

June 11, 2015

Regular Meeting of the Township Committee of the Township of Hanover, County of Morris and State of New Jersey was held on Thursday, June 11, 2015, at 8:30 o'clock in the evening, prevailing time, at the Municipal Building, 1000 Route 10, in said Township.

PRESENT: Mayor Francioli, Members Gallagher,
Coppola, Ferramosca, Brueno

ABSENT:

STATEMENT BY PRESIDING OFFICER:

Adequate notice of this meeting has been provided in accordance with the Open Public Meetings Act by posting written notices and agenda of the meeting on the bulletin board in the Municipal Building, 1000 Route 10, Township of Hanover and by hand delivering, mailing or faxing such notice and agenda to the following newspapers:

**HANOVER EAGLE
MORRIS COUNTY'S DAILY RECORD
THE STAR LEDGER**

and by filing same with the Township Clerk.

(Signed) Ronald F. Francioli, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

OPEN TO THE PUBLIC

Motion to open to the public made by Member Ferramosca and seconded by Member Coppola and unanimously passed.

Joe Mihalko, 12 Anna Terrace, Whippany: I just have three either public service announcements or general announcements 1) I haven't spoken to our great engineer Gerry yet, but in my incapacity and my present state, I had occasion today to go and visit my son who lives on Cortright and from Anna Terrace to Cortright as I was passing Polhemus, Troy Hills Road, there is no handicap curbing, no curb drop, it was a light traffic day so I did ride up the road, where is that cop? He didn't see me. But I rode up the road in my wheelchair. I don't know how many portions that we may have if we can do an assessment somewhere for curb drops on various roads, the one on Troy Hills Road I think would be really important, because of the children there that are going back and forth from Bee Meadow and Memorial Junior School.

Second item, I know a couple of the Township Committee are quite aware that float out on Facebook and one of the concerns that I have been asked to address is the Reynolds Avenue Bee Meadow intersection, I think if our dear Chief Gallagher could have some input on that, there has been a number of accidents at that intersection and

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it may be time for us to look at that as having a permanent signal light verses caution stop light.

Mayor: Chief, heard traffic officer out there? We have a traffic control officer that could look at it.

Joe: Nice to see you all.

Mayor: Anyone else like to be heard at this time?

Steve Andalino, 19 Heritage Lane, Whippany: Just two weeks ago, signs popped up all over the street on Heritage that the Town put in about no parking during school days, and if that part of Heritage Lane is the cul-de-sac and in thirty years there has never been any school kids parking on that street. And, the signs really look terrible makes it seems like its Whippany Road all of a sudden and most of the neighbors are kind of upset about it and we were wondering if you could look into taking those signs down, no one if anybody every went and sat there for a day during a school day, nobody parks there.

Mayor: Is there a parking condition existing?

Mr. Andolino: No, there was never a problem on the street, the signs went up and I believe the Chief has gotten a few phone calls on it from residents cause I know my wife called and a number of neighbors called, another neighbor is here, we understand on the Fairchild by the High School, kids were parking there and that could be a problem, but quite frankly in 30 years they never parked all the way on Heritage Lane, and the signs do look pretty lousy there, I counted them tonight there are 10 signs in probably a 30 yard distance.

Mr. Gallagher: Mayor, I could answer that actually. I got a couple of calls about that also and people thought that was associated with the School and Park Traffic Safety Advisory Committee, but when we got some complaints about the children parking on different streets that do attend Whippany Park High School the Town went in and looked at the Ordinance and there was Ordinances passed in the 80's and 90's that called for all of those streets to have those signs, because it was passed in the 80's and 90's and the signs were never put up, by law they had to put those signs up and realized that they never have and what was unfortunate about that exercise also was that money came out of our School and Park Traffic Safety Committee budget so it actually cost us money and they had to do because it was passed in the 80's and 90's and it was just to be complaint with the law that was passed 15-20 years ago and we did. I did get a lot of complaints too, and people thought that it was something that we requested from the School and Park and it was not it was just an ordinance that was passed years and years ago.

Mr. Andolino: I understand that.

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Mayor: I have a solution here, and I appreciate Committeeman Gallagher giving us the background on that and he is right, if that was an ordinance on the books we have to comply, but it doesn't mean we can't reexamine it. So Chief, can you give us a comment, get your traffic guys out there give us comment to see what the parking situation is and if there has been a history of issues on the parking.

Chief: The issues that I saw, (inaudible), they seem to be reluctant to having a lottery or some way to keep the kids from driving to school so they run out of spots, the park all around the side streets, and the neighbors complain about the cars on the side streets and we can't issue summons because there are no signs.

Mr. Andolino: Except on Heritage Lane on the other side in 30 years there has never been kids parking there.

Chief: But the Ordinance still applies (inaudible)

Mr. Andolino: Basically, looking out my living room window, there is a sign.

Mayor: You know what we will do, we will review the Ordinance. We will take it into consideration and review it with counsel anything can be changed. We will have recommendations from Chief, let him observe the street for a while, I know the street very well, and that's why I asked the question have we now begun to have parking situations there, but it doesn't seem so.

Mr. Coppola: Independence has been (Inaudible)

Mayor: Give us till our next meeting to review it and we will have a comment and if we can remove the signs and we don't feel it's going to be an issue, just by removing the signs doesn't mean the law about no parking there isn't still on the books. But if the signs are the blight or the eyesore that the issue that the neighbors have then maybe we can do something about that.

Judy Iradi, 32 Locust Drive, Hanover: I want to thank the Administrator for his letter to the editor today to give us additional facts on Mary's Farm Stand. Any additional information is certainly welcome by everyone. Years ago, farmers use to be able to make a decent living raising crops and selling the produce but as the years went by there was commercial, big commercial farms and the individual farmer couldn't make out, so what happened with Mary in order to make ends meet to get some income, she wanted, she had to rent out a part of her premises out unfortunately to a trucking type of situation, she doesn't want it there, she certainly didn't want to disturb the neighbors or anything, but she needs to make money to make ends meet, she has over \$9,000.00 in property taxes on the property so I was thinking like how could we help her out, if we could, how could we help her out, and I think of maybe a way of just an idea, maybe pursue it and look into it might be, the State has a, since it was a farm it is a farm, still is a farm, she grows corn, maybe there is a way we could help out with a town designation of a farm area or purchasing her development rights on that property this way if we

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purchase the development rights on that property and maintain it as a farm only, then it gets rid of the trucking, she doesn't want, she doesn't want to disturb anybody.

Mayor: I don't know if she doesn't have, Silvio is she under farm designation?

Mr. Esposito: No

Mr. Semrau: She doesn't qualify.

Ms. Iradi: No, she doesn't qualify for the State or the county funding, but if the Town had a stipulation of a farm or farm assessment and bill it and buying the building rights to that property, you can create that ordinance you can create that zone, buy the building rights of that property then certainly no condos will be built in that property, Mary doesn't have to sell her property. Her property is more valuable now that it is an accepted use, she can subdivide that for a lot more money but who wants to continue to have some commercial use in the middle of residential. So, if there is some way that the Town can come up with something that they could buy the building rights to that property, have Mary stay there, get rid of those trucking nonsenses then it might be a win-win for everyone. I just thought that would be an interesting idea to pursue.

Mayor: Are you thinking of what is known as "life rights" on the property?

Ms. Iradi: Well actually, as far as I know, Mary needs the money, so if she doesn't get money she has to move out.

Mayor: That would be life rights, that in other words, that we would acquire the property under terms that she stays there, and if certain conditions under

Ms. Iradi: Conditions like in payment in lieu of, or like for her life rights

Mayor: To be clear and Lord knows that there has been so much talked about written about, spoken about, good bad and indifferent, we want to do as the governing body and we want to do as our community as a Township anything we can to help the situation there, I don't want to belabor the point of how long we have been at this, 8 years, we have offered numerous solutions along the way, numerous. Which were not accepted, so if there is a new avenue I am more than willing to recommend to the Township Committee to pursue it?

Ms. Iradi: There are two avenues. Like you said one would be the life rights on the property for a certain fee that the property be turned over to the town, that would be life rights, or the other would be to buy her development rights on that property so she will still own the property but the property would not be worth what it is now with the development rights in tact, you would buy the development rights designate that as perpetual farm land,

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Mayor: That is not out of the question, under those conditions and is put into our open space inventory, but it would have to be designed in some matter that we would need to talk about.

Mr. Semrau: It's really hard Mayor, Ms. Iradi was on the governing body and it's hard, as you termed it the trucking is a nuisance, and

Ms. Iradi: But now it's an allowable nonsense.

Mr. Semrau: Well I don't want to say that, it just hasn't been determined otherwise, but now to say that we are going to say we are going to use tax payer dollars to get out of a nuisance and then buy the property that would be with the tax payer dollars and then it would be, we would be reduced on the tax holds and then farm property and development rights there is a real scoring system that the county has and the department of agriculture or the agriculture board of the State has the soils has to be farmed, it has to be maintained that way to get that kind of funding

Ms. Iradi: I'm not talking about getting funding.

Mr. Semrau: This property would just stay vacant because it has this industrial use on it, I don't know how it would ever be used for a farm use. So, we have taxpayer dollars to buy it, we are saying it a nuisance and we are going to use taxpayer dollars and then we are saying we are going to use tax payer dollars and reduce the assessment on the property because it is going to have no development right, you know from serving up here it's really hard to tell tax payers who are in foreclosure and have their own problems that we are going to take dollars and try to help someone. There is no way.

Ms. Iradi: That is not what I'm suggesting

Mr. Semrau: I think so...

Ms. Iradi: No, I'm not suggesting getting rid of a nuisance that I'm suggesting this property has been farms since the 1800's it is a farm land, they grow corn there, as an additional usage

Mr. Semrau: Right now it's being farmed?

Ms. Iradi: When was the last time they grew farm there?

Mr. Semrau: They don't have farm land assessment.

Ms. Iradi: They don't have farm land assessment, it was used as a farm it has a minimum acreage

Mr. Semrau: Silvio, now does it have farmland?

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Mr. Esposito: No.

Mr. Brueno: They go out to Pennsylvania

Ms. Iradi: They grew the corn there

Mayor: I think what I'm hearing is something different, maybe I'm wrong, but I'm hearing if I went the life rights direction and acquired the property and Mary were to live there under some conditions under life lines provision then the other uses that have been so contentious would have to be removed, or am I in the wrong pew?

Mr. Semrau: You are right Mayor, but then the Township would have to come up with the dollars it wouldn't, generally it wouldn't qualify under farm preservation, because it's not even being farmed now, so it would have to come out of the Township's aquafers to acquire it then it would have a reduced value down the road, so you know, the farm land preservation program is one that

Mayor: It wouldn't be applicable under life rights

Ms. Iradi: I'm not suggesting that this is a farm land preservation parse that has to meet the state or the County's designation, I'm not suggesting we go after those funds, what I'm suggesting is.... We do have some funds available, they don't have to be all up front, they could be on a gradual basis spent to acquire the building rights for this property so that it could be a farm land, I mean think out of the box. If it were turned back to a total farm it could be even a learning farm, you can have organic gardening and have kids go there and looking at the organic herbs it could be set aside a part of it as a community gardening and that type of thing, I'm not talking about State open Farm Land, I'm not talking about getting grant money for that from the State or the County, I'm talking about the Town doing something to make this a true farm.

Mr. Semrau: But I get concerned because we are talking about, you can always make a suggestion and many times it's helpful but after some of the scrutiny and the outburst at the last meeting and some of the messages that the Administration trying to correct about the property I don't think, I get concerned that the message, I understand the technical side of what you are saying but I don't want the message that now that the Township is looking to acquire or take or anything else with the property because we already tried to explain everything that happened and I get concerned, the ideas always are welcome but there is not much we can say, because it could get misconstrued as the Town now wants to acquire this property or take this use and that really would concern me after what everybody has been through the last few weeks and there have been messages sent that the Administrator has tried to make clear that are the case that the Township never intended in any way get involved or interfere with that farm stand because clearly was something that the Township welcomed and was something within the law, everything else was sort of turned upside down against the Township.

