

TOWNSHIP COMMITTEE MEETING
September 23, 2019

The Township Committee Meeting of the Township of Cranbury was held at 7:00 p.m. in the Town Hall Meeting Room. Answering present to the roll call were Township Committee members: Michael Ferrante, Glenn Johnson, Dan Mulligan, Matt Scott and Mayor James Taylor all answered present. No members were absent. Also present were Denise Marabello, Township Administrator/CFO; Scott Miccio, Township Attorney; Elizabeth Leheny, Township Planner (present 7:50 p.m.) and Debra Rubin, Municipal Clerk. Mayor Taylor led in the salute to the flag gave the following Open Public Meetings Act statement:

In accordance with Section 5 of the Open Public Meetings Act, it is hereby announced and shall be entered into the minutes of this meeting that adequate notice of this meeting has been provided:

Posted on December 20, 2018 on the Bulletin Board of the Municipal Office at 23-A North Main Street, Cranbury, New Jersey and remains posted at that location.

Communicated to the Cranbury Press, Home News Tribune and Trenton Times on December 20, 2018.

Filed on December 20, 2018 at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey, posted on the Township's web site and remains on file for public inspection.

Sent to those individuals who have requested personal notice.

Agenda Additions/Changes – None

--Township Committee Regular Meeting Minutes of September 9, 2019

The Township Committee Regular Meeting Minutes of September 9, 2019 on a motion by Mr. Ferrante, seconded by Mr. Johnson. On a roll call vote of the members of the Township Committee;

Ayes:	(Ferrante (Johnson (Mulligan (Scott (Taylor
	Abstain: (None Absent: (None
	Nays: (None

the Township Committee Regular Meeting Minutes of September 9, 2019 were adopted.

--Township Committee Closed Session Meeting Minutes of September 9, 2019

The Township Committee Closed Meeting Minutes of September 9, 2019 on a motion by Mr. Ferrante, seconded by Mr. Johnson. On a roll call vote of the members of the Township Committee;

Ayes:	(Ferrante (Johnson (Mulligan (Scott (Taylor
	Abstain: (None Absent: (None
	Nays: (None

the Township Committee Closed Session Meeting Minutes of September 9, 2019 were adopted.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

--Reports and Communications

--Members of Committee

--Mayor Taylor

Mayor Taylor read a statement that has been attached as an appendix for permanent record.

--Mr. Scott

Mr. Scott attended the Environmental Commission meeting and presented a report on behalf of the Environmental Commission Chairperson. The Chairperson has been scheduled to appear in November to present the complete report.

Mr. Scott attended "Bagels with Assemblyman Benson" at Teddy's Restaurant recently and commented that Cranbury Township has a friend in Assemblyman Dan Benson.

Mr. Scott reported that the Traffic Subcommittee did not meet. However, the two crosswalks being installed were near completion. The township received a complimentary flashing STOP sign from the company installing the crosswalks due to problems arising during the ordering and installation. The subcommittee has not decided on a location for the STOP sign at this time.

He met with "Keep Middlesex Moving" regarding safe routes to school. He announced the Environmental Commission Green Team organized a "Walk with the Mayor" on October 10th for students to walk or bike to school.

--Mr. Ferrante

Mr. Ferrante attended the Library Board of Trustees meeting.

Mr. Ferrante expressed that the upcoming Cranbury Historic House Tour was a great example of volunteerism. Residents volunteer for two (2) hour shifts to assist with the visitors.

He attended the Board of Health meeting where they discussed information from the Middlesex County Mosquito Commission regarding Petty Road.

-- Mr. Mulligan -

Mr. Mulligan met with the Library leadership, along with the Mayor, prior to the Township Committee meeting. He discussed the suggestion of a "Memo of Understanding" with the Library regarding the funding for the new building.

--Mr. Johnson

Mr. Johnson attended the Master Plan Subcommittee and Planning Board meetings respectively.

