year 2010 in the name of Piatt, Justin B & Lisa K, as supposed owners, and in said assessment and sale were described as 52 W Warren Street, Block 16.01 Lot 4, which sale was evidenced by Certificate #11-00005; and

**WHEREAS,** I, Kay F. Stasyshan, the Collector of Taxes of said taxing district of the Borough of Washington, do certify that on 1-9-12 and before the right to redeem was cut off, as provided by law, USDA claiming to have an interest in said lands, did redeem said lands claimed by Arthur Frustaci by paying the Collector of Taxes of said taxing district of Washington Borough the amount of \$4,481.66, which is the amount necessary to redeem Tax Sale Certificate #11-00005.

**NOW THEREFORE BE IT RESOLVED,** on this 7th day of February, 2012 by the Mayor and Council of the Borough of Washington, County of Warren to authorize the Treasurer to issue a check payable to Arthur Frustaci, 1178 Fifth Avenue, Alpha, NJ 08865 in the **amount of \$4,481.66.**

**BE IT FURTHER RESOLVED,** that the Tax Collector is authorized to cancel this lien on Block 16.01 Lot 4 from the tax office records.

**Resolution 42-2012 Concurrence with NJ DOT's Proposed Handicapped Parallel Parking Space along West Washing Avenue.**

Resolution 42-2012 was moved on a motion made by Higgins, seconded by Gleba and adopted.

Ayes: 7, Nays: 0  
Motion Carried

**RESOLUTION # 42-2012**

**A RESOLUTION OF THE BOROUGH OF WASHINGTON'S AGREEMENT WITH THE NJDOT'S PROPOSED TRAFFIC REGULATION ORDER REGARDING HANDICAPPED PARALLEL PARKING SPACES ALONG WEST WASHINGTON AVENUE WITHIN WASHINGTON BOROUGH, COUNTY OF WARREN**

**WHEREAS,** on or about December 14, 2010 the New Jersey of Department of Transportation (NJDOT) notified the Borough that several parking spaces along West Washington Avenue (Route 57) were not in compliance with the Americans with Disabilities Act (ADA) as required by NJDOT Traffic Regulations and;

**WHEREAS,** the Borough Engineer requested in correspondences dated April, 28, 2011 and August 26, 2011, that the NJDOT relocate a currently established ADA parking space, and;

**WHEREAS**, the owner of 131 West Washington Avenue requested, in a letter dated August 12, 2011, that a new ADA space be established in front of their home, and:

**WHEREAS**, the NJDOT, in a letter dated December 16, 2011, agreed to the relocation of the existing parking space, as well as the establishment of the new parking space, by way of a Traffic Regulation Order (TRO):

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey, agree with the promulgation of a revised TRO by the NJDOT for the designation of restricted ADA parking spaces to be used by persons who have been issued Special Vehicle Identification Cards by the Division of Motor Vehicles. No other persons shall be permitted to park in these areas. The limits of these designated parking areas to be indicated in this TRO are as follows:

**DELETE**

Route NJ 57 (W. Washington Ave.), North Side	Beginning 45' west of the westerly curb line of School Street and extending 20 feet westerly therefrom.
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**ADD**

Route NJ 57 (W. Washington Ave.), North Side	Beginning 25' west of the westerly curb line of Belvidere Avenue and extending 20 feet westerly therefrom.
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**ADD**

Route NJ 57 (W. Washington Ave.), North Side	Beginning 134' east of the easterly curb line of South Wandling Avenue and extending 20 feet easterly therefrom.
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Resolution 43-2012 Transfer of Retail Consumption License JO-BO Corp to Philip Blanche and Deborah Walton.

Resolution 43-2012 was moved on a motion made by Higgins, seconded by Boyle and adopted.

Ayes: 7, Nays: 0  
Motion Carried

**RESOLUTION #43-2012**

**RESOLUTION TRANSFERRING RETAIL CONSUMPTION LICENSE**

**NUMBER #2121-33-005-004 JO-BO CORP T/A R-PLACE**

**TO PHILIP BLANCHE AND DEBORAH WALTON T/A PHILBERT'S PUB – A  
PERSON TO PERSON AND PLACE TO PLACE TRANSFER**

**WHEREAS, application has been made to the Borough Clerk, Kristine Blanchard, for the transfer of Liquor License #2121-33-005-004, presently held by JO-BO Corp t/a R-Place; and**

**WHEREAS, JO BO CORP, has submitted their consent to the transfer of Retail Consumption License #2121-33-005-004 to Philip Blanche and Deborah Walton; and**

**WHEREAS, in the case of a person-to-person transfer and place to place transfer, the transferor and transferee, do hereby affirm that the transferee is aware of all obligations outstanding to the New Jersey Alcoholic Beverage Manufacturers, wholesalers and distributors, and that either the transferee has assumed any such obligations or the obligations will have been or will be satisfied by the transferor out of the proceeds of the sale of the license business; and**

**WHEREAS, the necessary background investigations have been done by the Washington Township Police Department, both state and federal, have been received and are in order to proceed with the transfer of this Retail Consumption License; and**

**WHEREAS, the application for transfer is in order and the required newspaper publications have been submitted as further proof of compliance with Local Alcoholic Beverages Laws; and**

**WHEREAS, the necessary Zoning approvals have been received by the applicant for 101 B West Washington Avenue; and**

**THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Washington, Warren County, New Jersey do hereby consent and approve of this transfer of liquor license for a Retail Consumption License #2121-33-005-004 presently held by JO BO CORP to Philip Blanche and Deborah Walton – Partners effective February 7, 2012.**

Resolution 44-2012 Establishing the Election of Members of the Washington Borough Board of Education as the First Tuesday after the First Monday in November

Resolution 44-2012 was moved on a motion made by Higgins, seconded by Boyle and adopted.

Ayes: 6, Nays: 1 (Valentine)

Motion Carried

**RESOLUTION # 44-2012**

**A RESOLUTION ESTABLISHING THE ELECTION OF  
MEMBERS OF THE WASHINGTON BOROUGH BOARD OF  
EDUCATION AS THE FIRST TUESDAY AFTER THE FIRST  
MONDAY IN NOVEMBER**

WHEREAS, P.L. 2011, c. 202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (General Election); and

WHEREAS, Such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c. 202; and

WHEREAS, P.L. 2011, c. 202 requires that the change to a November election remain in effect for four years; and

WHEREAS, P.L.2011, c. 202 eliminates the annual voter referendum on the proposed general fund tax levy (i.e. the base budget which is at or below the statutory tax levy cap) in school districts where board of education members are elected at the General election; and

WHEREAS, P.L. 2011, c. 202 requires that an additional general fund tax levy proposal (i.e., for an expenditure in excess of the tax levy cap) be presented to the voters as a separate question at the General Election; and

WHEREAS, the Borough of Washington Governing Body believes that the financial interest of its constituents is safeguarded by the state's tax levy cap and the thorough review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, the Borough of Washington Governing Body believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in April and that the higher level participation will foster a positive interest in our schools; and

WHEREAS, the Borough of Washington Governing Body is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board members elections in November.

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to P.L. 2011, c. 202 the Borough of Washington Governing Body changes the annual election date for the school board members from the third Tuesday in April to the November General Election beginning in 2012; and be it further

RESOLVED, that pursuant to P.L. 2011, c. 202 the annual organization meeting of the Washington Borough Board of Education will take place in the first week of January following the November General Election and that the Board of Education's next organization meeting will take place in the first week of January 2013; and be it further

RESOLVED, that pursuant to P.L 2011, c. 202 members of the Washington Borough Board of

Education whose terms would have expired by May 2012 will continue to serve in office until the January 2013 organization meeting; and be it further

RESOLVED, That this resolution be transmitted to the Warren County Clerk, the Warren County Board of Elections, the Washington Borough Municipal Clerk, the Washington Borough School Board Secretaries, the Department of State, Division of Elections, and the Division of Community Affairs, Division of Local Government Services.

Resolution 45-2012 2012 Establishing the Election of Members of the Warren Hill Regional School Board of Education as the First Tuesday after the First Monday in November

Resolution 45-2012 was moved on a motion made by Higgins, seconded by Boyle and adopted.

Ayes: 6, Nays: 1 (Valentine)  
Motion Carried

**RESOLUTION # 45-2012**

**A RESOLUTION ESTABLISHING THE ELECTION OF  
MEMBERS OF THE WARREN HILLS REGIONAL BOARD OF  
EDUCATION AS THE FIRST TUESDAY AFTER THE FIRST  
MONDAY IN NOVEMBER**

WHEREAS, P.L. 2011, c. 202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (General Election); and

WHEREAS, Such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c. 202; and

WHEREAS, P.L. 2011, c. 202 requires that the change to a November election remain in effect for four years; and

WHEREAS, P.L.2011, c. 202 eliminates the annual voter referendum on the proposed general fund tax levy (i.e. the base budget which is at or below the statutory tax levy cap) in school districts where board of education members are elected at the General election; and

WHEREAS, P.L. 2011, c. 202 requires that an additional general fund tax levy proposal (i.e., for an expenditure in excess of the tax levy cap) be presented to the voters as a separate question at the General Election; and

WHEREAS, the Borough of Washington Governing Body believes that the financial interest of its constituents is safeguarded by the state's tax levy cap and the through review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, the Borough of Washington Governing Body believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in

April and that the higher level participation will foster a positive interest in our schools; and

WHEREAS, the Borough of Washington Governing Body is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board members elections in November.

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to P.L. 2011, c. 202 the Borough of Washington Governing Body changes the annual election date for the school board members from the third Tuesday in April to the November General Election beginning in 2012; and be it further

RESOLVED, that pursuant to P.L. 2011, c. 202 the annual organization meeting of the Warren Hills Regional Board of Education will take place in the first week of January following the November General Election and that the Board of Education's next organization meeting will take place in the first week of January 2013; and be it further

RESOLVED, that pursuant to P.L. 2011, c. 202 members of the Warren Hills Regional Board of Education whose terms would have expired by May 2012 will continue to serve in office until the January 2013 organization meeting; and be it further

RESOLVED, That this resolution be transmitted to the Warren County Clerk, the Warren County Board of Elections, the Washington Borough Municipal Clerk, the Washington Borough School Board Secretaries, the Department of State, Division of Elections, and the Division of Community Affairs, Division of Local Government Services.

#### Resolution 46-2012 Temporary Budget Appropriations

Resolution 46-2012 was moved on a motion made by Gleba, seconded by Higgins and adopted.