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Mr. Brueno: I'm going to interrupt for a second here, because I think this a very noble gesture and I think Ms. Iradi is here as a friend. But I think this conversation should really take place with the property owner, I don't see then here this evening and we have had numerous conversations about this issue with them and I don't even know if they want to enter into these discussions with us, so we are kind of debating something with a representative who is here with a very noble gesture as I said, but I'm not even sure the property owner is willing to do anything.

Ms. Iradi: I should have preferred it with that this is not, whatever you come up with the idea, would be with the total consent of the property owner, so thank you Mr. Brueno for bringing that out.

Mayor: Let's leave it here. The Township Committee discussed in legal session this matter once again, and it was recommending once more that we would be more than willing to sit down with the property owners in an open dialogue and it has always been that way, open dialogue, if that can bring forth some resolve somehow we are happy to do that, I mean I don't know how we get that message to Mary unless counsel wants to talk to her counsel about sitting down and talking about other alternatives we are wide open to that, BUT bottom line, is that the issues that have prevailed that we have been following for 8 years have to be remedied, have to be remedied. That's what it comes down to.

Ms. Iradi: I guess the word will get out that you are receptive to different ideas and if the property owner wants to come and discuss something with you certainly your door is always open.

Mr. Coppola: Did you say something about allowable uses?

Ms. Iradi: Um, well it doesn't meet the State and County's guidelines for farm land preservation but the town can certainly produce an ordinance just like you are going to the town center ordinance, an ordinance that you would buy the building rights for the property, so in other words

Mr. Coppola: I understand all that

Ms. Iradi: Did I say usages? Only for farmland, it wouldn't be for commercial usage or retail usage it wouldn't be for anything else but farmland uses.

Mayor: Thank you. To sum that up I think our Counsel will be reaching out to Mary's counsel at some point in continuation of some discussion on this.

Jim Martin, Fanok Road, Whippany: Her comment about teaching farming, there is a piece of land across from my house that has a field could that not be changed into some farming education portion, some useful thing other than some grass that happens to grow there?

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Mayor: Is there vacant land you are talking about?

Mr. Martin: The field next to the DPW, if she brought up this comment about educational farming the land is there.

Mayor: It would be taken into consideration with our environmental use and open space could take a look at it, it's all possible. There has been some discussions as well as on our Board of Health recently we used to have some, we used to have some gardens, community gardens in this Town, are they still over by the Morristown Sewer Plant,

Mr. Mihalko: Yes, it's under the Morristown (inaudible)

Mayor: Didn't we have community gardens?

Mr. Mihalko: The Sewer Treatment PLW in Hanover Township or in Morristown,

Mayor: Morristown

Mr. Mihalko: It still is a community garden but its run by Morris Township.

Mayor: Ok, the thought was being discussed by the Board of Health believe it or not as a way to farm or grow food perhaps to use in conjunction with the Interfaith Food Pantry, etc., and they might be looking for land in that area. We can discuss this. I know there were some farms, some patches of land, being worked on there somewhere.

Motion to close made by Member Coppola and seconded by Member Gallagher and unanimously passed.

COMMUNICATIONS:

AMENDING DATE OF RETIREMENT BY MARY O. COLTON TO OCTOBER 31, 2015.

Motion to accept retirement date change made by Member Coppola and seconded by Member Brueno and unanimously passed.

DEPARTMENTAL REPORTS:

The following reports were presented and ordered filed as received:

Property Maintenance	E.DeSimoni	Two Reports
Police Department	S. Gallagher	Month of 5/2015
DPW	B. Foran	Two Reports

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APPROVAL OF TOWNSHIP COMMITTEE MINUTES

The Minutes of the Regular Meeting of May 28, 2015 and Bid Meeting Minutes of June 2, 2015 had been presented to the members of the Committee prior to this meeting by the Township Clerk.

Member Brueno moved that the Minutes of the Regular Meeting of May 28, 2015 and Bid Meeting Minutes of June 2, 2015 be accepted and approved as presented by the Township Clerk. The motion was seconded by Member Gallagher and was unanimously passed.

PUBLIC HEARING:

RESOLUTION NO. 95-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE CONVENING A PUBLIC HEARING ON THE SUBMISSION OF ONE (1) YEAR 2015 MORRIS COUNTY OPEN SPACE TRUST FUND APPLICATION, AND FURTHER AUTHORIZING ITS SUBMISSION TO THE MORRIS COUNTY DEPARTMENT OF PLANNING AND PUBLIC WORKS PERTAINING TO THE TOWNSHIP'S GRANT APPLICATION TO ACQUIRE LOT 4 IN BLOCK 8401 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER FOR PASSIVE AND ACTIVE PARK LAND AND RECREATIONAL USE AS PART OF THE "BEE MEADOW GREENWAY PRASE III" PROJECT

WHEREAS, the Township Committee intends to submit one (1) year 2015 application to the Morris County Department of Planning and Public Works for funding assistance through the Morris County Open Space, Farmland and Historic Preservation Trust Fund; and

WHEREAS, the subject open space site, known as the Wolfe property, is located at 127 Reynolds Avenue in the Whippany Section of the Township; and

WHEREAS, the property, currently owned by JoAnn Tutela, is approximately 1.97 acres in size, and adjoins the Township's Bee Meadow Park ; and

WHEREAS, the acquisition of the Wolfe property, for passive and active parkland and recreational use, will be a unique opportunity for the Township to expand Bee Meadow Park, an existing municipal recreational facility in the heart of Hanover Township; and

WHEREAS, the application process requires that the governing body conduct a public hearing on the application to be submitted to the Morris County Department of Planning and Public Works; and

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WHEREAS, a legal notice advising the public that a public hearing on the one (1) application would be conducted on the evening of June 11, 2015 was published in the May 28, 2015 issue of the Daily Record.

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

1. The governing body hereby authorizes the submission of one (1) application to the Morris County Open Space, Farmland and Historic Preservation Trust Fund Committee for the proposed acquisition of Lot 4 in Block 8401 located at 127 Reynolds Avenue in Whippany. Lot 4 is approximately 1.97 acres in size.

2. The Township's Business Administrator is hereby directed to submit the one (1) application to the Morris County Department of Planning and Public Works on or before June 19, 2015 along with the official public hearing minutes, and the May 28, 2015 Publisher's Affidavit which advertised the June 11, 2015 public hearing date.

3. The governing body certifies that a public hearing on the application was conducted during the June 11, 2015 regular meeting of the Township Committee.

4. That a certified copy of this resolution shall be transmitted to the County of Morris along with the one (1) application and all related documents.

The Township Clerk presented the Proofs of Publication of the Notice of Public Hearing, as published in the May 28, 2015 issue of the Daily Record pursuant to the Regulations promulgated by the Morris County Open Space Trust Fund Committee.

Motion to convene a public hearing was made by Member Ferramosca and seconded by Member Brueno and unanimously passed.

Anyone wishing to be heard concerning the application.

Barbara Heskins-Davis, Vice President of Programs at the Land Conservancy of New Jersey. I am here to do a brief presentation on the application for review and question by the Township Committee and public and then I am happy to testify on behalf of the Land Conservancy for this application.

"The Township of Hanover is applying to Morris County Open Space Preservation Trust Fund for the Preservation of the Wolfe Property as Joe said, this is being called Bee Meadow Green Way Phase III, and the Municipality recently acquired in 2008 the Sammarco Property right next door that was Phase II, so now we are onto Phase III. This property as Joe said is Block 8401 Lot 4 it is known as the Wolfe Property, it was formally owned by Ms. Wolfe and it is now owned by her daughter, JoAnn Tutela. This property backs up onto Bee Meadow Park and is adjacent to the

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Sammarco property, this is the tax map for the property and the Wolfe property is outlined in bold.

So you can see from the location map for this property it is a very strategic location, it is right along Reynolds Avenue at the corner of Clay Street, it is adjoined Bee Meadow Park with the Sammarco just to it's north, it represents a 2 acre addition to the park and expands access along Reynolds Avenue. The municipality has been working with the Michalski property, which is directly below this property for preservation at this time. Ms. Michalski is not interested in selling to the municipality.

What I have next are some photos of the property, I just find it helpful to give an idea why the municipality is interested in something, if you can take a look at some of the photographs. So here you are standing on Clay Street looking towards Reynolds Avenue, and the house to the left is the existing structure on a property, it was built in 1915 and is 1,155 square feet, this property is 1.97 acres, it is zoned R40, which means it essentially could support up to two homes, but it would need a variance from the Board of Adjustment and Clay Street is a non-improved road, you can see it just goes back to the edge of where this property is and the infrastructure improvements that are required to improve Clay Street, demolish the house, and set up a subdivision would far outweigh the benefit of putting in a second home.

This is the property as you look into it it's a really nice deeply forested property there, pretty good diversity of plants on it, several mature trees, I was very pleased to see that there really isn't any surface debris on the property, it's not unusual for something is larger, underutilized for it to have some kind of surface debris as you walk on it, but there is none. The municipality has completed several environmental assessments on the property and it is well aware of what exists on the site.

This is as you walk further into the property, you can see the trees that currently exist on it and the underbrush there is a lot of deer browsing which of course you all live you in Hanover Township you know there is just just a lot of deer of here so they are going to eat everything below. This is as you are looking towards Bee Meadow Park, here is where you are looking towards the former Sammarco property, you can see the open field this is Bee Meadow Greenway Phase II; the advantage of the Sammarco property was this field, it really represents a nice opportunity for the municipality to create some kind of informal open clay area, with the acquisition of the Wolfe property you really start to serve as a buffer to that this is also very consistent with the municipalities 2013 pedestrian connectivity plan, Bee Meadow Park and Reynolds Avenue is designated on that plan as a parking and staging area for the cycling route that's proposed for Reynolds Avenue, so to me I'm a big bicyclist really represents a nice place to get off your bike and get a drink have a snack, it's quiet, you don't have to go in the middle of a busy park with all the kids and the cars you can just pull your bike over if there is park bench, it's a beautiful beautiful spot.

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This is also interior to the property you can see there is I would say, needs to be some cleanup work in terms of some of the brush, but really a nice spot in terms of the forest canopy.

Now I took some photographs along Reynolds Avenue and Clay Street the municipality when it acquires a property the intention is to take down a house, a municipality is not interested in owning the house and the house really in need of great repair, it's in poor repair, it is occupied right now, the nephew lives there but the municipality once requires it would take the structure down. This is the front of the house, it a very small building. This is the side of the house as you are looking back into Bee Meadow Park, I took this picture specifically because of your 2013 Pedestrian and Connectivity Plan, you can see especially with some of the gravel that is already on their it naturally is contiguous to that parking and staging area and for those who walk, I was impressed, it was 5:30 on a Wednesday afternoon, the roads were busy with people going hither and gone but there were a lot of people out there walking, with strollers, with children, just up and down those sidewalks, this is a really nice place to be, it would be a beautiful spot for a picnic bench. A lot of towns have put up chess boards, and people sit down and play chess, it is just a good spot for that.

Here, I would like to show is Hanover Township has been very thoughtful about their Open Space Program. Not every community is like that, a lot of communities are very reactive, that something happens and all of a sudden they want to acquire a piece of property then it is expensive and then you are in kind of a panic and you don't have the planning in place and the acquisition funding, not Hanover Township, you did your original Open Space Plan in 2001 and you updated it in 2011 and when you updated it you really took a very thoughtful approach about how you were going to look at and acquire land, and I have to say done, The Land Conservancy has done 115 Open Space and Recreation Plans, Farm Land Plans and Trail Plans and I've been involved in each one, I've been there a long time, Hanover Township is the only Municipality I've worked in where you really looked at what your central recreation areas are, and spread out from there, in a very thoughtful process, and if you look at this map what you wanted to do in 2011 was you identified where your resources where, both in terms in economic development and recreation and natural resource base, this particular property is identified in your Open Space Plan as being one of a natural resource value specifically because of the forest canopy on the site.