--Mayor Taylor

Mayor Taylor clarified the Environmental Commission Chairperson had been present before the Township Committee on April 22nd. The next availability for placement on the agenda is November.

Mayor Taylor stated he hoped the financial policy would be prepared and ready to discuss at the next meeting to be placed on the agenda as a Work Session item.

Mayor Taylor presented the idea of inviting the new members of the Township Committee to sit at the dais once the election has been completed as had been done in the past. Mr. Ferrante expressed that though he appreciates the spirit of the idea, he believed the dais should be used for members in a decision-making role. He did not want this move to replace the existing members of the Township Committee meeting with them. However, he would agree to it if the majority of the other members agreed. He did not feel strongly either way. Mr. Johnson stated he found it to be a helpful experience when he took office and though they cannot vote, they can comment prior to public comment. Mr.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

Mulligan agreed that he found it helpful when he took office. He suggested implementing for the current year and deciding if it was effective or not to move forward. Mr. Scott added the newly elected officials should have more interface with the township employees and department heads to better understand the functions of each department. Mayor Taylor agreed and stated the officials can take the initiative to do so and that it has not been made mandatory though he and his running mate had done so at the time of their taking office.

Mayor Taylor reported the next Master Plan meeting is scheduled for September 25th.

He was advised that Monroe Township introduced an ordinance to limit truck travel on certain County roads within their township. He requested Cranbury Township Attorney, Scott Miccio to follow up. At this time, Mr. Miccio read the Monroe Township ordinance aloud. He announced the ordinance was scheduled for public hearing on October 7th. Mr. Miccio explained the changes would need to be approved by the appropriate County and State departments before taking effect. Mayor Taylor proposed a motion to have the Township take such steps as necessary to register the township's objection to Monroe's ordinance including, but not limited to, action before the Township of Monroe, County of Middlesex, and the State of New Jersey to send Cranbury Township Attorney to necessary meetings to voice township's concerns, represent the interests and take whatever action after that is necessary. Mr. Mulligan made the motion. Mr. Johnson seconded the motion. Mr. Ferrante questioned the need for the motion as the Township Attorney is already working on our behalf. Mr. Scott questioned the motion and the necessity for it.

(Ms. Leheny present at 7:50 p.m.) Mayor Taylor asked for roll call vote on the motion.

Ayes: (Ferrante
(Johnson
(Mulligan
(Taylor
Abstain: (None
Absent: (None
Nays: (Scott

--Subcommittees – None

--Departments Heads –

- Michael Kervan – Mayor Taylor read a report supplied by Chief Michael Kervan. He reported on 35 incidents in the past month with 292 year to date and 1,626.9 service hours for volunteers. The Fire Department will be holding their Fire Prevention Day on Saturday October 12th.
- Denise Marabello presented the "Best Practices Check List" for 2019. Ms. Marabello explained this is now on the State portal with an increase in the amount of questions. Many were not scored but for informational purposes. We received 43.5 points which gives us 100% of our Energy Receipt Tax.
- Mayor Taylor explained the Governor has asked to take monies from the Firemen's Relief Fund to assist with the State budget. Township Committee agreed for Mayor Taylor to have a resolution on the next agenda in opposition of using those funds for other than what it has been intended for.

--Follow-up Items - None

--Boards and Commissions

- **Appointments –**
Mayor Taylor appointed Jennifer Suttmeier to the vacancy on the Historic Preservation Commission as the 2nd Alternate filling an unexpired term due to expire on December 31st, 2019.
- **Vacancies -**
Ms. Rubin read the vacancies for the following boards and commissions:
 - (3) Municipal Alliance - Full Member, 1st and 2nd Alternate
 - (1) Parks Commission – 2nd Alternate

TOWNSHIP COMMITTEE MEETING
September 23, 2019

Ordinances –
First Reading – None
Second Reading – None

Resolutions
Consent Agenda

Mayor Taylor asked the Township Committee if there were any questions or comments on the Consent Agenda. Hearing no questions or comments, Mayor Taylor requested a motion to adopt the Consent Resolutions. On a motion by Mr. Ferrante, seconded by Mr. Johnson and unanimously carried, the following Resolutions adopted by vote:

Ayes: (Ferrante
(Johnson
(Mulligan
(Scott
(Taylor

Abstain: (None
Absent: (None

Nays: (None

Cranbury Township Resolution #R 09-19-126

NOW, THEREFORE, BE IT RESOLVED, by the Township of Cranbury that all bills and claims as audited and found to be correct be paid;

Cranbury Township Resolution # R 09-19-127

Appointing Deputy OEM Coordinator – Sgt. Ryan Dworzanski

WHEREAS, Cranbury Township Police Chief Rickey Varga is the designated “Office of Emergency Management’s Coordinator (“OEM”); and

WHEREAS, there is a need for a Deputy OEM Coordinator which position was held previously by Sgt. Ryan Dworzanski whose term had expired;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury that Sgt. Ryan Dworzanski is hereby reappointed, as Cranbury Township’s Deputy OEM Coordinator;

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be given to Sgt. Dworzanski and Chief Rickey Varga.

CRANBURY TOWNSHIP RESOLUTION R# 09-19-128

RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES
ON 1 RYAN RD (BLOCK 39 LOT 5)

WHEREAS, a tax overpayment in the amount of \$1,656.69, has resulted from a duplicate payment made by the property owner being applied to property located at 1 Ryan Rd (Block 39, Lot 5); and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

TOWNSHIP COMMITTEE MEETING
September 23, 2019

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Cranbury Township that a refund of the overpayment of taxes, in the amount of \$1,656.69, be made payable to Christopher Cenci and mailed to Christopher Cenci, 15 Wynnewood Drive, Cranbury, NJ 08512; and

BE IT FURTHER RESOLVED that the appropriate Township officials are authorized to take action in accordance with this resolution.

CRANBURY TOWNSHIP RESOLUTION R# 09-19-129

RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES
ON 23 EVANS DR (BLOCK 34 LOT 23)

WHEREAS, a tax overpayment in the amount of \$2,329.82, has resulted from a double payment of the taxes by the title company, Title Forward, being applied to property located at 23 Evans Drive (Block 34, Lot 23); and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Cranbury Township that a refund of the overpayment of taxes, in the amount of \$2,329.82, be made payable to Title Forward and mailed to Title Forward 1628 John F. Kennedy Blvd, Suite 700, Philadelphia, PA 19103; and

BE IT FURTHER RESOLVED that the appropriate Township officials are authorized to take action in accordance with this resolution.

**CRANBURY TOWNSHIP RESOLUTION #R 09-19-130
RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ**

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE
GUARANTEE FOR COMPASS AT CRANBURY

WHEREAS, by an e-mail dated July 22, 2019, Compass at Cranbury has requested the reduction of their performance guarantee previously posted with the Township in accordance with Planning Board approval and

WHEREAS, the Township Engineer has, in a letter dated September 13, 2019 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **retained** is as follows:

Performance Bond	\$	83,036.02
Cash Deposit	\$	9,226.22

WHEREAS, the amount that shall be **released** until all bonded items are complete is as follows:

Performance Bond	\$193,750.70
Cash Deposit	\$ 21,527.86

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury as follows:

1. It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".
2. It hereby authorizes the reduction of performance guarantees set forth in the Township Engineer's letter referenced above.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

3. The Township hereby accepts the public improvements, if any so designated pursuant to the Planning Board's approval.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy and forwarded to each of the following:

- (a) Township Engineer
- (b) Township Chief Financial Officer
- (c) Compass at Cranbury

Cranbury Township Resolution # R 09-19-131

A RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the Township wishes to hire the following firm ("Professional") to provide professional services to the Township during the calendar year 2019 as follows:

- a). City Connections, LLC – Web Page Development Services

WHEREAS, the costs for the services to be provided by the Professional is set forth in their respective proposal submitted to the Township, which is incorporated herein as if fully restated; and