Roll Call: Gleba, Higgins, Jewell, Torres, Valentine, McDonald, Boyle

Ayes: 7, Nays: 0

Abstain: (Higgins, Jewell – Fire Department)

Motion Carried

### **RESOLUTION 46-2012**

#### **A RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR CURRENT FUND**

**WHEREAS**, a temporary budget in the amount of 26.25% of the total appropriations in the 2011 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance was adopted in January 2012; and

**WHEREAS**, if additional funds are not budgeted the public welfare will be adversely affected; and

**WHEREAS**, it is the recommendation of the Chief Financial Officer this emergency temporary appropriation be authorized

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Washington, County of Warren, New Jersey, that in accordance with N.J.S.A. 40A:4-20, an emergency temporary appropriation be and same is hereby made for in the amount of \$30,000.00 and that said emergency temporary appropriation shall be provided in full in the 2012 budget.

**CURRENT FUND**

BOARD OF ADJUSTMENTS SW  
600.00

FIRE DEPT OE 8,400.00

MUNICIPAL LIBRARY SW 20,000.00

CONTINGENT -

DCRP 1,000.00

**Total \$30,000.00**

Resolution 47-2012 Establishing Three Year Averaging Method in Computing the Reserve for Uncollected Taxes

Resolution 47-2012 was moved on a motion made by Torres, seconded by Valentine and adopted.

Ayes: 7, Nays: 0  
Motion Carried

**Resolution 47-2012**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF WASHINGTON ESTABLISHING THREE YEAR AVERAGING METHOD IN COMPUTING THE RESERVE FOR UNCOLLECTED TAXES**

**WHEREAS**, N.J.S.A. 40A:4-41(c) allows for the appropriation for Reserve for Uncollected Taxes to be calculated using the average of the tax collection rates in the last three preceding fiscal years, and

**WHEREAS**, the State of New Jersey, Division of Local Government Services requires a resolution by municipalities that desire to compute their Reserve for Uncollected Taxes under the alternative three year average method, and

**WHEREAS**, the actual percentages of tax collection for 2009, 2010 and 2011 were 94.78%, 95.95% and 94.91%, respectively and the average tax collection percentage over those three years is 95.21%;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Washington in the County of Warren that it approves the utilization of the three year averaging method in computing the Borough's 2012 Reserve for Uncollected Taxes budget appropriation.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Resolution 48-2012 Grant Application Recreational Trails Program

Resolution 48-2012 was moved on a motion made by Boyle, seconded by Higgins and adopted.

Ayes: 7, Nays: 0  
Motion Carried

#### **RESOLUTION 48-2012**

#### **RESOLUTION IN SUPPORT OF GRANT APPOLICATION UNDER THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION'S 2012 RECREATIONAL TRAILS PROGRAM**

WHEREAS, the New Jersey Department of Environmental has announced that they are accepting applications for grant funding under the 2012 Recreational Trails Grant Program; and

WHEREAS, the Borough of Washington currently owns recreational lands that would be suitable for expansion under this program; and

WHEREAS, the Recreation Commission and Recreation Director has determined that if the Borough is the recipient of this grant the funds could be used in create a walking path at Railroad Ave. Park that would greatly benefit residents of the community.

**NOW, THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Washington hereby endorse submitting an application under the above-referenced grant program.

**BE IT FURTHER RESOLVED**, that a certified copy of this be forwarded to the New Jersey Department of Environmental along with the grant application.

## VOUCHERS

Mayor McDonald entertained a motion to approve the vouchers and claims in the amount of \$1,596,578.09.

Motion made by Higgins, seconded by Jewell and approved.

Roll Call: Gleba, Higgins, McDonald, Torres, Jewell, Valentine, Boyle

Ayes: 7, Nays: 0

Abstain: 3 Higgins (Fire Department)

Jewell (EMS and Fire Department)

Gleba (Finelli Consulting)

## RECAP

The Borough Clerk will reach out to Cit-e-Net to see if they will be available for a presentation in the future. She will provide Council with a copy of the letter from the concerned citizens. She will obtain a legal opinion from the Municipal Attorney regarding citizen/business owner involvement in the hiring process of the Manager.

## COUNCIL REMARKS:

Councilman Boyle asked to have the Managers email regarding his vacation and sick time usage; and his email regarding how many days he will be in the office until his last day resent.

Councilwoman Gleba thanked the Borough Clerk for filling the role of Borough Manager.

Councilman Torres noted that we do not have a police budget as of yet. He stated we need this prior to the budget workshop.

Councilman Higgins stated there was an article in the *Express Times* regarding the red light cameras and the possibility of installing the cameras in the Borough. He questioned how that came about. Councilman Jewell noted that at the last meeting Council agreed to make him the point man regarding the cameras to discuss the Chief McDonald the feasibility of installing them in the Borough.

Mayor McDonald asked when Council would like to hold a budget meeting. Council agreed to hold the meeting February 13, 2012 from 7:00 to 9:00 p.m.

Hearing no further business motion made by Higgins, seconded by Jewell to adjourn the meeting at 8:20 p.m.

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Mayor Scott McDonald

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Kristine Blanchard, RMC Borough Clerk

## Chapter 76, SHADE TREE COMMISSION

[HISTORY: Adopted by the Borough Council of the Borough of Washington 3-13-79 as Ord. No. 6-79. Amendments noted where applicable.]

### GENERAL REFERENCES

Trees -- See Ch. 83.

Weeds and obnoxious growths -- See Ch. 91.

Zoning and land development -- See Ch. 94.

#### § 76-1. Purpose and Title.

Trees constitute natural resources contributing to the value of property throughout the Borough of Washington and promoting the general welfare of the citizens thereof.

The Borough Council deems essential the protection of trees from needless removal or destruction with resulting damage from soil erosion, loss of soil fertility, drainage problems and loss of air quality as well as water quality.

The preservation of trees will be advanced by the establishment of rules and regulations regarding their protection or removal.

#### § 76-2. Establishment; composition; appointment; compensation.

The regulation, planting, care and control of shade trees upon or in the streets, highways, public places, parks or parkways of this municipality shall be exercised by and be under the authority of a Commission.

#### § 76-3. Terms of office.

A Commission consisting of five (5) residents of this municipality, which Commission shall be known as the "Shade Tree Commission of Washington Borough, New Jersey". The term of the five persons to be appointed by the mayor shall serve without compensation. In the event that a vacancy shall occur during the term of any member, his or her successor shall be appointed for the unexpired portion of the term.

The terms of office of said Commission shall be in accordance with N.J.S.A. 40:64-2.

#### § 76-4. Powers.

The Shade Tree Commission of the Borough of Washington shall have the power to:

A. Exercise full and exclusive control over the regulations, planting and care of shade and ornamental trees located in the right of way area, or which may hereafter be planted, in any public highway, park or parkway, including the planting, trimming, spraying, care and protection thereof.

B. Regulate and control the use of the ground surrounding the same, as far as may be necessary for their proper growth, care and protection.

C. Move or require the removal of any tree, or part thereof, dangerous to public safety.

D. Care for and control such parks and parkways; encourage arboriculture; make, alter, amend and repeal, in the manner prescribed for the passage, alteration, amendment and repeal of ordinances by the governing body of the municipality, any and all ordinances necessary or proper for carrying out the provisions hereof.

E. Administer treatment to or remove any tree situated upon private property which is believed to harbor a disease or insects readily communicable to neighboring healthy trees in the care of the municipality and enter upon private property for that purpose, with the consent of the owner thereof, provided that the suspected condition is first confirmed by a certificate issued by or on behalf of the Division of Parks and Forestry.

§ 76-4. Cost of trees and improvements; charge and lien on property; exceptions.

A. Except as hereinafter provided, the initial cost of all trees planted by the Commission, the cost of planting the same, the cost of the posts and boxes or guards used for the protection thereof and the cost of the removal of any tree or part thereof dangerous to public safety shall, if the Commission shall so determine in accordance with uniform rules and regulations promulgated for this purpose, be a charge upon the real estate in front of which such tree or trees shall be planted or removed as an improvement thereof. Such cost, if it is so determined that it is to be paid by the owner, shall, unless paid directly to the Commission, be certified by it to the Collector of Taxes of the municipality, shall thereupon become and be a lien upon said real estate, shall be included in the next tax bill rendered to the owner or owners thereof and shall be collected in the same manner as other taxes against that property.

B. The provisions of this section shall not apply to:

(1) A planting to replace a tree or trees theretofore planted by the Commission.

(2) A planting in connection with Arbor Day exercises or other educational demonstration.

§ 76-5. Notices and hearings on plantings and removal of trees.

In every case where the property of an abutting owner will be chargeable with the cost of planting of any shade tree or trees, the Commission shall give notice of the meeting at which it is proposed to consider said planting by publishing the notice at least once, not less than twenty (20) days before the meeting, in a newspaper circulating in the municipality, or by personal service of a copy of the notice upon the abutting owner at least ten (10) days before the meeting. The notice shall specify the street, streets or portions thereof on which such planting is proposed and require all persons who may object thereto to present their objections in writing at the office of the Commission at or before the meeting. Before final action shall be taken, all objections so filed shall be considered. The Commission shall give reasonable notice of its intention to remove, or cause the removal of, a tree or part of a tree dangerous to public safety, unless public safety requires immediate removal, in which case no notice shall be necessary.

§ 76-6. Adjacent Landowner Responsibility.

No person shall plant, remove, cut above the ground, or disturb any tree on any street, park, or other public place in the right of way area without writing a letter to the Commission, stating their intent. The person receiving permission needs to hire a licensed professional tree service to carry out any action.

§ 76-7. Authority to prescribe penalties.

The Commission may prescribe a fine for the violation of each of its ordinances in a minimum amount not to exceed five hundred dollars (\$500.) for each violation, and the courts which now or hereafter shall have jurisdiction over actions for the violation of ordinances of the municipality shall have jurisdiction in actions for the violation of such ordinances as the Commission shall enact. Each violation will be individually evaluated, based on the circumstances. If, as a result of the violation of any provision of this ordinance, the injury, mutilation, or death of a tree in the right of way area is caused, the cost of repair or replacement, or the appraised dollar value of such tree shall be borne by the party in violation.

Chapter 83, TREES

[HISTORY: Adopted by the Borough Council of the Borough of Washington 1-8-74 as Ord. No. 28-73. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government -- See Ch. 3.

Building construction -- See Ch. 29.

Streets and sidewalks -- See Ch. 75.

Weeds and obnoxious growths -- See Ch. 91.

§ 83-1. Rules and regulations. [Amended 10-14-80 by Ord. No. 15-80]

A. No person, firm, corporation or individual connected with such firm or corporation shall do or cause to be done by others to any tree, in the right of way area, public highway or place, either purposely, carelessly or negligently, without the written permission of the Shade Tree Commission, any of the following acts:

- (1) Cut, prune, climb with spikes, break, damage or remove.
- (2) Cut, disturb or interfere in any way with any root.
- (3) Fasten any rope, wire, sign or other device.

(4) Remove or damage any guard or device placed to protect any tree.

(5) Nothing herein shall prevent any governmental agency from tying a temporary public notice upon a tree in connection with administering governmental affairs.