This is your public lands and preserved lands map in the municipality, so again on this map you can see that Bee Meadow Park is really a central recreation area and this represents a beautiful addition to that particular park. So I think this concludes the presentation, I have I think one more slide, so again the Municipality is applying to Morris County for County Trust Fund Dollars to purchase the property, the application is due next Friday, June 19, 2015 the Municipality has gone through this process before, the County will receive the applications in September probably you will have the site visit October will be the formal presentation to the County Open Space Committee and they issue the decisions typically right after the election in November and you will have two years in which to purchase and close out on this project. So the grant agreement is

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for two years. I'm happy to answer questions on your application and then I'm happy to testify on behalf of the application.

Mayor: I think Barbara this is a very good presentation by the way, and thank you and I think it is going to parallel the one given to the County, and I'm personally very pleased and I know the rest of the Committee is with this attempted acquisition on this property, because it falls in place very nicely Michalski property as you probably know that the Township although was not able to acquire it immediately, does have a letter for first right or refusal so that would put this whole package together at the beginning of Pond Road going in etc., it worked very very well, thank you for all the work on this thing.

Mr. Ferramosca: It was an excellent presentation and we thank you and in addition I don't know if you are aware of it but we are working on overall master plan for connectivity throughout Hanover Township. Something that we can unite all the parts of Hanover Township, we are looking at it in terms of initial phase connecting of what we know as the Bayer property all the way to the Arboretum, so there is a plan building on one of one of the exhibits that you showed to facility connectivity throughout Hanover Township in addition to open space allowing people to be active, and the open space in Hanover was one of the big influencers that brought this issue to the County and successfully was able to get the voters to support it in a referendum that would support the use of open space funds for connectivity trails.

Mayor: We are in the process too as you might know of waiting for the State to give us a idea of a cost factor of the Route 24 right away, it's been decommissioned at the State level so the Township has the right to purchase it, we just have to get the numbers together from the State, so we are waiting on them, DOT has been in touch, the Governor's Office been in touch with us, that will be another major piece of open space land and part of connectivity that we have, so thank you for all you do.

Ms. Davis: I got excited to do the presentation and I forgot to tell you some really good news, so forgive me, but I told Joe just prior to the meeting the New Jersey Green Acres the Garden State Preservation Trust finally had their meeting yesterday and Hanover Township received it's full funding request from the State of New Jersey, you received \$300,000.00 from the State which is really accommodation of your open space program, very competitive this year, I would say very very competitive, there were organizations that did not receive funding many municipalities that didn't receive their full funding request, when you requested your funding from the State you requested a reasonable amount and you were able to justify why you wanted to acquire that funding and the State recognized that and funded the Municipality. So Congratulations on your State Award.

APPLAUSE.

Mr. Giorgio: Barbara thank you for your presentation, we greatly appreciate it.

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Mr. Brueno: Come to our meetings more often with gifts like this!

Ms. Davis: It's okay for the purpose of the minutes, I'd like to speak on behalf of the Land Conservancy in support of the application.

"I'm Barbara Heskins-Davis from the Land Conservancy of New Jersey. The Land Conservancy of New Jersey has worked with the municipality since 2001 on it's Open Space Program, the Land Conservancy supports the preservation of the Wolfe Property also known as Bee Meadow Greenway Phase III because it expands an existing municipal recreation facility, it is the third step in expanding Bee Meadow Park. Bee Meadow Park is your premiere recreational facility in Hanover Township and the site is both underdeveloped and underutilized. This is a flat forested property that is adjacent to the former Sammarco property that was preserved in 2008 with County and State funding and it adjoins Bee Meadow Park. The Township's intent is to master their trust fund and the request from Morris County with funds through your State Green Acre's program which you just heard received additional funding. Bee Meadow Park, Reynolds Avenue Park and Bee Meadow Park I, II and III, would total 126 acres in the Municipality which for an eastern Morris County Municipality is a really incredible achievement. So the Land Conservancy fully endorses your application and commends the Municipality on submitting the application to Morris County.

Mr. Giorgio: Thank you Ms. Davis. Now ladies and gentleman as a formality the following is a Resolution of the Township Committee convening the Public Hearing on the submission of the one year 2015 Morris County Open Space Trust Fund Application and further authorizes it's submission to the Morris County Department of Planning and Public Works pertaining to the Township's grant application to acquire Lot 4 and Block 8401 as set forth on the Tax Map of the Township of Hanover for active recreation use as part of the Bee Meadow Greenway Phase III Project.

Motion made for approval by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

So Approved.

PUBLIC HEARING AND ADOPTION OF ORDINANCES

ORDINANCE NO. 15-15

**SUPPLEMENTING PART II OF THE GENERAL LEGISLATION OF THE CODE OF
THE TOWNSHIP WITH THE INCLUSION OF A NEW CHAPTER 194 ENTITLED
"REGULATIONS GOVERNING UNATTENDED CHILDREN AND ANIMALS IN
MOTOR VEHICLES**

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 15-15 appeared in full in the June 4th, 2015 issue of the Daily Record in accordance with the law.

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Motion to convene a public hearing made by Member Brueno and seconded by Member Gallagher and unanimously passed.

Motion to close a public hearing made by Member Ferramosca and seconded by Member Brueno and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER SUPPLEMENTING PART II THE GENERAL LEGISLATION OF THE CODE OF THE TOWNSHIP OF HANOVER WITH THE INCLUSION OF A NEW CHAPTER 194 ENTITLED REGULATIONS GOVERNING UNATTENDED CHILDREN AND ANIMALS IN MOTOR VEHICLES**," be passed on final reading and that a Notice of the final passage of the Ordinance be published in the July 18th, 2015 issue of the Daily Record.

Motion on Adoption made by Member Brueno and seconded by Member Francioli and unanimously passed.

So Adopted.

ORDINANCE NO. 16-15

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE RESURFACING OF A PORTION OF EDEN LANE FROM BOULEVARD ROAD TO A POINT 625' EAST OF SOUTH JEFFERSON ROAD IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND APPROPRIATING THE SUM OF \$625,000.00 FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S 2014 MUNICIPAL AID PROGRAM AND THE TOWNSHIP'S 2015 CURRENT FUND BUDGET

Proof of Publication that the Ordinance and the Notice of Introduction for Ordinance 16-15 appeared in full in the June 1th, 2015 issue of the Daily Record in accordance with the law.

Motion to convene a public hearing made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

Anyone present wishing to be heard concerning Ordinance No. 16-15?

Motion to close a public hearing made by Member Brueno and seconded by Member Coppola and unanimously passed.

Now on Adoption, Be it resolved, that an Ordinance entitled "**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE RESURFACING OF A PORTION OF EDEN LANE FROM BOULEVARD ROAD TO A POINT 625' EAST OF SOUTH JEFFERSON ROAD IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND APPROPRIATING THE**

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SUM OF \$625,000.00 FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S 2014 MUNICIPAL AID PROGRAM AND THE TOWNSHIP'S 2015 CURRENT FUND BUDGET," be passed on final reading and that a Notice of the final passage of the Ordinance be published in the June 18th, 2015 issue of the Daily Record.

Motion on Adoption made by Member Gallagher and seconded by Member Brueno and unanimously passed.

So Adopted.

INTRODUCTION OF ORDINANCE

ORDINANCES FOR INTRODUCTION:

ORDINANCE NO. 17-2015

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY AMENDING THE PERMITTED USES IN THE OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R AND PU ZONE DISTRICTS TO INCLUDE NONRESIDENTIAL SOCIAL ASSISTANCE ESTABLISHMENTS

WHEREAS, the Township of Hanover is divided into various residential and nonresidential zone districts, among which are included the OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R and PU zone districts,

WHEREAS, the OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R and PU zone districts permit a variety of office, research laboratory, industrial, warehouse, public, institutional and other uses; and

WHEREAS, the Township Committee considers it in the public interest to permit various nonresidential social assistance establishments in the OB-RL, OB-DS, OB-RL3, I, I-2, I-4, I-5, I-P, I-P2, I-R and PU zone districts due to their benefits to the general public and, in particular, to disadvantaged populations within society, and due to their similarity to certain other permitted uses in these districts.

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

Section 1. Subsection A. in Section 166-4., *Definitions and word usage*, in Article II, *Definitions*, is hereby amended and supplemented to add and insert a new definition of "nonresidential social assistance establishment," to read as follows:

NONRESIDENTIAL SOCIAL ASSISTANCE ESTABLISHMENT – An establishment that provides social assistance services directly to their clients,

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including child and youth services, services for the elderly and persons with disabilities, other individual and family services, community food services, emergency and other relief services and vocational rehabilitation services, but excluding any establishment that provides housing or shelter, either permanent or temporary, on the subject property. The uses included within this definition are the same as the uses included in Industry Subsector 624, Social Assistance, in the North American Industrial Classification System, 2012 Edition, except that those industries in N.A.I.C.S. code 6242, Community Food and Housing, and Emergency and Other Relief Services, are not included in this definition.

Section 2. Subsection F. in Section 166-115., *Multiple principal buildings on the same lot; multiple principal uses within the same building*, in Article XIX, *General Provisions*, is hereby amended and supplemented to read as follows:

- F. Restrictions on certain combinations of uses. Within any building or property, there shall be prohibited a mixture or combination of any of the uses in Column A below with any of the uses in Column B below, except when such uses are accessory to the principal use, or unless the applicant demonstrates to the satisfaction of the Planning Board as part of a site plan application that such uses can reasonably function together within the same building and on the same site without undue interference with each other or without undue impairment of the health, safety and general welfare of site users:

A	B
Industrial and manufacturing uses, manufacturing uses, wholesale trade uses, construction uses and building trade contractors, construction equipment leasing or storage, truck depots, distribution facilities or truck storage, warehousing, repair and/or other services to motor vehicles, public utility stations or yards, and uses similar in character to the foregoing	Amusement and recreation services, including but not limited to dance studios, martial arts studios, tennis clubs, physical fitness centers, and other indoor physical fitness facilities; health services, including but not limited to medical offices; educational services and social services, including but not limited to schools, child-care centers, counseling services and unemployment services; membership organizations, including but not limited to nonprofit organizations and houses of worship; and other services and uses similar to the above, either in operational characteristics or function

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Section 3. The title, opening paragraph and Subsection A. of Section 166-138.4., *Municipal uses and institutional uses*, in Article XIX, *General Provisions*, is hereby amended and supplemented to read as follows:

§ 166-138.4 Municipal uses, institutional uses and nonresidential social assistance establishments.

Notwithstanding any other provisions of this chapter, municipal buildings used for public purposes are permitted principal uses in any of the zone districts, except as may be otherwise prohibited by the Air Safety and Hazardous Zoning Act, Chapter 260 of the Laws of 1983. The Planning Board review of municipal buildings shall be guided, on an informal basis, by the standards in the PU Zone District for such uses and by the provisions for review of capital projects in N.J.S.A. 40:55D-26a.

Institutional uses and nonresidential social assistance establishments, as defined in §166-4A., are permitted in the zone districts indicated below and shall be subject to the following regulations, in addition to all other applicable regulations of this chapter; in the case of conflict between the following regulations and other regulations of this chapter, the following shall supersede such other regulations:

A. Where permitted.

- (1) Houses of worship, libraries and schools shall be permitted in the R-40, R-25, R-15, R-10 Zone Districts, in all RM Zone Districts and in the PU Zone District.
- (2) State-licensed hospitals and nonresidential social assistance establishments shall be permitted in the OB-RL, OB-DS, OB-RL3 Zone Districts, the I, I-2, I-4, I-5, I-P, I-P2, I-R zone districts and in the PU Zone District.