WHEREAS, the Township has a need to acquire the foregoing services without a "Fair and Open Process" as defined by P.L. 2004, c. 19, the "Local Unit Pay-to-Play Law"; and

WHEREAS, the Professional has completed and filed with the Township Campaign Contributions Affidavits as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that they have not made any prohibited contributions to a candidate's committee or municipal committee representing the elected officials of the Township of Cranbury, along with Certifications Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* authorizes the award of this contract without public bidding on the basis that this is a professional services agreement; and

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose and that the value of said Agreement will exceed \$8,450.00;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury, in Middlesex County, New Jersey, as follows:

1. The Township of Cranbury hereby approves the following firm to provide professional services to the Township during the calendar year 2019:

- a). City Connections, LLC – Web Page Development Services

2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with the aforementioned Professionals pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* This contract is being awarded without competitive bidding as a Professional Services Agreement under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice a recognized profession and whose practice is regulated by law.

3. A copy of this Resolution, the pay-to-play forms, and the executed Agreement and insurance certificate shall be placed on file in the Office of the Township Clerk.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

CRANBURY TOWNSHIP #R 09-19-132

**SUPPORTING PSE&G'S PLAN TO UPGRADE STREETLIGHTS WITH
ENERGY EFFICIENT LED FIXTURES AND SMART CONTROLLERS**

WHEREAS, The State of New Jersey is setting bold environmental goals and enacting groundbreaking clean energy policies that will help fight climate change, protect the environment and deliver real benefits to everyone who lives and works here. In concert with the State's policies, PSE&G has prepared a plan to upgrade streetlights with new, energy-efficient LED lights and smart controllers; and

WHEREAS, PSE&G's LED upgrade proposal could save localities approximately 5% annually on the portion of their PSE&G bill that includes street lighting and save enough electricity to power more than 10,000 homes per year. The new LED lights and the smart controllers also will give PSE&G the ability to monitor streetlight operation in real time and add features such as dimming and local control of streetlight on-and-off schedules; and

WHEREAS, Streetlights are one of the most visible and widespread ways that all New Jersey residents use and benefit from electricity. They greatly increase pedestrian and driver awareness and are critical to New Jersey's quality of life, making it easier for people to shop, meet, socialize and work after dark; and

WHEREAS, the County of Middlesex supports efficient and consistent street lighting that is regularly maintained to reduce energy use, provide adequate lighting for safer and more attractive neighborhoods, and save money.

NOW, THEREFORE BE IT RESOLVED that the Middlesex County Board of Freeholders supports PSE&G's plan to upgrade streetlights with energy efficient LED fixtures and smart controllers while also advancing New Jersey's clean energy agenda.

Cranbury Township Resolution #R 09-19-133

**RESOLUTION AUTHORIZING THE TOWNSHIP OF CRANBURY THROUGH THE CRANBURY
TOWNSHIP POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY,
LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE CRANBURY
TOWNSHIP POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF
DEFENSE EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEA); and

WHEREAS, DLA 4rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEA's these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

TOWNSHIP COMMITTEE MEETING
September 23, 2019

NOW, THEREFORE IT RESOLVED by the Mayor and Council of the Township of Cranbury that the Cranbury Township Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2020 to December 31, 2020; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Cranbury Township Police Department is hereby authorized to acquire any items of non-controlled property designated "DEMIL A," which may include, office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Cranbury Township Police Department, without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Cranbury Township Police Department is hereby authorized to acquire the following "DEMIL D through Q" property, if it shall become available in the period of time for which this resolution authorizes: e.g., (1) utility truck, (3) HMMWV, (19) 5.56 millimeter rifles, Command and Control Vehicles, Firearms and Ammunition, Breaching Apparatus, (19) Riot Batons, (19) Riot Helmets, and (19) Riot Shields

BE IT FURTHER RESOLVED that the Cranbury Township Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED the Cranbury Township Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMILB through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes, with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2020 to December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, that on this 23rd day of September 2019, the Mayor and Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, hereby authorizes and approves the Cranbury Township Chief of Police and his authorized Point of Contacts (POC) to apply, and continue to participate in the Department of Defense Logistics Agency, Law Enforcement Support Office 1033 Program.