B. Excavations.

(1) Shovels and all other implements, machines and tools shall be used or operated in such a manner as not to damage or destroy any tree, in any public highway or location in the right of way area.

(2) Where in authorized excavations it becomes necessary to expose or cut roots more than one (1) inch in diameter, it shall be the duty of the contractor to protect such roots under advice from the Shade Tree Commission.

C. Utility wires.

(1) Every person, firm or corporation having or maintaining any electric, telephone, telegraph or other wires running through a public highway shall securely fasten and maintain such wires in such a manner as will safeguard the trees against any damage there from and shall make periodic adjustments whenever necessary to prevent damage to trees growing in any public highway or place.

(2) No person, firm or corporation shall, without written permission of the Shade Tree Commission, attach or fasten any wire, insulator or other device for holding any wire to any tree in any public highway or location in the right of way area.

(3) Any utility company or its agents may, with prior permission from the Shade Tree Commission, prune and remove trees for line clearance of utility wires.

D. Landscaping.

(1) In new subdivisions or when the development of commercial property occurs, the city forester shall review landscaping plans and may require street trees to be planted in any of the streets, parking lots, parks and other public places abutting lands henceforth developed and/or subdivided.

§ 83-2. Specifications for planting trees.

A. No variety of tree other than nursery-grown trees listed in the Shade Tree Federation of New Jersey publication "Trees for New Jersey Streets" shall be planted in or upon the public highways and parks of the Borough of Washington unless the prior approval of the Borough of Washington Shade Tree Commission has been obtained to deviate.

B. Notice must be given to a member of the Shade Tree Commission two (2) weeks prior to the start of planting in order that the Commission may inspect the stock for variety, condition, size and quality. All work shall be subject to the general supervision and approval of the Borough of Washington Shade Tree Commission.

C. No such trees shall be planted unless the same shall be not less than two and one-half (2 1/2) inches caliper measured eighteen (18) inches above the ground nor less than ten (10) feet high. Such trees shall be well branched, branches to start not less than six (6) feet from the crown of the root system.

D. Where authorized for placement, flowering decorative trees may be of smaller size than shade varieties. Such trees shall be not less than one and two (2) inches caliper measured eighteen (18) inches above the ground nor less than eight (8) feet high. They shall be well branched, branches to start not less than five (5) feet from the crown of the root system.

E. All such trees must be planted within the right-of-way of the street or highway. The exact location of such trees shall be determined by the Shade Tree Commission but shall be at least thirty (30) feet from intercepting curbs at street corners. Such trees shall be approximately fifty (50) feet apart.

F. No trees coming within the jurisdiction of the Washington Borough Shade Tree Commission shall be planted between May 15 and the following October 1.

G. According to the New Jersey Department of Environmental Protection- Division of Parks and Forestry, the following steps are recommended for planting trees. Dig a hole at least one (1) to two (2) feet wider than the root ball. Using a tape measure, stick or a shovel, measure the height of the root ball and then measure the depth of the hole. Add or remove soil in the hole so the top of the root ball will be flush with the ground. If the root ball has a wire basket, remove the bottom third (1/3) of the basket. Gently roll the root ball in the hole. Do not move the tree by its trunk. Look at the tree from a few angles making sure that the tree is straight. If needed, add soil under the root ball. Once the tree is in the hole and straight, remove the rest of the wire basket. If the tree was balled in burlap, pull the burlap away from the trunk or remove the burlap completely. Slightly compact the soil as you fill the hole. Mulch around the tree in a donut shape and water thoroughly. Continue to water the tree as needed. When planting a tree, keep in mind its adult size. In order to avoid interference with electrical wires and cables, smaller trees ranging in height from 20 to 30 feet are a suitable choice. Larger trees should intentionally be planted away from any overhead wires.

H. All stakes for such trees shall be of white or red cedar and must be eight (8) feet long and not less than two (2) inches in minimum diameter. Stakes must be driven into the ground to a depth of twelve (12) inches below the excavation before planting the tree and are to be placed preferably on the northwest side of the tree trunk. Trees shall be guyed to the stakes, using No. 10 wire in a piece of rubber hose. The wire shall be stapled to the stake in such a manner that the wire will not slip nor come in contact with the tree trunk.

I. After planting of such trees, removal of all debris in the disturbed area shall be made immediately. The property where such planting is made must be left in a neat and orderly condition in accordance with good and accepted planting and tree surgery practice.

J. All trees which fail to survive for a period of one (1) calendar year following planting shall be replaced by the developer at no cost or expense to the borough. Said replacement shall be made within sixty (60) days following written demand for such replacement from the Borough Council or other designated official or within such more extended period as may be specified.

§ 83-3. Securing approval. [Amended 10-14-80 by Ord. No. 15-80]

Where permission, consent or approval of the Shade Tree Commission is required by the provisions of this chapter, any person, firm or corporation required to obtain such permission, consent or approval shall first make application therefor, in writing, to the Secretary, Shade Tree Commission, Borough of Washington, County of Warren and State of New Jersey.

§ 83-4. Violations and penalties.

Any person, group of persons, partnership, association or corporation, individually or collectively, who shall violate or aid in, take part in or assist in the violation of this chapter, shall be subject, upon conviction, to a fine of not more than five hundred dollars (\$500.) or to imprisonment for a period not to exceed ninety (90) days, or to both. Each and every day that such violation occurs or continues to exist shall be considered a separate and specific violation.

§ 94-38. Apartments and townhouses.

Apartments and townhouses shall have site plan approval and public or private central water supply and a central sanitary sewer system approved by appropriate state and local agencies.

A. Each overall development shall have a compatible architectural and landscaping theme.

B. No complete dwelling unit shall have its entire living area level lower than the finished grade along the front of the structure, except that on side hill locations the number of stories above ground on the uphill side shall not exceed two (2) stories, with a third story permitted above ground on the downhill side. The height of the building measured from the foundation on the downhill side shall not exceed forty (40) feet.

C. Usable recreation areas. For any garden apartment building or group of such buildings containing a total of more than twenty-four (24) dwelling units, there shall be reserved and improved within the Borough of Washington, in addition to the minimum space between buildings and the off-street parking space herein required, a minimum open space equivalent to fifteen percent (15%) of the total land area in the Borough of Washington within the garden apartment house site for usable recreation space, provided that no single contiguous usable recreation space shall be smaller than one (1) acre, except where a smaller area shall be approved for limited purposes by the Planning Board, and no building containing dwelling units shall be more than five hundred (500) feet from the nearest usable recreation space. Usable recreation space shall be approved for such use by the Planning Board incidental to site plan approval as hereinafter provided. In no case shall swampy or poorly drained land be approved for such

purpose, nor shall any part of any recreation area to be devoted to and used for baseball or football fields, swimming pools, children's playground and the like be within two hundred (200) feet of any public street line or within one hundred (100) feet of the boundary of any abutting property zoned for residential use, Swimming pools, ball fields, play courts and other recreation facilities shall be confined to these approved recreation areas. All lighting fixtures shall be so designed, located and shielded that light radiating therefrom shall be reasonably confined to the recreation areas.

D. Approved bedrooms. Where the number of bedrooms per unit has been approved as part of the site plan, no other room shall be used for sleeping purposes.

#### § 94-39. Bikeways.

Bikeways may be required depending on the development's location in relation to schools, recreation areas, shopping facilities and other populated areas. Bicycle traffic shall be separated from motor vehicle and pedestrian traffic as much as possible. Bikeways shall generally not exceed a grade of three percent (3%), except for short distances, and shall be a minimum of eight (8) feet wide, Bikeways shall have a minimum four-inch bituminous stabilized base course and a two-inch FABC surface course. Where bike paths intersect a street, the curbing shall be ramped for access to the street grade.

#### § 94-40. Buffers.

Within any zone where a nonresidential development abuts a residential zone or where off-street parking and loading for six (6) or more vehicles abuts a street or residential zone, the following buffer area and landscaping requirements shall apply:

A. A strip of land twenty percent (20%) of the average width and depth of the property when a nonresidential use abuts a residential zone on the side or rear, respectively, shall be designated as a buffer area and so indicated on the plat. Buffer areas shall be located along residential property lines and shall be of uniform width. In no case should the width of the buffer exceed fifty (50) feet. If the buffer is less than twenty (20) feet wide, the applicant may be required to erect and landscape a six-foot high stockade fence within the buffer area parallel to the lot line of the abutting residential lot and set back a distance appropriate for the landscaping treatment in the buffer area. Buffer areas between parking and loading areas and streets shall be at least fifteen (15) feet wide.

B. Buffer areas shall be maintained and kept clean of all debris, rubbish, weeds and tall grass. Any screen planting shall be maintained permanently, and any plant material which does not live shall be replaced within one (1) year or one (1) growing season.

C. No structure, activity, storage of materials or parking of vehicles shall be permitted in the buffer area, except access drives from public streets, one (1) unlighted directional sign per each direction of traffic per access drive and permitted signs as specified in the district regulations.

D. Requirements for planting in the buffer area.

(1) A solid and continuous landscaped screen shall be planted and maintained to conceal the parking and loading areas, eliminate the glare of vehicle lights throughout the year and camouflage the building from the abutting residential areas. The landscape screen shall consist of evergreen trees, such as hemlock, Douglas fir, Norway spruce, etc. Trees shall be planted in an area five (5) to twenty (20) feet from the residential line in a zigzag pattern and not more than ten (10) feet apart, except where otherwise authorized by the approving authority. Evergreen trees shall not be less than five (5) feet high when planted, and the lowest branches shall be not more than one (1) foot above the ground.

(2) In addition to the landscaped screen, shade trees, such as sugar maples, scarlet oaks, pin oaks, willow oaks, Norway maples, sweet gum, ash, etc., shall be planted by the applicant at a distance of not more than forty (40) feet from each other.

(3) The height of the landscaped screen shall be measured in relation to the elevation of the edge of the parking and loading area. Where the landscaped screen is lower than the elevation of the parking or loading area, either the required height of the screen shall be increased equal to the difference in elevation, or the parking or loading area shall be moved to allow the plantings to be located in an area with a similar elevation as the parking or loading area.

(4) If the buffer area includes existing growth of evergreen and deciduous trees and shrubbery, but not enough to provide a suitable screen as required above, existing trees and shrubbery may remain and shall be supplemented by additional evergreen plantings to provide the required landscape screen. In the event that the approving authority finds that further planting of evergreens will not grow satisfactorily in said buffer areas, stockade fence(s) six feet high shall be erected in the buffer area.

E. The approving authority shall have the power to waive any of the buffer requirements if it determines that an adequate buffer can be provided in less than 20 feet while maintaining the purposes of this section. The approving authority shall review the proposed plat and the standards and purposes for buffers, considering the location of buildings, parking areas, outdoor illumination and topographic features of the area and existing features such as trees; streams; the efficiency, adequacy and safety of the proposed layout of driveways, streets, sidewalks and paths; the adequacy and location of existing green areas and buffer areas; the adequacy and location of screening and parking areas; structures and uses; and similar features.