Section 4. Subsection E. of Section 166-138.4., *Municipal uses and institutional uses*, in Article XIX, *General Provisions*, is hereby amended and supplemented to read as follows:

E. Development standards in nonresidential zones. Where permitted in the nonresidential zones except the PU Zone, institutional uses and nonresidential social assistance establishments shall comply with the development standards of the zone within which they are located. Where permitted in the PU Zone, institutional uses and nonresidential social assistance establishments shall comply with the standards for such uses in the PU Zone.

Section 5. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so

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declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 6. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 7. This ordinance shall take effect in accordance with the law.

The Ordinance will be further considered for Public Hearing and Final Passage at the July 9th, 2015 meeting of the governing body and at time any person wishing to be heard will be given the opportunity to speak. The Ordinance and the Notice of Introduction will be published in full in the June 18th, 2015 issue of the Daily Record.

Motion on introduction made by Member Ferramosca and seconded by Member Brueno and unanimously passed.

So Introduced.

ORDINANCE NO. 18-2015

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION, BY AMENDING THE DEFINITION OF "FRONT YARD," THE GENERAL YARD REGULATIONS AND BY ESTABLISHING PERMITTED ENCROACHMENTS FOR FRONT, SIDE AND REAR YARDS

WHEREAS, Chapter 166 establishes various yard requirements in the various zone districts; and

WHEREAS, the Township Committee has determined that it is in the public interest to clarify and limit the permitted encroachments into such yards.

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

Section 1. The definition of "front yard," within the definition of "yards" in Subsection A. of Section 166-4., *Definitions and word usage*, in Article II, *Definitions*, is hereby amended and supplemented to read as follows:

YARDS

(1) **FRONT YARD** — An open unoccupied space, unless occupied by a use or structure specifically permitted by this chapter, extending across the full width of the lot and lying between the street right-of-way and the nearest building on such lot. On corner lots, any yards facing any abutting streets shall be deemed to be front yards for the purposes of this chapter. Notwithstanding the foregoing, the space lying between

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the principal building and the right-of-way line of Interstate Route 24, Route 178 and Route 287 shall not be considered a front yard unless such right-of-way is permitted to be used for access to the property by motor vehicles.

Section 2. Section 166-113., *Yards*, in Article XIX, *General Provisions*, is hereby amended to read as follows:

§ 166-113. Yards.

- A. General. Every lot shall contain front, rear and side yards as required by this chapter. In addition, the following provisions shall apply:
- (1) All required yard depths shall be measured perpendicular to the lot line and shall be measured between the lot line and the nearest portion of the building, excluding any encroachments permitted by this chapter.
 - (2) On streets less in width than proposed or required by applicable County, State or Borough plans or regulations, the minimum required front yard shall be measured from the proposed right-of-way line or road widening easement, whichever is more restrictive.
 - (3) Yards shall be open and unoccupied by buildings or other structures, except as permitted otherwise by this chapter.
 - (4) No yard or other open space shall be so reduced in area or dimension as to make it less than the minimum depth required under this article.
- B. Permitted yard encroachments. Except as hereinafter specified, or as may be specified otherwise by this ordinance, yards and courts shall be entirely free of buildings, structures, or parts thereof. The foregoing shall not be construed to permit any portions of a building or other structure, to encroach into any street or other right-of-way or onto adjacent property or into any easement where such buildings or structures are prohibited.
- (1) Yard encroachments permitted by other provisions of this chapter, expressly or implied, shall be as set forth in the sections regulating such uses and structures.
 - (2) Uncovered porches, steps and ramps attached to the principal building may encroach into required yards as set forth below:
 - (a) Encroachments into the minimum required rear yard shall be governed by the regulations for patios and decks in §166-136.
 - (b) Any encroachment into the minimum required front and side yards shall only be permitted for such structures that provide direct access to only the ground floor and/or basement, but not to the upper floors.

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- (c) Encroachments into the minimum required front yard(s) shall be permitted if such structures do not project more than 4 feet from the front wall of the principal building,
 - (d) Encroachments into the minimum required side yard(s) shall be permitted if such structures do not project more than 5 feet from the side wall of the principal building, are located at least 5 feet from any side lot line, and the cumulative area of all such structures in any required side yard does not exceed 50 square feet.
- (3) Fire escapes may encroach up to 4 feet into any required side or rear yard.
 - (4) Awnings and canopies over doors and windows may encroach up to 4 feet into any required yard.
 - (5) Cornices and eaves may encroach up to 3 feet into any required yard.
 - (6) Sills, leaders, belt courses and similar ornamental structural features may encroach up to 6 inches into any required yard.
 - (7) Heating, ventilating and air conditioning equipment, pool pumps and filters, basement window wells, "Bilco" -style basement doors, and similar equipment and structures may encroach into any required side or rear yard, provided that the same shall be required to be located at least 5 feet from side lot lines and 10 feet from rear lot lines.

Section 3. Section 166-136., *Patios and decks*, in Article XIX, *General Provisions*, is hereby amended and supplemented to read as follows:

§ 166-136 Patios and decks.

Notwithstanding any other provisions of this chapter, a patio or deck is permitted to encroach into the required front and rear yard setback in any residential zone, provided that each of the following requirements is complied with for said patio or deck:

- A. It must abut the principal dwelling structure.
- B. It shall not have a roof.
- C. It shall not be closer to the side property line than the distance required for the side yard setback of the principal dwelling structure.
- D. If located in the minimum required front yard, it shall not be closer to the street right-of-way than the principal building to which it is attached. If located in the rear yard, it shall not be closer to the rear property line than 25 feet.
- E. Any vertical wall around the perimeter of said patio or deck shall not be more than 10% solid.

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F. The floor of the deck shall not be higher than the highest floor elevation level of the principal dwelling structure.

Section 4. Paragraphs B(1)(a)[1]. and B(1)(a)[2]. in Section 166-138.2., *Fences and walls*, in Article XIX, *General Provisions*, is hereby amended and supplemented to read as follows:

[1] The height of fences and freestanding walls accessory to single-family detached dwellings, two-family dwellings, community shelters and residences shall not exceed 3.5 feet (42 inches) when located in the front yard. Any fence or freestanding wall so located shall be designed to provide openings in at least 50% of the fence or wall.

[2] The height of fences and freestanding walls accessory to single-family attached dwellings, multifamily dwellings and nonresidential uses shall not exceed 6 feet when located in the front yard. Any fence or freestanding wall so located shall be designed to provide openings in at least 80% of the fence or wall.

Section 5. Paragraph D(3) in 166-138.2., *Fences and walls*, in Article XIX, *General Provisions*, is hereby amended to read as follows:

(3) Such enclosures shall be prohibited in the front yard.

Section 6. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 7. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 8. This ordinance shall take effect in accordance with the law.

The Ordinance will be further considered for Public Hearing and Final Passage at the July 9th, 2015 meeting of the governing body and at time any person wishing to be heard will be given the opportunity to speak. The Ordinance and the Notice of Introduction will be published in full in the June 18th, 2015 issue of the Daily Record.

Motion on introduction made by Member Ferramosca and seconded by Member Gallagher and unanimously passed.

So Introduced.

RESOLUTIONS AS A CONSENT AGENDA

RESOLUTION NO. 96-2015

June 11, 2015

A RESOLUTION APPROVING THE APPOINTMENT OF BRADLEY HERTZIG TO SERVE AS A FULL-TIME, TEMPORARY, SEASONAL INTERN ASSIGNED TO THE ENGINEERING DEPARTMENT AND ESTABLISHING HIS COMPENSATION AT \$14.00 PER HOUR AS SET FORTH UNDER SCHEDULE "B" AND SALARY RANGE GUIDE "C" OF SALARY ORDINANCE NO. 10-15

WHEREAS, the Engineering Department, seeks to provide a college student with the opportunity to gain hands on experience and an understanding of the functions and responsibilities of the Department and the various duties and assignments performed by the Township Engineer and Assistant Township Engineer; and

WHEREAS, it is the recommendation of the Township Engineer that **Bradley Hertzig** be hired for the period commencing June 15, 2015 and ending on August 28, 2015.

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

1. That **Bradley Hertzig** residing at 319 Church Street in Boonton, New Jersey 07005 is hereby appointed to serve as a full-time, temporary, seasonal intern assigned to the Engineering Department commencing June 15, 2015 and ending August 28, 2015.

2. **Mr. Hertzig** shall be compensated at the rate of \$14.00 per hour as set forth under Job Group I as listed under Schedule "B" and Salary Range Guide "C" of Salary Ordinance No. 10-15.

3. Irrespective of the Engineering Department assignment, the Business Administrator/Township Clerk reserves the right to assign **Mr. Hertzig** to any other Department based on the work load needs of other departments.

4. Except for disciplinary removal, all appointment as a seasonal employee shall terminate on or before August 28, 2015.

5. That a certified copy of this resolution be transmitted to the Township Engineer and the Township's Chief Municipal Finance Officer for reference and information purposes.

RESOLUTION NO. 97-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-004-003 FOR BILLY'S RED ROOM, INC. T/A BILLY'S AND MADELINE'S RED ROOM TAVERN FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

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WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license; and

WHEREAS, it is the intention of the Township Committee to impose a special condition on the license set forth below pursuant to N.J.A.C. 13:2-26.6.

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

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-33-004-003 held by **Billy's Red Room, Inc., t/a as Billy's and Madeline's Red Room Tavern** located at 60 Parsippany Road, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. In accordance with N.J.A.C. 13:2-26.6, a special condition is imposed on the license by the governing body as the issuing authority:

“Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type but movies or other audio or video material and printed matter depicting it.”
3. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 98-2015

June 11, 2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-001-002 FOR THE
BIRCHWOOD MANOR, INC. T/A THE BIRCHWOOD MANOR AND ANN FARRELL
CABARET AND THE ORLEANS CLUB FOR THE LICENSE TERM COMMENCING
JULY 1, 2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license; and

WHEREAS, it is the intention of the Township Committee to impose a special condition on the license set forth below pursuant to N.J.A.C. 13:2-26.6.

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

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-33-001-002 held by **The Birchwood Manor, Inc. t/a as The Birchwood Manor, Ann Farrell's Cabaret and The Orleans Club** located at 111 North Jefferson Road, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.

2. In accordance with N.J.A.C. 13:2-26.6, a special condition is imposed on the license by the governing body as the issuing authority:

"Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type but movies or other audio or video material and printed matter depicting it."

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3. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 99-2015

**A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF
PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-36-033-002 FOR ISBI
HANOVER HOTEL, LLC, D/B/A MARRIOTT HANOVER (ISSUED AS A
HOTEL/MOTEL EXCEPTION) FOR THE LICENSE TERM COMMENCING JULY 1,
2015 THROUGH JUNE 30, 2016**

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license; and

WHEREAS, it is the intention of the Township Committee to impose a special condition on the license set forth below pursuant to N.J.A.C. 13:2-26.6.

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

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-36-033-002 (issued as a Hotel/Motel Exception) and held by **ISBI Hanover Hotel, d/b/a Marriott Hanover** located at 1401 Route 10 East, Whippany, New Jersey 07981 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. In accordance with N.J.A.C. 13:2-26.6, a special condition is imposed on the license by the governing body as the issuing authority:

"Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons

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or female breasts. This includes not only live entertainment of this type but movies or other audio or video material and printed matter depicting it.”

3. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 100-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1412-33-025-008 AS AN INACTIVE POCKET LICENSE FOR 170EHLL, LLC FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016 ALL IN ACCORDANCE WITH A SPECIAL RULING TO PERMIT THE RENEWAL OF AN INACTIVE LICENSE PURSUANT TO N.J.S.A. 33:1-12.39

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township’s renewal process, no municipal department or agency has filed an objection concerning the renewal of the license; and

WHEREAS, by letter dated March 16, 2015, **170EHLL, INC.** received a Special Ruling, in accordance with N.J.S.A. 33:1-12.39 permitting the Township, as the issuing authority, to grant the renewal application for the 2015-2016 license term; and

WHEREAS, the Township Committee desires to approve the renewal application as an Inactive Pocket License during the 2015-2016 license term; and

WHEREAS, it is the intention of the Township Committee to also impose a special condition on the license set forth below pursuant to N.J.A.C. 13:2-26.6.