Reports from Township Staff and Professionals - None

Work Session –

a). Sump Pump Ordinance – Members of the committee discussed areas of ordinance where they expressed need for clarification on who would be designated Compliance Officer. Ms. Marabello suggested the Township Engineer or Construction Official or their "designee". Mr. Miccio, Township Attorney will draft ordinance for review and first reading at next township committee meeting in October.

b). Pool Setback Ordinance – Mayor Taylor introduced Ms. Henery, Township Planner. Ms. Leheny explained the current setbacks and the how it would be changed with proposed ordinance. Mr. Ferrante questioned the lack of clarification regarding the setback. She agreed this portion of ordinance needs to be clarified. Mr. Ferrante and Mr. Mulligan agreed the newly proposed ordinance was more consistent throughout the township than the previously proposed ordinance. Mr. Scott added his concern for unseen consequences and suggested waiting to hear from the public.

Public Comment -

Mayor Taylor opened the meeting to general public comment.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

- Richard Kallan – Mr. Kallan suggested adding condensate pumps to the sump pump ordinance. He added that Cranbury Township has always been a fighter and he feels Monroe is being vindictive.
- Susan Goetz - Ms. Goetz questioned who would be enforcing the sump pump ordinance. The intent of the ordinance was explained to ensure water does not go onto township roads from sump pump disposal. Ms. Goetz also questioned how corner lots would be affected with the proposed pool ordinance. Ms. Henery stated the draft ordinance does not have specific differentiation therefore it would need to be addressed on a specific property location basis.
- Barbara Rogers – Ms. Rogers questioned how the proposed sump pump ordinance would affect a small yard. Mr. Ferrante read the description for “yard not capable of discharge” within the ordinance. Ms. Marabello added that more information would be needed to make a determination. It was agreed upon that Ms. Rogers would be responsible for scheduling between the school and the township for the Walk a Thon.
- Kate Mosha - Ms. Mosha made a suggestion regarding the sump pump ordinance and small yard space, a drywell may be effective to use in its place. Also, she added that she agreed with the proposed pool ordinance.
- Bill Gittings – Mr. Gittings stated, in terms of condensate, he believes it should not go into the sanitary sewers and should be coordinated with the Construction Official and Plumbing Inspector. Mr. Gittings added that he believed the township is creating something without consistency with regards to pool setback ordinance. He is curious with what other townships have. Some townships have patio instead of pool edge as use for distance. Mr. Gittings explained possible noise nuisances and urged the township committee to review other townships models and what makes sense. Mayor Taylor requested Ms. Leheny have Mr. Preiss prepare information from other towns to review.
- Steven Golisano – Mr. Golisano explained the different regulations in different areas and his concerns. He suggested that the setbacks should remain the same, however, he requested the township review the cost of variances in an attempt to reduce them. He discussed Section 150 of the Code and the setbacks already in place. Other areas discussed under pools are lighting, noise, design of fencing and buffer zones and also water from sump pump possible for water discharge from pool. He expressed his point is that the ordinances in place have been thought out extensively and should not be picked apart by the homeowners.
- John Jackson – Mr. Jackson advised that he has discussed water connection with the water company on Petty Road. He explained that he learned the actual cost of water connection just for his home to be connected. Mr. Jackson asked why the members of the township committee stopped sitting at the dais after the election in the past.

Mr. Scott asked if township has heard from Toll Brothers for presentation. Ms. Marabello stated the Township Engineer will schedule with Toll Bros. for presentation.