F. Notwithstanding any of the provisions contained herein to the contrary, where a nonresidential development abuts the Age-Restricted Residential Zone District created by Ordinance No. 14-2005,EN the buffer area shall be 10 feet in width. [Added 6-6-2006 by Ord. No. 12-2006]

§ 94-41. Effect on previously approved actions.

Nothing in this chapter shall require any change in a building permit, site plan or zoning variance which was approved before the enactment of this chapter, provided that construction shall have been started within six months from the effective date of this chapter and the project shall be continuously pursued to completion, otherwise said approvals and permits shall be void.

§ 94-42. Cluster developments.

A. The purpose of this section is to provide flexibility in design options, aid in reducing development costs and a method of preserving land for open spaces, common property, conservation areas, floodplains, school sites, recreation areas, parks and/or land for other public purposes by permitting a reduction in lot size without increasing the number of lots or permitted number of dwelling units.

B. Cluster developments may be approved in accordance with the following standards, provided that the tract size is at least 25 acres:

(1) All dwelling units shall be connected to approved and functioning central water and central sanitary sewer systems.

(2) The maximum number of lots or dwelling units shall be as set forth in Article VII.

(3) Land area equal to a minimum of 20% of the total tract's land area shall be set aside for open space, conservation areas, floodplains, school sites, recreation and park areas, common property or lands for other public purposes, singularly or in combination, except that land utilized for street(s) shall not be included as part of the above 20%. Land with slopes exceeding

30%, swamps and floodplains shall be computed at 1/2 their acreage in determining whether sufficient acreage has been set aside for common property, open space, conservation areas, floodplains, school sites, recreation and park areas or land for other public purposes. No more than 1/3 of the required areas to be set aside may be lands in excess of 20% slopes, floodplains or swamps. Lands to be set aside that are not offered to the borough shall be dedicated to a homeowners' association as outlined below.

C. Lands offered to the borough shall meet the following requirements:

(1) The minimum size shall be five (5) acres.

(2) Lands for public recreation purposes shall be improved by the developer, including equipment, walkways and landscaping, in order to qualify for acceptance by the borough.

(3) It shall be an integral part of the development and designed, improved and located to best suit the purpose(s) for which it is intended.

(4) Every parcel accepted by the borough shall be conveyed by deed at the time final plat approval is granted.

D. Concurrence of governing body procedure. A copy of the proposal to dedicate land to the borough shall be transmitted to the governing body. The acceptability of the land shall be subject to the approval of the approving authority and the governing body. Both shall be guided by the Master Plan, the ability to assemble and relate such lands to an overall plan, the accessibility and potential utility of such lands to serve the intended purpose and such existing features as topography, soils, wetlands and tree cover as these features may enhance or detract from the intended use of the land.

§ 94-43. Curbs and gutters.

Concrete curb shall be installed along all streets. The standard curb section shall be ten (10) feet in length with preformed expansion joint material on not more than twenty-foot centers and shall be set in accordance with approved lines and grades, and radial curbs shall be formed in a smooth curve. The finish shall be a smooth float finish with corners rounded. Curbing shall meet the design standards of the New Jersey Department of Transportation, as amended. The curbing shall be designed to provide barrier-free curb ramps constructed in accordance with the Design Standards for Curb Ramps for the Physically Handicapped of the New Jersey Department of Transportation.

§ 94-44. Drainage.

All storm drainage systems shall be designed to meet the standards set forth in the Management of Surface Water as adopted in Chapter 57 of the borough's Code.

§ 94-45. Easements.

Easements shall be along side and/or rear property lines where possible, shall not be less than fifteen (15) feet wide, shall be dimensioned on the plat and shall be identified as follows: "\_\_\_\_\_ easement granted to the Borough of Washington as provided for in the Washington Development Regulations Ordinance."

§ 94-46. Environmental impact report.

This report shall accompany all preliminary site plan and subdivision plats:

A. A description of the development specifying what and how is to be done during construction and operation and practical alternate plans to achieve the objective(s).

B. An inventory of on-site environmental conditions and an assessment of the probable impact of the development upon them: water supply; geology; soils and properties thereof, including capabilities and limitations; sewerage; topography; vegetation; noise characteristics and levels; land use; aesthetics and history. Air and water quality shall be described with

reference to standards of the Department of Environmental Protection of the State of New Jersey, and soils shall be described with reference to Soil Conservation Service categories and characteristics.

C. A list and the status of the approvals needed from federal, state or county agencies, including comments of these governmental agencies.

D. An evaluation of any adverse environmental impacts which cannot be avoided, including air and water pollution, noise, sedimentation and siltation, increase in borough services and consequences to the borough tax structure.

E. A description of steps to be taken to avoid or minimize adverse environmental impacts during construction and operation, including maps, schedules and other explanatory data.

F. Notwithstanding the foregoing, the approving authority may waive all or part of an environmental impact report if sufficient evidence is submitted to support a conclusion that the development will have a slight or negligible environmental impact or that the complete report need not be prepared to evaluate the environmental impact of the development.

§ 94-47. Fences and walls.

Fences and walls shall not be located in any required sight triangle and shall not exceed four (4) feet in height in the front yard nor six (6) feet in height behind the front yard setback line. Fences or walls located in the front yard shall be at least fifty percent (50%) open.

§ 94-48. Homeowners' associations.

A homeowners' association may be established when allowed by law. A membership of at least one hundred (100) is recommended. The organization shall incorporate the following provisions, which shall be submitted and approved prior to final plat approval:

A. Membership by all owners of property or interests in the project shall be mandatory. Required membership and their responsibilities shall be in writing between the organization and each member in the form of a covenant, with each agreeing to liability for his pro rata share of the organization's costs.

B. The organization shall be responsible for liability insurance (with the municipality carried as a named insured), taxes, maintenance and any other obligations assumed by the organization and shall hold the municipality harmless from any liability. The organization shall not be dissolved and shall not dispose of any common open space or common property by sale or otherwise, except to an organization conceived and established to own and maintain such open space or property for the benefit of such development. Thereafter such organization shall not be dissolved or dispose of any of its open space or property without first offering to dedicate the same to the borough.

C. The organization shall be allowed to adjust the assessment to meet changing needs.

D. The organization shall clearly describe in its bylaws all the rights and obligations of each tenant and owner, including a copy of its covenants, model deeds and articles of incorporation. The master deed shall state that every tenant and property owner shall have the right to use all common properties.

E. The articles of incorporation, covenants, bylaws, model deeds and other legal instruments shall ensure that control of the organization shall be transferred to the members based on a percentage of the dwelling units sold and/or occupied and shall clearly indicate that in the event that such organization shall fail to maintain the common open space or common property in reasonable order and condition, the borough may serve written notice upon such organization or upon the owners of the development setting forth the manner in which the organization has failed

to maintain the common open space or common property in reasonable condition, and said notice shall include a demand that such deficiencies of maintenance be cured within thirty-five (35) days thereof and shall state the date and place of a hearing thereon which shall be held within fifteen (15) days of the notice. At such hearing, the designated borough body or officer, as the case may be, may modify the terms of the original notice as to deficiencies and may give a reasonable extension of time not to exceed sixty-five (65) days within which they shall be cured. If the deficiencies set forth in the original notice or in the modification thereof shall not be cured within said thirty-five (35) days or any permitted extension thereof, the borough, in order to preserve the common open space and common property and maintain the same for a period of one (1) year, may enter upon and maintain such land. Said entry and maintenance shall not vest in the public any rights to use the common open space and common property except when the same is voluntarily dedicated to the public by the owners. Before the expiration of said year, the Borough Council shall, upon its initiative or upon the request of the organization theretofore responsible for the maintenance of the common open space and common property, call a public hearing upon fifteen (15) days' written notice to such organization and to the owners of the development, to be held by the Borough Council, at which hearing such organization and the owners of the development shall show cause why such maintenance by the borough shall not, at the election of the Borough Council, continue for a succeeding year. If the Borough Council shall determine that such organization is ready and able to maintain said open space and property in reasonable condition, the borough shall cease to maintain said open space and property at the end of said year. If the Borough Council shall determine that such organization is not ready and able to maintain said open space and property in a reasonable condition, the Borough Council may, in its discretion, have the borough continue to maintain said open space and property during the next succeeding year, subject to a similar hearing and determination in each year thereafter. The decision of the Borough Council in any such case shall constitute a final administrative decision subject to judicial review.

F. The cost of such maintenance by the borough shall be assessed pro rata against the properties within the development that have a right of enjoyment of the common open space and common property in accordance with assessed value at the time of imposition of the lien and shall become a lien and tax on said properties and be added to and be a part of the taxes to be levied and assessed thereon and enforced and collected with interest by the same officers and in the same manner as other taxes.

#### § 94-49. Lighting.

The objective is to minimize undesirable off-site effects. All area lighting in places such as parking lots or for security shall provide translucent fixtures with shields around the light source. The light intensity at ground level shall be a maximum of one and zero-tenths (1.0) footcandle. The total quantity of light radiated above a horizontal plane passing through the light source shall not exceed seven and five-tenths percent (7.5%). For recreation purposes, more intense lighting may be permitted. In all instances, no lighting source shall shine or reflect into windows or onto streets and driveways. No lighting shall be a yellow, red, green or blue beam nor be a rotating, pulsating or other intermittent frequency.

#### § 94-50. Lots.

A. Insofar as is practical, lots shall be rectangular, lot lines shall be straight and side lot lines shall be either at right angles or radial to street lines.

B. Each lot must front upon an approved, paved street.

C. Through lots with frontage on two (2) streets are permitted, provided that access shall be to the street with the lower traffic function.

D. Extra width for street widenings in accordance with an adopted Master Plan or Official Map shall either be dedicated or, if not dedicated, shall be anticipated by increasing the lot size in anticipation of future right-of-way.

E. Where there is a question as to the suitability of a lot(s) due to rock formations, flood conditions or high water table, the approving authority may, after adequate investigation, withhold approval of such lots.

F. The transfer of title to one (1) or more adjoining lots, tracts or parcels of land owned by the same person or persons shall not constitute a subdivision of land when such lots, tracts or parcels all conform to the requirements of this chapter and are shown and designated as separate lots, tracts or parcels on the Tax map or atlas of the municipality.

G. (Reserved)EN

H. Whenever land has been dedicated to the borough in order to meet the minimum street width requirements or to implement the Official Map or Master Plan, the Construction Official shall not withhold a building and/or occupancy permit when the lot depth and/or area was rendered substandard due to such dedication and where the owner has no adjacent lands to meet the minimum requirements.

§ 94-51. Monuments.