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

June 11, 2015

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-33-025-008 as an Inactive Pocket License held by **170EHLL, LLC** (whose managing member is William I. Blanchard) located at 199 Mountain Avenue, Springfield, New Jersey 07081 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$2,058.00 license renewal fee for the 2015-2016 license term.
2. In accordance with N.J.A.C. 13:2-26.6, a special condition is imposed on the license by the governing body as the issuing authority:

“Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type but movies or other audio or video material and printed matter depicting it.”
3. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 101-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE APPROVING THE RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE NO. 1412-44-027-005 FOR SASWAT, INC., T/A SUPER-WINES & SPIRITS FOR THE LICENSE TERM COMMENCING JULY 1, 2015 THROUGH JUNE 30, 2016

WHEREAS, the New Jersey Division of Alcoholic Beverage Control has implemented a new paperless electronic liquor license renewal system known as POSSE ABC beginning with the 2015-2016 license term; and

WHEREAS, pursuant to the new guidelines established by the Division of Alcoholic Beverage Control, the following named licensee has submitted its renewal application through POSSE and paid the applicable fees to the Division of Alcoholic Beverage Control and the Township of Hanover; and

WHEREAS, the Tax Clearance Certificate for renewal purposes has been received from the New Jersey Division of Taxation for the licensee referenced below and is on file in the office of the Business Administrator/Township Clerk; and

WHEREAS, in accordance with the Township's renewal process, no municipal department or agency has filed an objection concerning the renewal of the license; and

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WHEREAS, it is the intention of the Township Committee to impose a special condition on the license set forth below pursuant to N.J.A.C. 13:2-26.6.

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

1. The governing body hereby approves the renewal of Plenary Retail Consumption License No. 1412-44-027-005 held by **SASWAT, INC. t/a as Super-Wines & Spirits** located at 99 Ridgedale Avenue, Cedar Knolls, New Jersey 07927 for the 2015-2016 license term beginning July 1, 2015 through June 30, 2016. The licensee has paid the Township's \$1,385.00 license renewal fee for the 2015-2016 license term.
2. In accordance with N.J.A.C. 13:2-26.6, a special condition is imposed on the license by the governing body as the issuing authority:

"Nothing is permitted on the licensed premises which, in any way, depicts sexual activity or shows the genitals, private parts of persons or female breasts. This includes not only live entertainment of this type but movies or other audio or video material and printed matter depicting it."

3. That certified copies of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 102-2015

A RESOLUTION APPROVING A PLACE-TO-PLACE EXTENSION OF PREMISES TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NUMBER 1412-33-020-007 HELD BY CASA BLANCA, INC., T/A MONTECRISTO LOUNGE LOCATED AT THE JR TOBACCO OUTLET, INC. AT 301 ROUTE 10 EAST IN THE WHIPPANY SECTION OF HANOVER TOWNSHIP

WHEREAS, Casa Blanca, Inc., t/a Montecristo Lounge, at the JR Tobacco Outlet, Inc., located at 301 Route 10 East in the Whippany Section of the Township, has applied to the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, for a Place-to-Place transfer (expansion of premises) of Plenary Retail Consumption License No. 1412-33-020-007 for the purpose of expanding the premises under the license to permit the sale and service of alcoholic beverages in two (2) new lounge areas with a proposed seating capacity of fifty (50) seats; and

WHEREAS, the applicant, Casa Blanca, Inc., has deposited along with the application, a Place-to-Place transfer fee of \$205.50 payable to the Township of

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Hanover and a check in the amount of \$200.00 made payable to the New Jersey Division of Alcohol Beverage Control to cover the ABC transfer fee; and

WHEREAS, in accordance with N.J.A.C. 13:2-2.5, **Casa Blanca, Inc.** submitted an Affidavit of Publication stating that the notice of the Place-to-Place Transfer application appeared in full in the May 14, 2015 and May 21, 2015 issues of the Daily Record; and

WHEREAS, no objections have been filed with the Township Clerk concerning the application of **Casa Blanca, Inc.**; and

WHEREAS, N.J.A.C. 13:2-7.7 states in pertinent part that if no written objection is received by the Township, the governing body is not required to hold a public hearing concerning the Place-to-Place Transfer application however, it does not relieve the issuing authority from the responsibility of making a thorough investigation of the application on its own initiative; and

WHEREAS, the application and all supporting documentation submitted by **Casa Blanca, Inc.** has been reviewed and deemed complete by the Business Administrator/Township Clerk and has recommended to the Township Committee that the application of **Casa Blanca, Inc., t/a Montecristo Lounge** for a Place-to-Place Transfer extension of premises of Plenary Retail Consumption No. 1412-33-020-007 be approved upon the passage of this resolution; and

WHEREAS, the governing body has deemed the application of **Casa Blanca, Inc.** to be in order and complete.

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

1. The application of **Casa Blanca, Inc., t/a Montecristo Lounge**, at the JR Tobacco Outlet, Inc. for a Place-to-Place transfer extension of premises of Plenary Retail Consumption License Number 1412-33-020-007 located at 301 Route 10 East in the Whippany Section of the Township to place under license the area delineated in the application and the sketch of the licensed premises which is attached hereto. The Place-to-Place Transfer extension of premises set forth herein is approved effective immediately upon the passage of this resolution.

2. The special condition prohibiting entertainment depicting sexual activity and nudity as imposed by the governing body on all licenses in the Township shall apply to the transfer of this license to **Casa Blanca, Inc.**

3. That a certified copy of this resolution shall be transmitted to the New Jersey Division of Alcoholic Beverage Control, **Casa Blanca, Inc.** and the Hanover Township Police Department for reference and information purposes.

RESOLUTION NO. 103-2015

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A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE CHIEF MUNICIPAL FINANCE OFFICER TO ISSUE A REFUND CHECK IN THE AMOUNT OF \$300.00 TO ANNMARIE PAGE AS A RESULT OF PAYING A "D" VARIANCE FILING FEE TO THE BOARD OF ADJUSTMENT RELATED TO CASE NO. 1766 FOR A RESIDENTIAL BUILDING ADDITION ON PROPERTY LOCATED AT 3 OAK BOULEVARD IN THE CEDAR KNOLLS SECTION OF THE TOWNSHIP AND DESIGNATED AS LOT 23 IN BLOCK 1307 AS SET FORTH ON THE TAX MAP OF THE TOWNSHIP OF HANOVER

WHEREAS, AnnMarie Page submitted an application to the Board of Adjustment seeking approval to construct an addition to an existing residential structure on property located at 3 Oak Boulevard in the Cedar Knolls Section of the Township and designated as Lot 23 in Block 1307 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, because the architectural plan for the addition exceeded 2', a "D" Variance was required; and

WHEREAS, after consideration Ms. Page and her husband decided to amend the plan and reduce the addition by 2' thus eliminating the need for a "D" Variance; and

WHEREAS, Ms. Page had already paid the application fee for the "D" Variance in the amount of \$300.00; and

WHEREAS, with the modification of the architectural plan reducing the footprint by 2', a "D" Variance is not required; and

WHEREAS, as a result of the modification, Ms. Page submitted a letter dated May 29, 2015 to the Board of Adjustment Secretary, a copy of which is attached, requesting that the \$300.00 filing fee for a "D" Variance be refunded.

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

1. The Township's Chief Municipal Finance Officer is hereby authorized and directed to issue a refund check in the amount of \$300.00 to AnnMarie Page residing at 3 Oak Boulevard in the Cedar Knolls Section of the Township and designated as Lot 23 in Block 1307 in view of the fact that a "D" Variance is not required as it relates to Board of Adjustment Case No. 1766 pertaining to an addition to a residential structure.

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2. That certified copies of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer and the Secretary to the Board of Adjustment for reference and action purposes.

RESOLUTION NO. 104-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE PLANNING BOARD TO CONDUCT A PRELIMINARY INVESTIGATION OF CERTAIN PROPERTY WITHIN THE TOWNSHIP OF HANOVER DESIGNATED AS LOTS 13 AND 14 IN BLOCK 303 TO DETERMINE POTENTIAL REDEVELOPMENT

WHEREAS, N.J.S.A. 40A:12A-6 authorizes the governing body of any municipality by resolution, to have its Planning Board conduct a preliminary investigation to determine whether an area of the municipality is a non-condemnation "area in need of redevelopment" pursuant to the criteria contained in N.J.S.A. 40A:12A-5; and

WHEREAS, the Township Committee of the Township of Hanover considers it to be in the best interest of the Township to have the Township's Planning Board conduct such an investigation of an area consisting of certain property located in the Township which property is designated as Lots 13 and 14 in Block 303 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, these lots are part of a larger tract located within the Township of Parsippany-Troy Hills which property is commonly known as 1515 Route 10 and identified on Parsippany's Tax Map as Lot 1.02 in Block 200; and

WHEREAS, the Township believes that the combined property is potentially valuable for contributing to, serving and protecting the public health, safety and welfare and for the promotion of smart growth within both Townships; and

WHEREAS, the preliminary investigation will be designed to evaluate the area to determine whether designation of Lots 13 and 14 in Block 303 are "in need of redevelopment" is appropriate and in conformance with the statutory criteria contained in N.J.S.A. 40A:12A-5; and

WHEREAS, subject to the results of the preliminary investigation, the redevelopment area determination shall authorize the Township of Hanover to use all those powers under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., other than the use of eminent domain.

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

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1. The Hanover Township Planning Board is hereby directed to conduct a preliminary investigation to determine whether property identified as Lots 13 and 14 in Block 303 as set forth on the Tax Map of the Township of Hanover, a copy of which is attached hereto and made a part of this resolution, constitute a non-condemnation "area in need of redevelopment" according to the criteria set forth in N.J.S.A. 40A:12A-5.
2. The Planning Board is further directed to study the area identified as Lots 13 and 14 in Block 303 as shown on the Tax Map of the Township; to develop a map reflecting the boundaries of the proposed redevelopment area; to provide public notice and conduct public hearings pursuant to N.J.S.A. 40A:6 and to draft a report with a resolution to the Township Committee containing its findings and determinations.
3. The results of such preliminary investigation shall be submitted to the Township Committee for review and approval in accordance with provisions of N.J.S.A. 40A:12A-1 et seq.
4. That certified copies of this resolution shall be transmitted to the Planning Board Secretary, the Township Attorney, the Township's Professional Planner and Township Engineer for reference and information purposes.

RESOLUTION NO. 105-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER CONSENTING TO AN AMENDED AGREEMENT FOR THE SALE OF WATER BY THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY TO THE BOROUGH OF WHARTON, ALL IN ACCORDANCE WITH THE SERVICE CONTRACT BY AND BETWEEN THE CREATING MUNICIPALITIES AND THE SMCMUA

WHEREAS, the Township of Hanover is one of the Creating Municipalities of The Southeast Morris County Municipal Utilities Authority ("SMCMUA"); and

WHEREAS, the Service Contract between SMCMUA and its Creating Municipalities dated January 20, 1977 as amended by an Amendatory Agreement dated December 28, 1977 (the "Service Contract") provides that SMCMUA shall not supply or distribute water directly or indirectly to any parcel of real property outside the District of the SMCMUA without the written consent of its Creating Municipalities; and

WHEREAS, the Township of Hanover, by resolution adopted on August 11, 2011 approved a Water Supply Agreement between the Authority and the Borough of Wharton for the sale of up to 350 mgd of water for use outside the District as more

June 11, 2015

particularly set forth in an Agreement between the SMCMUA and Wharton dated July 21, 2011 (the "Wharton Agreement"); and

WHEREAS, the Township of Hanover has received a request from the SMCMUA for consent to amend the Wharton Agreement to increase the maximum amount of water to be sold by 150 mgd from a maximum of 350 mgd to a maximum of 0.500 mgd of water as more particularly set forth in a proposed Amended Water Supply Agreement between the SMCMUA and Wharton, a copy of which is attached hereto as Exhibit "A" (the "Amended Wharton Agreement"); and a letter from Laura Cummings, Executive Director/Chief Engineer of the SMCMUA, dated May 2, 2015, a copy of which is annexed hereto as Exhibit "B"; and

WHEREAS, the Wharton Agreement is contingent upon obtaining the consents of SMCMUA's Creating Municipalities, the Morris County Municipal Utilities Authority ("MCMUA") and the New Jersey Department of Environmental Protection ("NJDEP"); and

WHEREAS, the SMCMUA has advised the Township that the MCMUA conditionally approved the Amended Wharton Agreement by resolution adopted on May 5, 2015; and

WHEREAS, SMCMUA has applied or will apply for the consent of the NJDEP which is expected to approve the Amended Wharton Agreement according to the SMCMUA; and

WHEREAS, it appears that the proposed Amended Agreement for the sale of additional water from the SMCMUA to Wharton is in the best interest of SMCMUA's Water System and will serve to promote the public good without adverse impact on customers within the SMCMUA's District.