- Bill Bauder – Mr. Bauder presented a water bottle to show the water collected from the area of the drywells that he has been complaining about for months. Mr. Ferrante attempted to explain the results from the County Mosquito Commission. Mr. Ferrante stated he will contact Mr. Krantz and the Board of Health Chairperson to ask for a reinspection and request a remedy for this situation. Mr. Ferrante will follow up with Mr. Bauder.
Mr. Bauder questioned where the monthly zoning reports are. They were discussed and never made public. They had been provided to the Township Committee, however, were not read aloud at the meetings. Mr. Scott, as liaison, will read them into the record so they are included within the minutes.
- Sal Golisano – Mr. Golisano stated that he mentioned at the last meeting that his customers concerns are with the costs of the variances. He suggested that the committee address the cost and make a change there as opposed to addressing the setbacks. He believes all the remedies are within the ordinance already. Mayor Taylor explained the cost of the variance is to pay for the professionals and the escrow is required so the cost does not fall back on the taxpayer. Mr. Golisano summed up his concern as streamlining the process, making it easier and realistic. Mayor Taylor advised the township has done all it can to streamline the process.

TOWNSHIP COMMITTEE MEETING
September 23, 2019

- Connie Bauder – Mrs. Bauder questioned the status of the swale on Petty Road. She stated Public Works has not been to the location. Ms. Marabello disagreed and advised Mr. Thorne had in fact been at the location and began the work.
- Jeff Forrester – Questioned if there would be a “grandfather” clause for properties under the proposed sump pump ordinance. Mr. Miccio explained that it states the residents would need to become compliant by 2020. Questioned the use of hardship provisions and the possibility of that use along with drywells.

Mayor Taylor advised that the township attorney will make adjustments to the sump pump ordinance for consideration for the meeting of October 14th and the proposed pool setback ordinance will wait until after the Master Plan Subcommittee meets.

Mayor Taylor closed the meeting to public comment.

Mayor Taylor requested a motion to adjourn. On motion by Mr. Ferrante, seconded by Mr. Johnson and unanimously carried, the meeting adjourned at 9:17 p.m.

Debra A. Rubin, RMC
Municipal Clerk

Mayor Jay Taylor Speech – Regular Meeting September 23rd 2019

CHPS- I have not seen the lease nor been involved in its drafting or approval. I recused myself from this lease since I am a Trustee of the society.

My building- I lost a barn not shed it is only important as a barn is an accessory building with different zoning rules. I have zoning approval and HPC approval and copies are available via a request to Debbie our town clerk. All setbacks, height and size meet current zoning. The height would not have been compliant under the proposed ordinance so I would have needed a variance. There is no change in setbacks or floor area for my building from what is in the code today vs what I am doing. None of the TC members knew of my construction plans or of the site plan.

So let me explain the ordinance.

Why Now- it all arose during the master plan subcommittee meeting. It was raised by the zoning committee last year for action and not done. It seemed reasonable in that discussion to do it now when people are building sheds and pools.

Setbacks- Today a shed can be setback 10' from the rear yard and an accessory building 40'. Under the proposed ordinance it would change to element the term shed and have been 4'. Sheds and Accessory buildings are both subject to a 12' side yard setback which did not change.

Height- currently a building 40' back and 12' from the side yard can be 35' in height a shed 15'. The Planner recommended a common 15' height because 35' crowds a neighbor.

FAR or in laymen terms size of building on the property - today there is no cap in size a resident can build any size building provided it meets the setbacks. The Planner recommended it be changed to limit the building to 35% FAR. This may be hard for the average homeowner to calculate so I agree it was wise to reconsider.

Why two ordinances- The PB recommended that we have a common setback for all zones so the first ordinance which had a setback for the village separate from other zones had to die. A new ordinance was drafted and submitted making all zones the same.

Both had the 35% FAR which was a restriction. The PB did have concerns with 35%, but since this was more restrictive the thought on my part was let us use this and see if it needs to be tighter.

Why pools- I had people ask me to shorten the setback because 40', plus 20' for the pool width plus walk and patio was a lot of yard and could create issues. The planner said it made sense to do 25'.