Monuments shall be the size and shape required by N.J.S.A. 46:23-9.12 (the Map Filing Law, as amended), shall be placed in accordance with said statute and indicated on the final plat.

§ 94-52. (Reserved) EN

§ 94-53. Off-street parking and loading.

A. Access to and from lots. Drives shall be limited to two (2) to any street, except when the frontage exceeds five hundred (500) feet, the number of drives may be based on one (1) drive for each two hundred fifty (250) feet of property frontage. The center lines of access points of drives shall be spaced at least sixty-five (65) feet apart. Each drive shall handle no more than two (2) lanes of traffic, be at least fifty (50) feet from the street line of any intersecting street and be at least twenty (20) feet from any property line. Curbing shall be either depressed at the driveway or have the curbing rounded at the corners, with the access drive connected to the street in the same manner as another street. This subsection shall not govern one- or tow-family residences, which are covered by § 94-53K. [Amended 11-6-1989 by Ord. No. 15-89]

B. Access to parking and loading spaces shall be by on-site aisles to permit each vehicle to proceed to and from each space without moving another vehicle. Parking spaces shall not be an extension of any street right-of-way.

C. Buffers. Parking and loading areas for six (6) or more vehicles shall be buffered from adjoining streets and single-family residential uses meeting the objectives of § 94-40.

D. Curbing. Off-street parking areas containing six (6) or more spaces and all off-street loading areas shall have concrete curbing around the perimeter located in conjunction with an overall drainage plan. Curbing shall be ramped in accordance with the Design Standards for Curb Ramps for the Physically Handicapped of the New Jersey Department of Transportation, with ramps opposite each aisle.

E. Dimensions.

(1) Off-street parking spaces shall be ten (10) feet wide and nineteen (19) feet in length. Parking spaces which allow vehicles to overhang curbing may be reduced by two and five-tenths (2.5) feet to a total length of sixteen and five-tenths (16.5) feet. In parking lots containing more

than ten (10) spaces, a minimum of one (1) space shall be at least twelve (12) feet wide; and for parking lots with more than twenty (20) spaces, five percent (5%) of all spaces, but not more than ten (10) spaces, shall be twelve (12) feet wide. These wider spaces shall be located in one (1) area and designated as parking for the handicapped. Parking spaces shall not exceed a grade of four percent (4%), and interior access drives shall not exceed six and five-tenths percent (6.5%). The following aisle widths are required:

Angle of Parking Space (degrees)	One-Way Aisle	
(feet)	Two-Way Aisle	
(feet)		
90	22	23
60	18	20
45	15	20
30	12	18
Parallel	12	18

(2) Off-street loading spaces shall have fifteen (15) feet of vertical clearance and be designed as follows:

Loading Space Length	Apron Length		
(feet)	Width		
(feet)	90°		
(feet)	60°		
(feet)			
60	10	72	66
60	12	63	57
60	14	60	54

F. Drainage facilities shall be installed in accordance with good engineering practice as approved by the Municipal Engineer and in accordance with the drainage provisions of § 94-44 and Chapter 57 of the borough's Code.

G. Surfacing shall be approved as part of the plan approval. Areas to experience heavy traffic shall be paved with not less than five (5) inches of compacted plant-mixed bituminous stabilized base course and a minimum two-inch thick compacted wearing surface of bituminous concrete (FABC). or equivalent. All shall be constructed in accordance with the most current Standard Specifications of the New Jersey Department of Transportation.

H. Landscaping in parking and loading areas shall be shown on the site plan. Trees shall be spaced so as not to interfere with driver vision, have branches no lower than six (6) feet and placed at the rate of at least one (1) tree for every ten (10) parking spaces. All areas between the parking area and the building shall be landscaped with trees, shrubs and ground cover. Any plantings which do not live shall be replaced within one (1) year or one (1) season. A majority of

the parking areas for more than fifty (50) cars shall be obscured from streets by buildings, landscaped berms, natural ground elevation or plantings, singly or in combination.

I. Minimum parking requirements. The number of spaces shall be based on the following schedule:

Assembly operations: one (1) space per eight hundred (800) square feet of gross floor area.

Auto sales: one (1) space per three hundred (300) square feet of showroom area and sales office.

Bar: one (1) space per two (2) seats.

Bowling alley: four (4) spaces per alley.

Car wash: ten (10) spaces per washing lane.

Church: one (1) space per three (3) seats.

Dwelling unit: one and five-tenths (1.5) spaces per efficiency unit; one and seventy-five hundredths (1.75) spaces per one-bedroom unit; two and zero-tenths (2.0) spaces per unit larger than one (1) bedroom. For purposes of determining compliance with this subsection, a maximum of one (1) parking space per unit may be located within a garage or carport. [Amended 8-23-1983 by Ord. No. 18-83]

Financial institutions: one (1) space per two hundred fifty (250) square feet of gross floor area.

Finishing operations: one (1) space per eight hundred (800) square feet of gross floor area.

Golf course: four (4) spaces per hole.

Hospital: one and five-tenths (1.5) spaces per bed.

Industrial: one (1) space per eight hundred (800) square feet of gross floor area.

Manufacturing: one (1) space per eight hundred (800) square feet of gross floor area.

Medical center: one (1) space per one hundred fifty (150) square feet of gross floor area, minimum of ten (10) spaces.

Mortuary: ten (10) spaces per viewing room and chapel, minimum thirty (30) spaces.

Neighborhood convenience center: same as shopping center.

Nightclub: one (1) space per two (2) seats.

Offices: one (1) space per two hundred seventy-five (275) square feet of gross floor area.

Receiving: one (1) space per one thousand (1,000) square feet of gross floor area.

Research: one (1) space per one thousand (1,000) square feet of gross floor area.

Restaurant: one (1) space per three (3) seats; one (1) space per thirty (30) square feet of gross floor area in quick food establishments.

Retail store: one (1) space per two hundred (200) square feet of gross floor area.

Service station: four (4) spaces per bay and work area.

Shipping: one (1) space per five thousand (5,000) square feet of gross floor area.

Shopping center: five and five-tenths (5.5) spaces per one thousand (1,000) square feet of gross floor area.\* excluding theaters.

Storage areas: one (1) space per five thousand (5,000) square feet of gross floor area.

Tennis courts: three (3) spaces per court.

Theater: one (1) space per three (3) seats; one (1) space per four (4) seats in shopping centers.

Utilities: one (1) space.

Veterinarian hospital: six (6) spaces per examining room or doctor, whichever is greater.

Warehouse: one (1) space per five thousand (5,000) square feet of gross floor area.

\* NOTE: Maximum twenty percent (20%) of gross floor area can be office use without additional parking for the office use. Office use above twenty percent (20%) shall require parking at the appropriate rate.

J. Location of parking and loading areas.

(1) Loading spaces shall be located on the same lot as the use being served. No off-street parking or loading space shall have direct access from a street.

(2) No loading and parking space shall be located in any required buffer area, and all spaces shall be set back a sufficient distance to prevent any part of a vehicle from overhanging the street right-of-way or property line.

(3) Parking spaces located to serve residential uses shall be within one hundred fifty (150) feet of the entrance of the building and within three hundred (300) feet of commercial/industrial uses.

(4) No parking shall be permitted in fire lanes, streets, driveways, aisles, sidewalks or turning areas.

(5) No parking shall be permitted within an established front yard setback, except on an approved driveway or parking space, or where otherwise specifically permitted by this chapter. [Added 11-6-1989 by Ord. No. 15-89]

K. Parking standards for one- and two-family dwellings. The following standards apply to all one- and two-family dwellings in any zone district: [Added 11-6-1989 by Ord. No. 15-89]

(1) There shall be no parking in the front yard, except in an approved parking space or on an approved driveway.

(2) No driveway shall be located less than five (5) feet from the perpendicular extension of the property line to the curbline.

(3) There shall be no plantings or structures more than thirty (30) inches in height within the street right-of-way or within ten (10) feet thereof.

(4) Where sidewalks exist, they shall be installed in accord with the sidewalk performance standards of this chapter.

(5) Each such driveway shall have a maximum grade of fifteen percent (15%).

(6) The intersection angle between the driveway and the street from which access is made is to be perpendicular where possible and within fifteen degrees (15°) of perpendicular in all cases.

(7) Macadam pavement shall be required on a six-inch soil aggregate 12 or 15 base, with a two-inch bituminous concrete surface course.

(8) No drive is to be located within twenty (20) feet of the intersection of street right-of-way lines.

(9) No more than one (1) driveway opening is to be permitted.

(10) Maximum size of the drive apron shall be fifteen (15) feet.

(11) Minimum driveway width shall be nine (9) feet.

§ 94-54. Performance standards.

A. Electricity. Electronic equipment shall be shielded so that there is no interference with any radio or television reception beyond the operator's property.

B. Air, water and environmental pollution. No use shall emit heat, odor, vibrations, noise or any other pollutant into the ground, water or air that exceeds the most stringent, applicable state and federal regulation. No permit shall be issued for any use where a state permit is required until the state has ascertained and approved the level and quality of emission, type and quality of emission control and level of monitoring to be conducted.

C. Storage and waste disposal. No materials shall be deposited so that they can be transferred off the lot, directly or indirectly, by natural forces, such as precipitation, surface water, evaporation or wind. All materials which might create a pollutant or be a safety and health hazard shall be stored indoors and/or be enclosed in appropriate containers to eliminate such pollutant or hazard. No flammable or explosive substance shall be stored on a property except under conditions approved by the Fire Department.

§ 94-55. (Reserved) EN

§ 94-56. Public utilities.

All public services shall be connected to approved public utilities systems where they exist.

A. The distribution supply lines and service connections shall be installed underground, except lots which abut streets with existing overhead electric or telephone lines may be supplied from those overhead lines, but the service connections shall be installed underground. Should a road widening or an extension of service occur as a result of the development, any replacement, relocation or extension of existing overhead lines shall be underground.

B. Where soil conditions, rock formations, woods or other special conditions exist, the developer may apply to the approving authority for an exception from the terms of this section. If overhead lines are permitted, pole locations shall avoid horizons, there shall be selective tree cutting and a staggered alignment and trees shall be planted in key locations to minimize the views of the poles and alignments, which poles shall follow rear lot lines and other interior locations and similar considerations to lessen the visual impact.

C. In the case of any subdivision of any existing multiple dwelling, there shall be individual sewage laterals, water services and utility services. There shall be no common sewage laterals, water lines or services or utility services or other utility appurtenances between any separate points and the point of connection to the utility collection or distribution system. [Added 4-24-1979 by Ord. No. 9-79]

§ 94-56.1. Required improvable area. [Added 2-17-2004 by Ord. No. 4-2004]

Any subdivision proposed shall divide the tract comprising the subdivision in such a manner that each resulting lot created shall contain a required improvable area of not less than 10,625 square feet. This requirement shall apply independently of any minimum lot area requirement set forth in Article VII of this chapter.