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

1. That consent be and is hereby given to The Southeast Morris County Municipal Utilities Authority, pursuant to Section 204B of the Service Contract, for the sale of additional water to the Borough of Wharton for use outside the District as set forth in the proposed Amended Wharton Agreement attached hereto as Exhibit "A".
2. That a certified copy of this resolution shall be transmitted to the Executive Director/Chief Engineer of the Southeast Morris County Municipal Utilities Authority for reference and information purposes.

RESOLUTION NO. 106-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE AUTHORIZING THE AWARD OF

June 11, 2015

A CONTRACT TO S. ROTONDI & SONS, INC., THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER, IN AN AMOUNT NOT TO EXCEED \$100,100.00 BASED ON ITS COMPETITIVE BID OF \$7.15 PER CUBIC YARD FOR THE LOADING, REMOVAL AND RECYCLING OF THE TOWNSHIP'S UN-COMPOSTED LEAVES DURING THE 2015 LEAF COLLECTION SEASON BEGINNING OCTOBER 5, 2015 AND ENDING JANUARY 1, 2016, AND FURTHER AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A CONTRACT WITH THE COMPANY

WHEREAS, a need exists to retain the services of a contractor for the removal of approximately 14,000 cubic yards of fresh, un-composted leaves for delivery to an approved mulching/compost facility during the contract period beginning October 5, 2015 and ending January 1, 2016 or until all the leaves collected and temporarily stored at the Township's Recycling Center have been removed and recycled by the successful contractor/vendor; and

WHEREAS, the Township of Hanover, acting in conformity with N.J.S.A. 40A:11-1 et seq., publicly advertised for the receipt of competitive bids on May 6, 2015 for the above referenced leaf collection project; and

WHEREAS, on June 2, 2015, pursuant to public advertising, the Township's Bid Reception Committee received and opened a total of three (3) sealed competitive bids out of five (5) prospective bidders for the loading, removal and recycling of the Township's un-composted leaves (hereinafter referred to as the "leaf collection project"); and

WHEREAS, the Township Engineer, acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has carefully examined all the bid documents for this leaf collection project and has determined that the lowest competitive bid submitted by **S. Rotondi & Sons, Inc.** for the loading, removal and recycling of the Township's approximately 14,000 cubic yards of un-composted leaves during the 2015 leaf collection season beginning on October 5, 2015 and ending on January 1, 2016, or until all the leaves collected and temporarily stored at the Township's Recycling Center have been removed and recycled by the contractor/vendor, is in total conformance with the Township's Specification and Supplementary Specification and does not include any exceptions, deviations or deficiencies, and is therefore deemed the lowest responsible and responsive bidder; and

WHEREAS, in a letter dated June 10, 2015 to the Township Committee, the Township Engineer recommended that the governing body award a contract for the leaf collection project described herein to **S. Rotondi & Sons, Inc.** which bidder submitted the lowest competitive bid as follows:

- A. \$7.15 per cubic yard for the loading, transporting and recycling of approximately 14,000 cubic yards of the Township's un-composted leaves.

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- B. In addition, if requested by the Township's Department of Public Works, **S. Rotondi & Sons, Inc.** will provide 30 cubic yard containers for the temporary storage of leaves at a cost of \$200.00 per container; and

WHEREAS, based on the cubic yard rate of \$7.15, the total contract amount for the recycling of the Township's un-composted leaves shall not exceed \$100,100.00; and

WHEREAS, sufficient funds are available for the leaf collection project in the Township's Tree Fund Account, Line Item No. 254-3508-499, all in accordance with requirements of the Local Budget Law, N.J.S.A. 40A:4-1 et seq.

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

1. A contract is hereby awarded to:

S. Rotondi & Sons, Inc.
P.O. Box 1407
Summit, New Jersey 07902

for the loading, transporting and recycling of approximately 14,000 cubic yards of the Township's un-composted leaves based on its bid of \$7.15 per cubic yard. , all in accordance with the Specification and Supplementary Specification which were utilized by the Township in connection with the bidding process as set forth in the advertisement for bids. In addition, if requested by the Township's Department of Public Works, **S. Rotondi & Sons, Inc.** will provide 30 cubic yard containers for the temporary storage of leaves at a cost of \$200.00 per container; and

2. The total contract amount shall not exceed \$100,100.00 based on **Rotondi's** bid of \$7.15 per cubic yard to collect and recycle approximately 14,000 cubic yards of leaves.

3. Upon commencement of the work, **S. Rotondi & Sons, Inc.** shall be responsible in providing sufficient personnel, tools and equipment necessary for the loading, removal and recycling of the leaves and to complete the project in an expeditious fashion, all in accordance with requirements of the Township's Specification.

4. The Township's Chief Municipal Finance Officer has certified that sufficient funds are available in the Township's Tree Fund Account, Line Item No. 254-3508-499 in the amount of \$100,100.00 for the leaf collection project set forth in this resolution.

5. The Mayor and Township Clerk are hereby authorized to execute a contract on behalf of the Township of Hanover with **S. Rotondi & Sons, Inc.** in an amount not to exceed \$100,100.00.

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6. A certified copy of this resolution shall be transmitted to the Superintendent of the Public Works Department, the Chief Municipal Finance Officer and **S. Rotondi & Sons, Inc.** for their reference and information.

RESOLUTION NO. 107-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REJECTING THE COMPETITIVE BIDS OF CARGILL DEICING TECHNOLOGY, AND CHEMICAL EQUIPMENT LABS, INC. IN THAT BOTH BIDDERS WERE NON-RESPONSIVE IN SUBMITTING MANDATORY CHECKLIST DOCUMENTATION WITH THEIR BIDS AND REJECTING THE COMPETITIVE BIDS OF MORTON SALT, INC. AND OCEANPORT, LLC, IN THAT THE TWO (2) BIDS FAR EXCEEDED THE AMOUNT APPROPRIATED FOR THE PURPOSE OF PURCHASING BULK ROCK SALT TO BE DELIVERED TO THE TOWNSHIP'S PUBLIC WORKS COMPLEX

WHEREAS, in accordance with N.J.S.A. 40A:11-4 of the Local Public Contracts Law, the Township of Hanover advertised for the receipt of sealed competitive bids on April 22, 2015 for the furnishing and delivering of bulk rock salt to the Township's Public Works Complex located at 25 North Jefferson Road in the Whippany Section of the Township; and

WHEREAS, acting in conformity with N.J.S.A. 40A:11-1 et seq., the Township's Bid Reception Committee received and opened a total of four (4) sealed competitive bids on May 5, 2015 out of five (5) prospective bidders who obtained the Township's Specification as follows:

Cargill Deicing Technology, North Olmsted, Ohio.....	\$71.72/Ton
Chemical Equipment Labs, Inc., Marcus Hook, PA.....	\$72.95/Ton
Morton Salt, Inc., Chicago, IL.....	\$84.57/Ton
Oceanport, LLC, Claymont, Del.....	\$90.25/Ton

WHEREAS, in a letter dated June 5, 2015 to the Mayor and Township Committee, a copy of which is attached hereto and made a part of this resolution as if set forth in full, the Township Engineer recommended that the first two apparent low bidders be rejected for the reasons set forth below; and

WHEREAS, in addition, the Township's Business Administrator/Township Clerk in his capacity as the Township's Qualified Purchasing Agent has also recommended that the competitive bids submitted by the third and fourth vendors also be rejected on the basis that the prices per ton for the furnishing and delivery of bulk rock salt far exceeds the appropriation for this commodity as set forth in the 2015 Current Fund Budget; and

June 11, 2015

WHEREAS, based on the recommendations of the Township Engineer and Business Administrator, the governing body finds and determines that it is in the best interest of the Township to reject the four (4) competitive bids submitted for the furnishing and delivery of bulk rock salt to the Township's Public Works Complex.

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

Based on the recommendations of the Township Engineer and the Township's Business Administrator/Township Clerk, acting in his capacity as the Township's Qualified Purchasing Agent, the governing body rejects the bids of the vendors listed below for the reasons described in each paragraph.

1. Cargill Deicing Technology located at 24950 Country Club Boulevard, Suite 450 in North Olmsted, Ohio, 44070, the apparent low bidder was non-responsive because it failed to submit with its bid proposal certain mandatorily required documents at the time the competitive bid for the furnishing of bulk rock salt was received by the Township. Cargill's failure to submit these mandatory items are deemed a fatal defect that renders the bid proposal unresponsive. Therefore, Cargill's bid is rejected.
2. Chemical Equipment Labs, Inc., located in Havertown, Pennsylvania 19083, the apparent second low bidder, was non-responsive because it failed to submit and/or fully complete the required documentation in its bid proposal. Chemical Equipment's failure to submit these mandatory items are deemed a fatal defect that renders the bid proposal unresponsive. Therefore, Chemical Equipment Labs, Inc.'s bid is rejected.
3. The competitive bids of Morton Salt, Inc. located at 123 North Wacker Drive in Chicago, Illinois 60606-1743 and Oceanport, LLC located at 6200 Philadelphia Pike in Claymont, Delaware 19703 are rejected because their bid proposals far exceed the funds appropriated in the Township's 2015 Current Fund Budget to underwrite the cost associated with the furnishing and delivery of bulk rock salt.
4. The \$200.00 bank check submitted by Chemical Equipment Labs, Inc. as a Bid Bond is hereby released. The Business Administrator/Township Clerk is authorized and directed to return the \$200.00 check to Oceanport, LLC.
5. That certified copies of this resolution shall be transmitted to each of the four (4) vendors, the Township Engineer and the Superintendent of the Department of Public Works for reference and information purposes.

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RESOLUTION NO. 108-2015

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 (FINAL) TO A.J.M. CONTRACTORS, INC. CONCERNING THE RESURFACING OF THE ENTIRE LENGTHS OF NORTH POND ROAD AND FENWICK ROAD AND BY INCREASING THE TOTAL DOLLAR AMOUNT OF THE CONTRACT FROM \$201,517.00 TO \$202,760.67 OR A \$1,243.67 INCREASE WHICH REPRESENTS A 0.62% INCREASE OF THE TOTAL CONTRACT DOLLAR AMOUNT

WHEREAS, the Township of Hanover awarded a contract through the competitive bid process to **A.J.M. Contractors, Inc.**, by resolution dated August 14, 2014 for the resurfacing of the entire lengths of North Pond Road and Fenwick Road in the Whippany Section of the Township; and

WHEREAS, the amount of the competitively bid contract was \$201,517.00; and

WHEREAS, the Township Engineer has submitted Change Order No. 1 (Final) which describes the need for extra work; and

WHEREAS, Change Order No. 1 (Final) describes the extra work in the total amount of \$30,254.01 with the adjustment in quantities for extra unclassified excavation, additional hot mix asphalt 2" thick and 1 ½" clean stone thereby resulting in an increase over the original contract amount; and

WHEREAS, the Change Order also provides for a reduction of \$29,010.34 in other costs whereby the difference between the extra work and reductions only results in an increase to the total dollar amount of the contract of \$1,243.67; and

WHEREAS, Change Order No. 1 (Final) describing the extra work and reductions has been signed by the Township Engineer and Assistant Township Engineer which Change Order is attached hereto and made a part of this resolution as if set forth in full; and

WHEREAS, Change Order No. 1 (Final) represents a \$1,243.67 increase or a 0.62% increase in the total dollar amount of the contract; and

WHEREAS, the Township Engineer has now determined that the extra work and the reductions set forth in Change Order No. 1 (Final) shall increase the total contract amount from \$201,517.00 to \$202,760.67.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hanover, County of Morris and State of New Jersey as follows:

June 11, 2015

1. The governing body approves the recommendation of the Township Engineer that Change Order No. 1 (Final), in the amount of \$1,243.67 be accepted, and that the final total adjusted contract amount of the contract with **A.J.M. Contractors, Inc.** be fixed at \$202,760.67.