§ 94-57. Sanitary sewers.

If a central sewage treatment and collection system is accessible, the developer shall connect to the system.

§ 94-58. Service stations.

A. All storage areas, trash facilities, pits, lifts and working areas shall be within a building. All lubrication, repair or similar activities shall be performed in an enclosed building, and no dismantled parts shall be placed outside.

B. Floor drains shall not be connected to the sanitary sewer system.

C. It is intended that service stations not be stripped along available highway frontage or at each quadrant of a convenient intersection, and that they be located within shopping centers and in office and industrial complexes as an integral part of the overall design. Ingress and egress shall be designed to recognize the turning movements generated. These access points shall be coordinated with the access points required for nearby uses, frequency of intersecting side streets, minimizing left turns off collector and arterial streets and maintaining building setbacks compatible with the required setbacks and landscaping. No service station shall have an entrance or exit for vehicles within two hundred (200) feet along the same side of a street of any school, playground, church, hospital, public building or institution, except where such property is on another street which the lot in question does not abut.

§ 94-59. Shade trees.

All shade trees shall have a minimum diameter of two and five-tenths (2.5) inches measured three (3) feet above the ground and be of a species approved by the approving authority. Trees shall be planted fifty (50) feet apart along all new streets located twenty (20) feet from the curbline and shall be balled and burlapped, nursery-grown, free from insects and disease and true to species and variety. Stripping trees or filling around trees in the yard portion of a lot shall not be permitted unless it can be shown that grading requirements or thinning necessitate removal of trees, in which case those lots shall be planted to reestablish the tone of the area and to conform to adjacent lots. Planted trees that do not live shall be replaced by the developer during the next planting season.

**2-2012**  
**CALENDAR YEAR 2012**  
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS**  
**AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Washington in the County of Warren finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 1 % increase in the budget for said year, amounting to \$ 31,809.04 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough of Washington, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Borough of Washington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$111,331.63, and that the CY 2012 municipal budget for the Borough of Washington be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.



**ACTING MANAGERS WEEKLY REPORT**  
**3/2/12**

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The Beethoven Avenue bids were received and opened on February 24. Four bids were received for the project. At this time, the bids are being reviewed by our Municipal Engineer. I am hoping to have a bid award resolution ready for the March 20, 2012 meeting.

Updated Police budgets have been sent to you via email and hard copy in your mail box which includes the information on the crossing guards.

The February YTD reports have been sent to the webmaster and will be posted on the website for your review.

The updated copy of the 2012 Municipal Budget is in your mailboxes for your review prior to introduction on March 6, 2012.

Several questions came out of the last council meeting. Councilwoman Gleba asked if there was another department who were going to pay their own bills (for example like the fire department) the library had considered the option but turned it down.

The amount paid to the forensic auditors as of 2/28/11 is \$58,344. The Contract amount is \$87,500. The remaining balance on the contract is \$29,156.







Abbreviated Totals Only Budget Account Status

Range of Accounts: 2-01-00-000-000 to 2-01-55-000-000-000  
 Year To Date As Of: 02/29/12  
 Incl Blank Line Between Accounts: No Cap Accounts Switch: Yes Include Requisitions: No Skip Zero Activity: Yes  
 Department Page Break: No CAFR Control Totals: No Department Control Totals: No  
 Budgeted = Adopted + Amended  
 Balance = Budgeted + Transfers - Encumber - Net Expended/Reimbrsd - Canceled (if any)  
 Net Expd/Reimb = Expended - Reimbursed  
 %Used = (Net Expd/Reim + Encumber) / (Budgeted + Transfers - Cancel)  
 Unexpended = Budgeted + Transfers - Net Expended/Reimbrsd - Canceled (if any)

Account No	Description	Budgeted	Transfers	Encumber	Net Expd/Reimb	Unexpended	Balance YTD	%Used
Final Budgeted		2,329,943.27	0.00	597,426.45	826,239.41	1,503,703.86	906,277.41	61
Final Non-Budgeted		0.00	0.00	0.00	0.00	0.00	0.00	0
Final Total		2,329,943.27	0.00	597,426.45	826,239.41	1,503,703.86	906,277.41	61

RESOLUTION 54-2012  
SELF-EXAMINATION OF BUDGET RESOLUTION  
*[as required by DCA]*

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Washington Borough has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2012 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Washington Borough that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Approved:

Vote recorded as follows:

**RESOLUTION #56-2012  
APPROVAL OF MUNICIPAL BUDGET  
OF THE BOROUGH OF WASHINGTON,  
WARREN COUNTY, NEW JERSEY.**

**BE IT RESOLVED**, that the statements and revenues and appropriations shall constitute the Municipal Budget for the year 2012 in the amount of \$7,202,795.56 Current Fund and \$2,748,227.30 Sewer.

**BE IT RESOLVED**, that said Budget will be published in the Star Gazette in the Issue of March 13, 2012 and a Public Hearing will be held April 3, 2012. The governing body of the BOROUGH OF WASHINGTON does hereby introduce the Budget for the year 2012.

Roll Call:

Ayes:

Nays:

\_\_\_\_\_  
Kristine Blanchard, RMC

Dated:

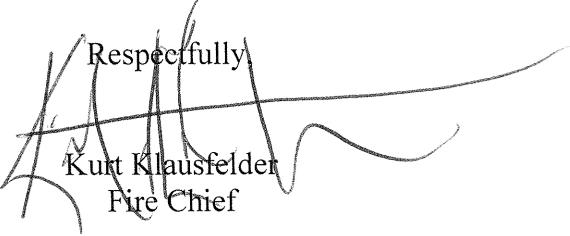
**Washington Fire Department  
100 Belvidere Ave  
Washington, NJ 07882  
908 689 3600 ext 141**

August 1, 2011

To Washington Borough Council:

Steamer Company 1 of the Washington Fire Department has accepted David Gittings on as a new member. He is past member that is coming back for active duty. We are asking that he be approved by the governing body and added to the towns' insurance policy. If you require further documentation, please feel free to contact me. My cell phone number is 908-339-2274.

Respectfully



Kurt Klausfelder  
Fire Chief

RESOLUTION # 52 -2012

A RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE  
AND SURETY BONDS FOR THE PARK HILL APARTMENTS PROJECT  
HELD IN TRUST BY THE BOROUGH OF WASHINGTON

WHEREAS, PNC Bank has requested the following bonds to be released:

Performance Bond; 104804968; \$236,250;  
Maintenance Bond; 105278424; \$ 32,812.50;  
Cash Surety: \$26,250.00 (original amount) plus interest to closing date;

WHEREAS, Andrew S. Holt, PE, PP, CME, Borough Engineer submitted a letter noting that the gooseneck lights proposed by the Board Planner for the monument sign at the front of the site were never installed, and the Bank has elected to forgo lighting on this sign. This issue was the last outstanding item on the punch list, and Suburban Consulting Engineers feels that it was satisfactorily addressed.

WHEREAS, Suburban Consulting Engineers recommends the cash deposit in the amount of \$26,250.00 (along with accrued interest), the Performance Bond 104804968 from Travelers in the amount of \$236,250.00, and the Maintenance Bond 105278424 in the amount of \$32,812.50 can be released.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Municipal Treasurer is hereby authorized to issue a check to PNC Bank for the Cash Surety of \$26,250.00 plus accrued interest to date of closure; and

BE IT FURTHER RESOLVED, that the Borough Clerk is authorized to release Performance Bond #104804968 in the amount of \$236,250.00 and the Maintenance Bond 105278424 in the amount of \$32,812.50.

The above resolution was moved by \_\_\_\_\_, seconded by \_\_\_\_\_, voted and carried this 6th day of March, 2012.

Roll Call:

Ayes:            Nays:

\_\_\_\_\_  
Kristine D. Blanchard, R.M.C.  
Borough Clerk

cc: Barbara Van Why, Admin. Clerk

RESOLUTION #53-2012

A RESOLUTION AUTHORIZING THE RELEASE OF SITE IMPROVEMENT  
PERFORMANCE BOND NO. 28804 FOR GIBSON'S GYM FOR THE  
DEMOLITION OF THE FORMER DEP ALLEGER STREET GARAGE  
HELD IN TRUST BY THE BOROUGH OF WASHINGTON

WHEREAS, Gibson's Gym has requested the release of the Site Improvement Performance Bond No. 28804 issued for the building demolition of the former Department of Public Works Alleger Street Garage; and

WHEREAS, Andrew S. Holt, PE, PP, CME, Borough Engineer, advised that his office performed an inspection of the property on February 16, 2012 and found the required demolition work has been completed;

WHEREAS, Suburban Consulting Engineers recommends the performance guarantee which was posted for the building demolition in the amount of \$25,000.00 be released.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Washington, in the County of Warren, State of New Jersey that the Borough Clerk is authorized to release Performance Bond #28804 in the amount of \$25,000.00.

The above resolution was moved by \_\_\_\_\_, seconded by \_\_\_\_\_, voted and carried this 6th day of March, 2012.

Roll Call:

Ayes:            Nays:

\_\_\_\_\_  
Kristine D. Blanchard, R.M.C.  
Borough Clerk

cc: Barbara Van Why, Admin. Clerk

RESOLUTION # 55-2012

**RESOLUTION APPOINTING KRISTINE BLANCHARD AS ACTING  
BOROUGH MANAGER**

**WHEREAS**, the previous Borough Manager for the Borough of Washington (“Borough”), is resigning effective March 5, 2012 with his last day in the office as February 24, 2012; and

**WHEREAS**, there will be a period of time between February 24, 2012 and when the new Manager is appointed; and

**WHEREAS**, it is necessary and desirable that the Borough have an Acting Manager until a new Manager is appointed; and

**WHEREAS**, Kristine Blanchard, the Municipal Clerk, is extremely competent and capable and has the abilities and qualifications to fulfill the duties as Acting Manager; and

**WHEREAS**, Kristine Blanchard has filled the position of Acting Manager in the past; and

**WHEREAS**, Section 3-19B of the Code of the Borough of Washington provides that the Manager may delegate to a qualified employee of the municipality the authority to perform his duties during his temporary absence or disability; and

**WHEREAS**, it is in the best interest of the Borough of Washington to appoint Kristine Blanchard as the Acting Manager until such time as the Borough appoints a new Manager or makes alternate arrangements for the position of Acting Manager.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Washington, Warren County, New Jersey, as follows:

1. Effective February 25, 2012, Kristine Blanchard is appointed as the Acting Borough Manager until such time as a new Manager is appointed or until such time as the Mayor and Council make other arrangements with respect to an Acting Manager.
2. Effective February 25, 2012, and during such period as Kristine Blanchard shall hold the position of Acting Manager, pursuant to the terms of this Resolution, her salary will be \$20,000.00 for the position of Acting Manager for the remainder of 2012 or until such time a new Manager is appointed.