2. The Township Clerk is hereby authorized to execute Change Order No. 1 (Final).

3. A certified copy of this resolution shall be transmitted to the Township Engineer, the Chief Municipal Finance Officer and **A.J.M. Contractors, Inc.** for reference and information purposes.

RESOLUTION NO. 109-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER GRANTING PERMISSION TO HANOVER 3201 REALTY, LLC TO TEMPORARILY PARK A CONSTRUCTION TRAILER ON THE DEAD END RIGHT-OF-WAY PAVEMENT OF RIDGEDALE AVENUE AT SYLVAN WAY WITHIN THE MACK-CALI BUSINESS CAMPUS WHICH AUTHORIZATION TO PARK THE TRAILER SHALL EXPIRE AT 11:59 P.M. ON DECEMBER 31, 2015

WHEREAS, Hanover 3201 Realty, LLC (Mack-Cali Realty, Corp.) is the owner of property designated as Lots 1 and 2 in Block 3201 as set forth on the Tax Map of the Township of Hanover; and

WHEREAS, Hanover 3201 Realty, LLC is in the process of constructing a new Wegman's Supermarket building, storm water management facilities, parking, landscaping and all other related site improvements on the parcels described above; and

WHEREAS, with the beginning of construction, Hanover 3201 Realty, LLC has requested the permission of the Township of Hanover to locate a construction trailer on the dead end right-of-way pavement of Ridgedale Avenue which is located within the Mack-Cali Business Campus until the end of 2015; and

WHEREAS, in a letter dated June 8, 2015 to the Business Administrator/ Township Clerk, Hanover 3201 Realty, LLC has advised the Township that once site improvements have been completed on Lot 1 in Block 3201 by the end of 2015, the construction trailer will be removed from the Ridgedale Avenue dead end right-of-way pavement; and

WHEREAS, as the construction trailer will be located to the side of the dead end of Ridgedale Avenue where no through traffic exists, both the Township Engineer and Chief of Police have consented to the placement of the construction trailer on the pavement portion of the roadway; and

June 11, 2015

WHEREAS, it is the intention of the Township Committee to grant permission to Hanover 3201 Realty, LLC to locate and place its construction trailer on the right-of-way pavement at the end of Ridgedale Avenue on the Mack-Cali Business Campus which permission shall expire at 11:59 p.m. on December 31, 2015.

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

1. Permission is hereby granted to Hanover 3201 Realty, LLC to place and locate a construction trailer on the dead end right-of-way pavement of Ridgedale Avenue which dead end right-of-way is located in the Mack-Cali Business Campus.
2. Authorization to park the trailer on the dead end right-of-way pavement of Ridgedale Avenue shall expire at 11:59 p.m. on December 31, 2015. Mack-Cali shall remove the trailer on or before the deadline set forth above.
3. In the interest of public safety, Mack-Cali shall place at one (1) reflective cone on each side of the construction trailer.
4. That certified copies of this resolution shall be transmitted to Thomas Golden, the Assistant Vice President for Development at Mack-Cali, the Township Engineer and Chief of Police for reference and information purposes.

RESOLUTION NO. 110-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REQUESTING THE APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR ASSESSING SURCHARGES OR CONVENIENCE FEES

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, the Division of Local Government Services allow municipalities to receive amounts for costs incurred for surcharges or convenience fees; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of moneys by dedication by rider.

June 11, 2015

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

1. The governing body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for surcharges or convenience fees.
2. The Township Clerk of the Township of Hanover is hereby directed to forward two (2) certified copies of this resolution to the Director of the Division of Local Government Services.

RESOLUTION NO. 111-2015

A RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

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

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

Section 1.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 which item is now available as a revenue from:

State of New Jersey, Alcohol Education	
Alcohol Education - Rehabilitation and Enforcement	
Grant (P.L. 83, c. 53l)	\$2,593.06

Section 2.

BE IT FURTHER RESOLVED, that a like sum of \$2,593.06 be and the same is hereby appropriated under the caption of:

Other Operations Excluded from "CAPS":	
State and Federal Programs Offset by Revenues:	
Alcohol Education, Rehabilitation and Enforcement :OE	\$2,593.06

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BE IT FURTHER RESOLVED, that two certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

RESOLUTION NO. 112-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING THE ACCEPTANCE OF CREDIT CARD PAYMENTS FOR THE COLLECTION OF TAXES, RECREATION DEPARTMENT FEES AND SWIMMING POOL ENTERPRISE FUND (SPEF) MEMBERSHIP FEES IN ACCORDANCE WITH THE PROVISIONS OF N.J.A.C. 5:30-9.1

WHEREAS, the Department of Community Affairs, Division of Local Government Services has promulgated regulations at N.J.A.C.5:30-9.1 et seq., authorizing municipalities to accept credit card payments in accordance with provisions of the Administrative Code; and

WHEREAS, in order for a municipality to accept credit card payments, a resolution must be adopted by the governing body authorizing the same and stating the type of obligation which can be paid by electronic receipt and the type of electronic receipt that will be permitted; and

WHEREAS, it is the desire of the Township Committee to authorize the payment of municipal tax bills, Recreation Department program and activity fees, and Swimming Pool Enterprise Fund fees; and

WHEREAS, it is the intention of the Township Committee to authorize the Finance Department, Tax Collector's Office, Recreation and Park Administration Department and the Swimming Pool Enterprise Fund to accept payment by credit cards for those fees, costs or other payments associated with the departments set forth above; and

WHEREAS, the utilization of credit cards for payment of these taxes, fees or costs must be in accordance with the provisions of N.J.A.C.5:30-9.1 et seq., and

WHEREAS, the charges paid by the property owner will be subject to a convenience fee of up to 4% of each tax payment credit card transaction.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

- 1) That the Finance Department and Tax Collector's Office are hereby authorized and directed to accept credit cards for the payment of tax bills.

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- 2) That the Recreation and Park Administration Department and Swimming Pool Enterprise Fund are hereby authorized and directed to accept credit card payments for program and activity fees and swimming pool fees.
- 3) That the Finance Department and Tax Collector's Office is further authorized and directed to charge a convenience fee of up to 4% of each tax payment credit card transaction.
- 4) That the use of credit cards for payment s is subject to the provisions of N.J.A.C.5:30-9.1 et seq.
- 5) That certified copies of this resolution shall be transmitted to the Township's Chief Municipal Finance Officer and Superintendent of the Recreation and Park Administration Department for reference and action purposes.

RESOLUTION NO. 113-2015

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AUTHORIZING A REFUND OF TAXES FOR A TOTALLY DISABLED VETERAN EXEMPTION

WHEREAS, Anthony Fiorentino, who purchased his residence in Hanover Township on April 29, 1982, is the owner of property located at 15 South Beaumont Place in the Whippany Section of the Township and also designated as Lot 1 in Block 7002; and

WHEREAS, Mr. Fiorentino has applied for a Totally Disabled Veteran tax exemption and qualifies for an exemption of New Jersey property taxes; and

WHEREAS, the exemption is effective starting the date of 100% disability as designated by the United States Department of Veterans Affairs in accordance with NJSA 54:4-3.30; and

WHEREAS, the effective date is January 1, 2015; and

WHEREAS, Mr. Fiorentino is entitled to a refund of all taxes paid on the property since January 1, 2015; and

WHEREAS, the Tax Assessor has reviewed this exemption application and is of the opinion that Mr. Fiorentino qualifies for 100% tax exemption from real estate property taxes for his residence;

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

1. The governing body hereby authorizes a refund of taxes to Anthony Fiorentino in the amount of \$3,437.11 for the period beginning January 1, 2015 through August 1, 2015.
2. The Township Committee further authorizes the Township's Chief Municipal Finance Officer to refund these taxes to Anthony Fiorentino residing at 15 South Beaumont Place in Whippany and also designated as Lot 1 in Block 7002.
3. That certified copies of this resolution shall be transmitted to the Chief Municipal Finance Officer and Tax Assessor for reference and action purposes.

RESOLUTION NO. 114-2015

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2014, a lien was sold on Block 2501, Lot 2, also known as 113 Ridgedale Avenue, Cedar Knolls, New Jersey 07927, for 2013 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2014-03, was sold to US Bank Cust for BV001 Trust for an 0% redemption fee and a \$8,200.00 premium paid; and,

WHEREAS, Jun Hong Gu, owner has affected redemption of Certificate 2014-03 in the amount of \$6,381.55.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$6,381.55, payable to US Bank Cust for BV001 Trust, 50 South 16th Street, Suite 1950, Philadelphia, Pa. 19102 for the redemption of Tax Sale Certificate 2014-03.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$8,200.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 115-2015

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONEYS TO AN

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OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 2, 2013, a lien was sold on Block 1502, Lot 21, Qualifier C0017, also known as 117 Vista Drive, Cedar Knolls, New Jersey 07927, for 2012 delinquent taxes; and

WHEREAS, this lien, known as Tax Sale Certificate 2013-03, was sold to US Bank Cust for BV001 Trust for an 0% redemption fee and a \$2,300.00 premium paid; and

WHEREAS, Renee Dellisanti, owner has affected redemption of Certificate 2013-03 in the amount of \$5,978.76.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$5,978.76, payable to US Bank Cust for BV001 Trust, 50 South 16th Street, Suite 1950, Philadelphia, Pa. 19102 for the redemption of Tax Sale Certificate 2013-03.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$2,300.00 (Premium) to the aforementioned lien holder.

RESOLUTION NO. 116-2015

A RESOLUTION AUTHORIZING THE REFUND OF REDEMPTION MONE YS TO AN OUTSIDE LIENHOLDER

WHEREAS, at the Township of Hanover Municipal Tax Sale held on December 1, 2013, a lien was sold on Block 9101, Lot 1, Qualifier C0806, also known as 806 Brook Hollow Drive, Whippany, New Jersey 07981, for 2012 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate 2013-15, was sold to Daxuan Wang for an 0% redemption fee and a \$1,200.00 premium paid; and,

WHEREAS, Ichia Hwang, owner has affected redemption of Certificate 2013-15 in the amount of \$2,415.02.

NOW, THEREFORE, BE IT RESOLVED, that the Certified Municipal Finance Officer be authorized to issue a check in the amount of \$2,415.02, payable to Daxuan Wang, 11 Walnut Street, Livingston, New Jersey 07039 for the redemption of Tax Sale Certificate 2013-15.

BE IT FURTHER RESOLVED, that the Chief Municipal Finance Officer be authorized to issue a check in the amount of \$1,200.00 (Premium) to the aforementioned lien holder.

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RESOLUTION NO. 117-2015

A RESOLUTION APPROVING THE REFUND OF TAX OVERPAYMENTS

BE IT RESOLVED, by the Township Committee, of the Township of Hanover, County of Morris and State of New Jersey, that the following tax overpayments, as certified by Silvio Esposito, Collector of Taxes, be and are hereby refunded:

<u>BLOCK</u>	<u>LOT</u>	<u>QUAL. #</u>	<u>NAME</u>	<u>AMOUNT</u>
1502	21	C0116	Cheryl Ries c/o Matthew Gluck, Esq. PO Box 56 Liberty Corner, NJ 07938 RE: 216 Vista Dr	\$1142.35
4402	14	C2002	Harry & Agnes Hansen 2002 Appleton Way Whippany, NJ 07981	\$384.64
7902	1		Thomas & Elena Cox 1720 M Street Wall, NJ 07719 RE: 121 Troy Hills Rd	\$1469.18

Motion to approve Resolutions as a Consent Agenda made by Member Brueno and seconded by Member Gallagher and unanimously passed.

RAFFLE APPLICATIONS:

RL- 2846 – Two Kids Foundation – 50/50 on premise

Motion made by Member Ferramosca and second made by Member Gallagher and unanimously passed

OTHER BUSINESS

Member Brueno: I just want to spend a few more minutes to talk about the Fireworks a little bit that we are having on July 1, 2015. I mentioned it before but all of a sudden it's coming up three weeks from yesterday, they will take place across the street at Veteran's Field. That is due to the new construction going on at Whippany Park High School, and just to be clear, this is the only venue in town that would allow us to safely have the fireworks show, along with our Fire Department we studied all of the other possible scenarios all the other possible sites, including Malapardis and Black Brook, and this is deemed the only place because of what is considered to be the fall-out zone, where the shells actually fall etc., etc., we will have food trucks here for the first time, we

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just want to encourage everyone to get here early. The show will start at about 6:15, the Hanover Wind Symphony will be performing there will be a lot going on but at 6:15 Jefferson Road will be closed. So there will be offsite parking at Halo Pharmaceutical, Ukrainian Church, over on Stony Brook, but if you are driving up Route 10 at 8:45 to come and watch the fireworks show you are going to be asked to turn around. So please plan ahead, there will be a lot of information on the website, but we don't want to have a lot of chaos going on in front of town hall with residents asking how come I can't come in and park for the show. There will be a lot of activities taking place beginning at 6:15, and the parking after that point in time will be off site. So we are looking for a fun night a big night, but please plan accordingly, so we can have safe entry and exit from the show.

Mr. Coppola: The Educational Foundation is having a 5K run on Saturday, beginning on Whippany Road, over 300 participants. We had our last meeting this past week, I want to thank Chief Gallagher and his staff, Lt. Roddy for all of their work that they have done to secure the safety of this entire 5K Run.

I would also say, recently we have many complements for our Police Officers for the help they provided to the public I know Officer Zakrzewski and Officer Prach was here this evening Officer Grawehr, I'm sure there is a lot that we don't hear about, but the ones I do hear about I would like to extend compliments and thank you for the great job they do and the service they provide to the public and also the residents of Hanover Township.

Mayor: On that comment to piggy-back that comment, they just confirmed this evening for public edification that in the 2015-2016 school year we will be putting the SRO back in the Regional High School. So we will have an Officer there, we are adding one officer to our staff which allows the Chief to deploy this in this fashion, so that will be a great assess.

Mr. Coppola: Chief that's Officer Grawehr, correct?

Chief: Yes.

Mr. Coppola: He is very well accepted in the School.

Mr. Gallagher: I have a couple of short items but I would also like to respond to what the Mayor just announced about the SRO, once again I would say that is us listening to and working with our community, because it is something that we wanted to do for a while working together, working with our residents, working with our Police Department, we are going to be able to do that, so with a child in the High School I am very happy about it, I think it is a very great step, and thank you Chief Gallagher, thank you very much for making this possible with us.

Applause

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Mayor: I think it was a long time coming Chief, but we had a lot of economic issues going back a lot of years, it's taking us some time to get back on strong footing.

Mr. Gallagher: So with the DPW, we've talked quite a bit about road repair, and the bad two winters we had. I just want to go through a list of what the DPW in Hanover Township repaired in May alone; Eden Lane, Summit, Jefferson, Cedar Knolls Road, Deerfield, Fanok, Elm, Ridgedale Avenue, Forest, Troy, East Fairchild, Horsehill Road, Manger, Legion Place, Mt. Pleasant, Overlook, Llewellyn and Reynolds, that is in May alone. Thank you very much to Brian Foran and the guys at the DPW.

Two more highlights from the DPW is repaired basins on Horsehill Road, Ridgedale Avenue 74 Reynolds, 18 Alanon and on Malapardis Road, and once again these guys are doing a phenomenal job and we are in great shape because of their hard work and dedication. One more thing I would like to announce tonight is the School and Park Traffic Safety Advisory Committee and the Whippany Rotary you probably seen these signs all over town,

Mayor: You think you didn't like the no parking signs wait for this!

Mr. Gallagher: There are another 100 coming and that is going to be the end of this short campaign and we are going to institute it in the fall with AAA with their schools open drive safely. But we think with this Committee we get the message out loud and clear and the one thing I want to make clear and I try not to respond that much on Facebook other than make announcements is that the Hanover Township Police Department is really the backbone of this Committee and what the Township Committee simply did was give them more tools and more resources to better serve the Town in these areas which are very near and dear to us because of our children, and the last thing about the School and Park Traffic Safety Advisory Committee is that we do have a summer safety message going out, and we are going to have it on our Municipal website and the school website and it just reminds people that the children are out of school they are going to be all over the place on their bikes, walking down the street with their towels going to the pool because Bob worked so hard to make so many improvements everyone wants to join the Bee Meadow Pool again, so its just a reminder to everyone to be careful because all of our children are going to be out on the streets having a good time.

Mr. Coppola: One thing you did forget, we've saved thousands of dollars on this "One Day One School", could you kind of mention the presentation that was made at the Morris County League of Municipalities of all the Mayor's and Counsel folks within the Morris County, who were interested in this program, you should say a few words about this.

Mayor: It was a good turnout and Tom did a great job in making the presentation for it, worked out very well and we are going to be cooperating with Morris Plains this year as the designated Town, and we are going to meet shortly on that to discuss how that is going to go out for "One Day One School."

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Mr. Gallagher: The Mayor and I have worked through the building, we have our first real meeting Thursday, the 18th I already have a couple of maps, we are going to start putting it together, but we went up there as a group and we made a presentation and it went real well. We had East Hanover with us Dr. Scott Reuben worked on the power point with us, right away the Clerk from the Board of Chosen Freeholders wanted a copy of our presentation so I think we are going in the right direction and I think once again we showed the County who we are and what we do in Hanover Township and I think it's great.

Mayor: I think it should be extended to the State level, I really do, I think our State representatives should be taking this to Trenton and it should be something that is adopted in Townships throughout the State of New Jersey. Good way to save money, so great job.

Mr. Ferramosca: The Planning Board is very busy at the moment engaged in what they call the Reexamination of the Master Plan. The Master Plan reexamination happens every 10 years, they will be going through Hanover Township by Block, Lot and coming back with recommendations on how to enhance the Master Plan. In conjunction with the activities that are going on with Planning you have an Economic Development Advisory Council and EDAC which is more commonly referred to is working on developing strategies for 2025, and this is a major initiative which they are undertaking they are trying to guide and work along with the marketing of that Master Plan so that the year 2025 we can be very proud of what we will have in Hanover Township. So we are developing a plan and working very carefully moving towards that brand. One of the big developments that we have seen in Hanover Township probably in the past 10 plus years, is something called the Whippany Road area, more often we refer to it as the North Campus, the South Campus, 67 Whippany Road, right not what we look at 67 Whippany Road, we are going to show you some slides, it looks like a construction area and we really want you to be patient with us, because at the moment if you look at the slides you see mounds of dirt and lots of clay, you see utility poles in the way and right now it doesn't look really appealing. As we get closer to Eden Lane you see a grassed area and some trees those trees will be remaining in place. We've seen a hard decision had to be made to improve transportation of Bayer Boulevard and Whippany Road, that intersection will soon be completed by the end of this summer we are looking at a very functional intersection at Bayer Boulevard and Whippany Road. So we are going through a lot of pain we are going through a lot of discomfort right now, but I think we need to see where this is all going.

Next slide is an overall plot this is what MetLife building would look like if we were in a helicopter so you see the main building it's set back from Whippany Road 275 feet; in addition to that there will be a parking garage system. This is what you are going to have, this is MetLife is ultimately going to look like at 67 Whippany Road, it will be a state of the art facility, very much similar to construction design to what we see at Bayer. But if we were standing back where those utility poles are you are not going to see that four story building, you probably will see it if you are at the OLM Chapel,

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probably a two story building because what they have done at MetLife they are working really hard to restore Whippany Road, there is going to be a berm the berm will be planted with trees and shrubs and it is going to be a very nice addition in terms of restoring Whippany Road and in addition to that restoration of the berm and the trees there will be a connectivity addition, and what I mean with the connectivity addition, from Bayer Boulevard to Eden Lane there is going to be a 8 foot walking bicycling path put in to allow individuals the freedom to get to work in a different way than a car. So if you have your bicycle you will be able to safely bicycle to get to your place of work, if you happen to work on the North or South Campus in addition there will be a third lane installed on Whippany Road to facilitate traffic.

So there is a lot going on and we appreciate your patience at the moment but I really want to share with you something in terms of it's going to look good when it's completed.

OPEN TO PUBLIC

Motion to open the floor to the public made by Member Brueno and seconded by Member Gallagher and unniamously passed.

Judy Iradi, Locust Drive, Hanover: This goes hand and hand with what you were just talking about with the Master Plan Zone, I attended a Land Use Seminar on Sunday

Mr. Ferramosca: Very Good!

Ms. Iradi: They did bring up the fact that what used to be known as COAH is now known as Fair Share.

Mayor: You just ruined the evening but go ahead.

Ms. Iradi: Fair Share, and there are some kind of papers you have to file by July 8th. Do you know about that?

Mr. Ferramosca: We are, thank you for bringing this up, we, Hanover Township has worked very hard, as you well know, trying to manage the challenges associated with COAH, and we have done a fine job with it, and the allocation we were down to was less than the amount of units you can count on two hands, it was 9! And then some people who believe they are wiser than the people who worked on developing that plan said Hanover Township we think you should have 1,000 and the only reason why you should have 1,000 is because we can't stipulate, you should have more than a 1,000, in order for us to have 1,000 units and if we used the method which we typically use called inclusionary units we would have to build how many? We would have to build 5,000 units! Does anyone know how we can build 5,000 units in Hanover Township? I don't know!

Mayor: It's almost good that they gave us that number, because where is the

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Governor, it's almost good Governor because it is insane absolutely insane that any Town like Hanover and by the way Hanover is not allow there is municipalities all around the State of New Jersey have been put in this and we certainly know the Governor's Office is not responsible for this, he held tight fought hard and long but here we are, 1,000 units is an inclusionary basis as John just said would mean something in the neighborhood of 5,000 units it's inconceivable and impossible and you know what we are going to fight them to the bloody end on this one.

Ms. Iradi: This is what learned that they threw out this number to Towns which is the maximum, you have to come up with a plan showing how much the actual number is but that has to be, you have to file some papers by July 8th so you get immunity to have the plan until December 31st.

Mr. Semrau: We already adopted a resolution, the Governing Body adopted a Resolution authorizing to file before July 8th we are all set.

Mr. Giorgio: Notice of Declaratory Judgment.

Mayor: It's ridiculous and if you look at some of the areas that were cited for housing such as the threshold of runway 23 I think it's terrific. Imagine how many panes of glass are going to be in that window. In an event it is ludicrous, and I'm happy that it is so ridiculous because it make us in a better position to defend it off.

Seeing none hearing none. Motion to close made by Member Brueno.

ADJOURNMENT

Motion to adjourn made by Member Ferramosca and seconded by Member Coppola and unanimously passed.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

Joseph A. Giorgio, Township Clerk