Vendor # Name	PO # PO Date Description	Contract PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd	Chk/Void	1099
	Item Description						Date	Date	Invoice	Excl
	Vendor Total:		328.35							
EXPRES EXPRESS-TIMES										
	12-00151 02/01/12 Newspaper Subscription		182.00	2-01-29-390-000-033	B MUNICIPAL LIBRARY Books & Pubs	A	02/01/12	03/01/12		N
	1 Newspaper Subscription									
	Tracking Id: 510 Books and Other Publications (Non-Exempt)									
	Vendor Total:		182.00							
FINELL FINELLI CONSULTING ENGINEERS										
	12-00264 02/27/12 12/18-1/28/12 P&P WASHINGTON		517.50	T-13-00-687-000-000	B P & P OF WASHINGTON LLC	A	02/27/12	02/27/12	20583	N
	1 12/18-1/28/12 P&P WASHINGTON									
	Tracking Id: 2780 Professional Services - Engineering (Exempt)									
	ENGINEERING SERVICES									
	Vendor Total:		517.50							
GEBHAR GEBHARDT & KIEFER, P.C.										
	12-00002 01/05/12 2012 ATTORNEY SERVICES	C2-00002 C	3,701.67	2-01-20-155-000-027	B LEGAL Legal Svcs	A	01/05/12	02/24/12	JAN	N
	2 JAN 2012 ATTORNEY SERVICES									
	Tracking Id: 2810 Professional Services - Legal (Non-Exempt)									
	Vendor Total:		3,701.67							
GENCO GENERAL CODE, LLC										
	11-00541 05/11/11 CODIFICATION	B	3,715.00	1-01-20-120-000-023	B CLERK Printing & Binding	A	05/11/11	02/24/12	BILL006989	N
	4 CODIFICATION									
	Tracking Id: 2720 Printing Services (Exempt)									
	Vendor Total:		3,715.00							
GLOBON GLOBAL ONLINE ELECTRONIC SERV.										
	12-00077 01/12/12 web hosting fee	B	25.00	2-01-29-390-000-076	B MUNICIPAL LIBRARY Telephone	A	01/12/12	02/24/12		N
	4 2/1/12-3/1/12 WEB HOSTING FEE									
	Tracking Id: 3370 Telecommunications Equipment (Non-Exempt)									
	Vendor Total:		25.00							

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type Charge Account	Acct Type Description	Stat/Chk	First Rcvd	Chk/Void	1099
							Enc Date	Date	Excl
GRAMCO	GRAMCO BUSINESS COMMUNICATIONS								
12-00135	01/30/12 CDS FOR RECORDER								
1	CDS FOR RECORDER		21.24	2-01-20-120-000-030	B CLERK Materials/Supplies	A	01/30/12 02/24/12	12-121	N
	Tracking Id: 2430	Office supplies (General) (Non-Exempt)							
2	CDS FOR RECORDER		21.23	2-01-21-180-000-036	B PLANNING BOARD Office Supplies	A	01/30/12 02/24/12	12-121	N
	Tracking Id: 2430	Office supplies (General) (Non-Exempt)							
3	CDS FOR RECORDER		21.23	2-01-21-185-000-036	B BOARD OF ADJ Office Supplies	A	01/30/12 02/24/12	12-121	N
	Tracking Id: 2430	Office supplies (General) (Non-Exempt)							
			63.70						
	Vendor Total:		63.70						
MISSENHE HENRY MISSENHEIM JR									
12-00268	02/27/12 STREET HOCKEY REFEREE FEES								
1	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/17/12 BLACK VS YELLOW								
2	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/17/12 BLUE VS GREY								
3	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/19/12 BLUE VS BLACK								
4	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/19/12 GREY VS YELLOW								
5	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/24/12 YELLOW VS BLUE								
6	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/24/12 BLACK VS GREY								
7	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							
	1/26/12 BLUE VS GREY								
8	STREET HOCKEY REFEREE FEES		15.00	T-16-00-858-000-880	B STREET HOCKEY Referees/Umpires	A	02/27/12 03/01/12		N
	Tracking Id: 3271	Sports Referee/Umpire Services (Exempt)							

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type Charge Account	Acct Type Description	Stat/Chk	First Rcvd	Chk/Void	1099
							Enc Date	Date	Invoice
									Excl
		1/26/12 YELLOW VS BLACK							
		-----	120.00						
		Vendor Total:	120.00						
HOME HOME DEPOT/GEFC INC.									
12-00012 01/06/12 SUPPLIES FOR PARKS/RECREATION	B								
2 TOOLBOX & HARDWARE		37.84	T-16-00-858-000-814	B PARKS & PLAYGROUNDS Materials & Supplies	A		01/06/12	02/27/12	N
Tracking Id: 2540				Park & Playground Supplies (Exempt)					
		Vendor Total:	37.84						
GPU JCP&L									
12-00067 01/10/12 ELECTRICITY TRAFFIC LIGHTS	B								
2 1/17-2/15/12 W WASHINGTON		55.09	2-01-31-435-000-100	B TRAFFIC LIGHTS Traffic Lights	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
TRAFFIC LIGHTS									
3 1/4-1/31/12 RT31 & JEFFERSON		15.92	2-01-31-435-000-100	B TRAFFIC LIGHTS Traffic Lights	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
4 1/4-1/31/12 CATELLE COURT		4.36	2-01-31-435-000-100	B TRAFFIC LIGHTS Traffic Lights	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
5 1/5-2/2/12 BELVIDERE & CHRUCH		25.02	2-01-31-435-000-100	B TRAFFIC LIGHTS Traffic Lights	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
6 1/24-2/23/12 BROAD STREET		34.30	2-01-31-435-000-100	B TRAFFIC LIGHTS Traffic Lights	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
		Vendor Total:	134.69						
12-00068 01/10/12 ELECTRICITY MISC. DEPTS	B								
3 1/17-2/15/12 RT31 BALLFIELD		141.66	2-01-31-430-000-299	B ELECTRICITY	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
LIGHTS									
4 1/5-2/2/12 MUNICIPAL BLDG		1,557.51	2-01-31-430-000-299	B ELECTRICITY	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
5 1/17-2/15/12 YOUIMANS AVE		30.90	2-01-31-430-000-299	B ELECTRICITY	A		01/10/12	02/27/12	N
Tracking Id: 3611				Utilities - Electric (Exempt)					
6 1/17-2/15/12 YOUIMANS AVE/POOL		21.08	2-01-31-430-000-299	B ELECTRICITY	A		01/10/12	02/27/12	N



Vendor # Name	PO # PO Date Description	Contract PO Type	Amount Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd	Chk/Void	1099
Item Description						Date	Date	Date	Excl
	Vendor Total:		35.00						
MOORE MOORE WALLACE NORTH AMERICA., I	12-00119 01/27/12 REGISTRAR CERT COPY PAPER								
	1 REGISTRAR CERT COPY PAPER		125.00	2-01-20-120-000-036	A	01/27/12	02/27/12	23276246	N
	Tracking Id: 2430 Office Supplies (General) (Non-Exempt)								
	Vendor Total:		125.00						
NEXTEL NEXTEL COMMUNICATIONS, INC.	12-00145 01/30/12 NEXTEL SERVICES FIRE & DPW	B							
	2 1/16-2/17/12 NEXTEL SERV./FIRE		109.05	2-01-31-440-000-000	A	01/30/12	02/24/12	865626428-097	N
	Tracking Id: 3330 Telecommunications (General) (Non-Exempt)								
	3 1/24-2/23/12 NEXTEL SERV./DPW		96.12	2-01-31-440-000-000	A	01/30/12	02/29/12	972521827-087	N
	Tracking Id: 3330 Telecommunications (General) (Non-Exempt)								
	Vendor Total:		205.17						
	Vendor Total:		205.17						
NJWATR NJ AMERICAN WATER CO. INC	12-00065 01/10/12 WATER VARIOUS DEPTS	B							
	7 1/11-2/9/12 WATER/MUNI. BLDG		172.09	2-01-31-445-000-000	A	01/10/12	02/27/12		N
	Tracking Id: 3615 Utilities - Water (Exempt)								
	8 1/16-2/14/12 WATER/DPW GARAGE		262.41	2-01-31-445-000-000	A	01/10/12	02/27/12		N
	Tracking Id: 3615 Utilities - Water (Exempt)								
	9 1/10/12-2/8/12 WATER/PARK		80.00	2-01-31-445-000-000	A	01/10/12	02/27/12		N
	Tracking Id: 3615 Utilities - Water (Exempt)								
	10 1/16-2/14/12 WATER/VARA FIELD		80.00	2-01-31-445-000-000	A	01/10/12	02/27/12		N
	Tracking Id: 3615 Utilities - Water (Exempt)								
	Vendor Total:		594.50						
	Vendor Total:		594.50						
NJPAPR NJN PUBLISHING INC.	12-00108 01/23/12 LEGAL ADVERTISING	B							
	12 2/16/12 ORD#1-2012 &AFFIDAVIT		12.34	2-01-20-120-000-021	A	01/23/12	02/24/12		N
	Tracking Id: 3615 Utilities - Water (Exempt)								
	Vendor Total:		12.34						



Vendor # Name	PO # PO Date Description	Contract PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	First Rcvd	Chk/Void	1099
	Item Description						Enc Date	Date	Invoice
FOR STAPLER IN THE COPY ROOM.									
			148.88						
	Vendor Total:		307.45						
SCHOLL SCHOLL, WHITTLESEY & GRUENBERG									
12-00089 01/13/12 2012 PLANNING BOARD ATTORNEY C2-00006 C									
2 2012 PLANNING BOARD ATTORNEY	112.00	2-01-21-180-000-027			B PLANNING BOARD Legal Svcs	A	01/13/12 02/27/12	40180	N
Tracking Id: 2810	Professional Services - Legal (Non-Exempt)								
1/9/12 GENERAL									
12-00243 02/23/12 JANUARY 2012 LEGAL SERVICES									
1 JANUARY 2012 LEGAL SERVICES	84.00	2-01-21-185-000-027			B BOARD OF ADJ Legal Svcs	A	02/23/12 02/24/12	40184	N
Tracking Id: 2800	Professional Services - Legal (Exempt)								
12-00245 02/23/12 JAN 2012 WASHINGTON CEMETERY									
1 JAN 2012 WASHINGTON CEMETERY	1,232.00	T-13-00-698-000-000			B Washington Cemetery Association Inc.	A	02/23/12 02/24/12	40187	N
Tracking Id: 2800	Professional Services - Legal (Exempt)								
LEGAL SERVICES									
12-00246 02/23/12 JAN 2012 QUICK CHEK LEGAL SERV									
1 JAN 2012 QUICK CHEK LEGAL SERV	350.00	T-13-00-681-000-000			B QUICK CHEK CORPORATION	A	02/23/12 02/24/12	40182	N
Tracking Id: 2800	Professional Services - Legal (Exempt)								
12-00247 02/23/12 JAN 2012 JADE ACQUISITION									
1 JAN 2012 JADE ACQUISITION	56.00	T-13-00-683-000-000			B JADE ACQUISITION LLC-SITE PLAN	A	02/23/12 02/24/12	40181	N
Tracking Id: 2800	Professional Services - Legal (Exempt)								
LEGAL SERVICES									
	Vendor Total:		1,834.00						
WILHES SCOTT M. WILHELM, ESQ									
12-00280 02/29/12 2012 PUBLIC DEFENDER									
2 2/8/12 PUBLIC DEFENDER STATE	200.00	2-01-43-495-000-027			B PUBLIC DEFENDER - Legal Services	A	02/29/12 02/29/12		N
VS D. BACKMAN									
3 2/27/12 PUBLIC DEFENDER STATE	200.00	2-01-43-495-000-027			B PUBLIC DEFENDER - Legal Services	A	02/29/12 02/29/12		N
VS W. SUEHN									



Vendor # Name	PO #	PO Date	Description	Contract PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 EXCL
12-00005	01/06/12	2012	MUNICIPAL ENGINEERING SER C2-00005 C											
4	1/15-2/11/12	BEETHOVEN AVE DOT	420.00	2-01-20-165-000-028	B	ENGINEERING Contractual	SVCS		A	01/06/12	02/24/12		18097	N
		Professional Services - Engineering (Non-Exempt)												
5	2012	GENERAL ENGINEERING SERV.	3,818.85	2-01-20-165-000-028	B	ENGINEERING Contractual	SVCS		A	01/06/12	02/24/12		18103	N
		Professional Services - Engineering (Non-Exempt)												
		1/15/12-2/11/12												
6	1/15-2/11/12	TAX MAPS	577.50	2-01-20-165-000-028	B	ENGINEERING Contractual	SVCS		A	01/06/12	02/24/12		18083	N
		Professional Services - Engineering (Non-Exempt)												
		-----												
			4,816.35											
12-00259	02/27/12	1/15-2/11/12	JADE ACQUISITION											
1	1/15-2/11/12	JADE ACQUISITION	3,220.45	T-13-00-683-000-000	B	JADE ACQUISITION LLC-SITE PLAN			A	02/27/12	02/27/12		18078	N
		Professional Services - Engineering (Exempt)												
		ENGINEERING SERVICES												
12-00260	02/27/12	eng	1/15-2/11/12	Heather Hill										
1	eng	1/15-2/11/12	Heather Hill	95.00	T-13-00-657-000-000	B	Barbieri Builders		A	02/27/12	02/27/12		18084	N
		Professional Services - Engineering (Exempt)												
12-00261	02/27/12	1/15/12-2/11/12	RYAN HOMES											
1	1/15/12-2/11/12	RYAN HOMES	770.00	T-13-00-689-000-000	B	RYAN HOMES			A	02/27/12	03/01/12		18106	N
		Professional Services - Engineering (Exempt)												
		ENGINEERING SERVICES												
12-00262	02/27/12	1/1-1/14/12	P&P OF WASHINGTON											
1	1/1-1/14/12	P&P OF WASHINGTON	740.00	T-13-00-687-000-000	B	P & P OF WASHINGTON LLC			A	02/27/12	02/27/12		17964	N
		Professional Services - Engineering (Exempt)												
		ENGINEERING SERVICES												
12-00263	02/27/12	1/15-2/11/12	P&P OF WASHINGTON											
1	1/15-2/11/12	P&P OF WASHINGTON	575.00	T-13-00-687-000-000	B	P & P OF WASHINGTON LLC			A	02/27/12	02/27/12		18112	N
		Professional Services - Engineering (Exempt)												
		ENGINEERING SERVICES												

Vendor Total: 10,216.80







Vendor # Name  
PO # PO Date Description Contract PO Type Amount Charge Account Acct Type Description Stat/Chk Enc Date Date Chk/Void Invoice 1099  
Item Description

-----  
3,306.80

Vendor Total: 3,306.80

Total Purchase Orders: 56 Total P.O. Line Items: 127 Total List Amount: 519,075.61 Total Void Amount: 0.00

Fund Description	Fund	Budget Total	Revenue Total
OPERATING FUND	1-01	4,918.27	0.00
OPERATING FUND	2-01	407,617.05	0.00
SEWER OPERATING FUND	2-05	96,920.61	0.00
	Year Total:	504,537.66	0.00
DEVELOPER'S ESCROW FUND	T-13	7,555.95	0.00
TRUST OTHER FUND	T-14	1,166.79	0.00
RECREATION TRUST	T-16	896.94	0.00
	Year Total:	9,619.68	0.00
	Total of All Funds:	519,075.61	0.00

BILL LIST 3/6/12 SEWER - 2011

P.O. Type: All  
 Format: Detail with Line Item Notes  
 Range: 1-05-55-000-000 to 1-05-55-999-999-999  
 Rcvd Batch Id Range: First to Last  
 Department Page Break: No  
 Print Alpha Capital/Trust, Alpha Grant, & Revenue Accts: N  
 Held: N Aprv: Y Void: N  
 Bid: Y State: Y Other: Y  
 Received Date Range: 02/23/12 to 12/31/12  
 Include Non-Budgeted: Y

Budget Account	Description	Amount	Stat/Chk	Enc Date	First Rcvd	Chk/Void	Date	Invoice	PO	Type
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Fund: SEWER OPERATING FUND

1-05-55-502-000-071	SEWER OPERATING Utilities-Electricity									
12-00278	1 USFLT VEOLIA WATER Tracking Id: 3611 Utilities - Electric (Exempt)	8,691.70	A		02/29/12	02/29/12		00011650		

SEWER PLANT  
 LAST PAYMENT - THE BOROUGH WILL START  
 PAYING JCP&L DIRECTLY STARTING 2012

Department Total: 8,691.70  
 CAFR Total: 8,691.70  
 Fund Total: SEWER OPERATING FUND 8,691.70  
 Year Total: 8,691.70

Total P.O. Items: 1 Total List Amount: 8,691.70 Total Void Amount: 0.00

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Fund Description	Fund	Budget Total
SEWER OPERATING FUND	1-05	8,691.70
Total of All Funds:		8,691.70

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P.O. Type: All  
 Format: Detail with Line Item Notes  
 Range: 2-05-55-000-000 to 2-05-55-999-999-999  
 Rcvd Batch Id Range: First to Last  
 Department Page Break: No  
 Print Alpha Capital/Trust, Alpha Grant, & Revenue Accts: N  
 Held: N Rcvd: Y Paid: Y  
 Aprv: Y Void: N  
 Bid: Y State: Y Other: Y  
 Received Date Range: 02/23/12 to 12/31/12  
 Include Non-Budgeted: Y

Budget Account	Description	Item Description	Amount	Stat/Chk	Enc Date	First Rcvd	Chk/Void	PO
P.O. Id	Item Vendor					Date	Date	Type
Fund:	SEWER OPERATING FUND							
2-05-55-501-000-011	SEWER OPERATING Full Time							
12-00267	1 WBPAY WASH. BOROUGH PAYROLL ACCOUNT	SEWER S&W CHARGES-2/29/12 PAY	4,365.61	P	4426	02/27/12	02/27/12	02/27/12
	Tracking Id: 2560	Payroll (General) (Exempt)						
	Department Total:		4,365.61					
2-05-55-502-000-023	Telephone							
12-00156	3 VERIZON VERIZON, INC.	2/16-3/15/12 689-3913-CENTEX	28.31	A		02/01/12	02/27/12	B
	Tracking Id: 3320	Telecommunications (General) (Exempt)						
2-05-55-502-000-028	SEWER OPERATING Contractual SVCS							
12-00004	3 SUBCON SUBURBAN CONSULTING ENGINEERS	1/15-2/11/12 GENERAL SEWER	3,380.20	A		01/06/12	02/27/12	18082
	Tracking Id: 2790	Professional Services - Engineering (Non-Exempt)				Contract No: C2-00004		
12-00277	1 USFILT VEOLIA WATER	JAN.2012 SEWER OPERATION&MAINT	61,420.36	A		02/29/12	02/29/12	00011635
	Tracking Id: 3712	water & wastewater Operations (Non-Exempt)						
12-00277	2 USFILT VEOLIA WATER	JAN 2012 HEAD WORKS STRUCTURE	2,083.33	A		02/29/12	02/29/12	00011635
	Tracking Id: 3712	water & wastewater Operations (Non-Exempt)						
			66,883.89					
2-05-55-502-000-071	SEWER OPERATING Utilities-Electricity							
12-00069	3 GPU JCP&L	1/20-2/20/12 WOLFE ESTATE PUMP	331.40	A		01/10/12	02/27/12	B
	Tracking Id: 3611	Utilities - Electric (Exempt)						
	STATION							
12-00284	2 GPU JCP&L	1/11/12-2/8/12 SEWER PLANT	8,947.99	A		02/29/12	02/29/12	B
	Tracking Id: 3611	Utilities - Electric (Exempt)						
	ELECTRICITY							
			9,279.39					

Budget Account P.O. Id Item Vendor	Description	Item Description	Amount	Stat/Chk Enc Date	First Rcvd Date Date	Chk/Void Date	Invoice Type
2-05-55-502-000-078 12-00066 3 NJWATR	SEWER OPERATING Utilities-Water NJ AMERICAN WATER CO.INC	1/16/12-2/14/12 WATER-SEWER/ Utilities - Water (Exempt)	16.10	A	01/10/12 02/27/12		B
Tracking Id: 3615 ALVIN SLOAN							
Department Total:			76,207.69				
Department: Sewer - Bond Principal							
2-05-55-520-000-000 12-00251 1 ACDEP	Sewer - Bond Principal CHASE BANK	2008 GENERAL SEWER BONDS-PRIN. Debt Service (Exempt)	80,000.00	P	312012 02/23/12 03/01/12	03/01/12	
Tracking Id: 971							
Department Total: Sewer - Bond Principal			80,000.00				
Department: Sewer - Interest on Bonds							
2-05-55-522-000-000 12-00252 2 ACDEP	Sewer - Interest on Bonds CHASE BANK	2008 SEWER BONDS-INTEREST Debt Service (Exempt)	12,555.00	P	30112 02/23/12 03/01/12	03/01/12	
Tracking Id: 971							
Department Total: Sewer - Interest on Bonds			12,555.00				
CAFR Total:			173,128.30				
Fund Total: SEWER OPERATING FUND			173,128.30				
Year Total:			173,128.30				
Total P.O. Items: 10			173,128.30	Total Void Amount:	0.00		

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Fund Description	Fund	Budget Total
SEWER OPERATING FUND	2-05	173,128.30
Total of All Funds:		<u>173,128.30</u>