

TOWNSHIP COMMITTEE MEETING
April 22, 2013

The regular meeting of the Township Committee 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: David Cook, Susan Goetz, Daniel Mulligan, and Mayor Glenn Johnson. Mr. Jay Taylor was absent. Also present was Kathleen R. Cunningham, Municipal Clerk/Assistant Administrator. Mayor Johnson led in the salute to the flag, and Ms. Cunningham 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:

- (1) Posted on December 3, 2012 on the Bulletin Board of the Municipal Office at 23-A North Main Street, Cranbury, New Jersey and remains posted at that location.
- (2) Communicated to the Cranbury Press, Home News Tribune and Trenton Times on December 3, 2012.
- (3) Filed on December 3, 2012 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, and
- (4) Sent to those individuals who have requested personal notice.

Regular Township Committee Minutes of April 8, 2013

On motion by Mr. Mulligan, seconded by Mr. Cook, and unanimously carried (with Mr. Taylor being absent), the Regular Township Committee Minutes of April 8, 2013 were adopted.

Reports and Communications

--Mayor Johnson reported a sewer increase will be necessary, although he presently does not know the amount of the increase.

Mayor Johnson stated the Township Committee generally does not take positions or make pronouncements about national and international issues; however, he wanted to take the opportunity to express the community's sympathy and solidarity with the people impacted by the bombing at the Boston Marathon.

Reports and Communications

--Township Committee

Mr. Mulligan asked if the flyer for the Touch-a-Truck event was posted on the web, and Ms. Cunningham reported it was sent to the web for posting earlier in the day.

Mr. Cook stated the Township has been working on the Brainerd Dam Project for the past two (2) years, and had been in discussion for the past 17 years. He stated the Project is now at the stage where the County can go to the Board of Freeholders to actually approve the Project as an infrastructure and go out to bid. The hope is the bidding process will be complete within 60 to 90 days.

Ms. Goetz addressed the sewer increases, stating the sewer costs are related to water usage. She stated the Environmental Commission (EC) and the Recycling Department may implement a program on water conservation to educate residents about water usage. No further details are available at this time.

Ms. Goetz reported the EC has submitted an application for a \$1,500 grant to the Association of New Jersey Environmental Commissions (ANJEC). The EC has decided to focus their

TOWNSHIP COMMITTEE MEETING
April 22, 2013

--Township Committee
(Ms. Goetz cont'd.)

energies on establishing trails on the Reinhardt Preserve. Many trees came down on the property during Hurricane Sandy.

Ms. Goetz reported Rutgers University has an internship program which allows interns to work within the Water Shed. Ms. Goetz stated she will speak with the EC to see if they would like to tie into the internship program to have interns work on the Reinhardt Preserve.

She reported the bid specs are out for Phase II to plant 390 trees in various locations around the Township. The bids will be opened on May 7th.

Ms. Goetz reported the Arbor Day Celebration will be held on Friday, April 26th in the Cranbury School Courtyard.

Mayor Johnson reported Middlesex County Board of Chosen Freeholders sent the Township a proclamation declaring April "Sexual Assault Awareness Month." Ms. Cunningham clarified that April 26th is declared "Denim Day" to bring awareness to this cause.

Agenda Additions/Changes

Ms. Cunningham, Municipal Clerk, stated the Closed Session Minutes of April 19th have been added to the Agenda, and requested the Township Committee's approval of the Minutes. On a motion by Mr. Cook, seconded and unanimously carried (with Mr. Taylor being absent), the Closed Session Minutes of April 19th were adopted.

Public Comment on Agenda Items

Mayor Johnson asked if there was any public comment on agenda items. Mr. Ron Witt, North Main Street, inquired about Ordinance 04-13-14 concerning the cost of the acquisition of the property at Block 32, Lots 9, 17 and 25, including the improvements. Mayor Johnson stated the Township is in the process of identifying the costs. Mr. Witt asked if identifying the costs is part of the approval process. Mr. Mulligan stated the Township is considering the acquisition of the land at this point, and Mr. Cook stated the acquisition of the land is not contingent on those costs. Mr. Witt asked if the Township is aware of possible contamination on the site and if a consultant would be hired to determine the level of contamination. Mayor Johnson stated the Committee is aware and would be hiring a consultant. Mr. Witt asked how that property would be accessed from Main Street if the intended use of the property is for parking. Mayor Johnson stated the vehicular access would be from Maplewood Avenue, not from Main Street. Mr. Witt stated if the Township acquires the property, it would become a liability to the Township instead of a ratable.

Ms. Nancy Witt, North Main Street, inquired if she would know if the Township was negotiating an easement on their property. Mayor Johnson stated the Township is not requesting an easement through her property. Mr. Mulligan stated the Township is looking to only purchase the property and is not looking at any easement through Ms. Witt's property.

Ordinances
First Reading

Cranbury Township Ordinance # 04-13-12

An Ordinance entitled, Cranbury Township Ordinance # 04-13-12, "AN ORDINANCE OF THE TOWNSHIP OF CRANBURY AMENDING AN ORDINANCE FIXING THE SALARIES, WAGES

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-12
(Continued)

AND BENEFITS FOR VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF CRANBURY PROVIDING FOR THE MANNER OF PAYMENT THEREOF, AND RATIFYING SALARIES AND PAYMENTS TO EMPLOYEES AND OFFICIALS PREVIOUSLY PAID" was introduced on First Reading and will be heard on Second Reading and have a Public Hearing at the next regular Township Committee Meeting on Monday evening, May 13, 2013 at 7:00 p.m.

On motion by Mr. Mulligan, seconded by Mr. Cook, the Ordinance was passed on First Reading by vote:

Ayes: (Cook
(Goetz
(Mulligan
(Johnson

Abstain: (None
Absent: (Taylor

Nays (None

Second Reading: May 13, 2013, 7:00 p.m.

SECTION 1. The following salaries, wages and fees shall be paid to the various Township Officials and employees of the Township of Cranbury as hereinafter specified, effective, April 1, 2013 unless otherwise noted:

TITLE	ANNUAL SALARY RANGE			
	Minimum Salary	Maximum Salary	Minimum Hourly Rate	Maximum Hourly Rate
Mayor - Part Time	\$5,000	\$10,000		
Township Committee - Part Time	\$4,000	\$8,000		
Township Administrator – Full Time	\$20,000	\$40,000		
Director of Finance/Chief Financial Officer/Treasurer – Full Time	\$90,000	\$110,000		
Township Clerk/Registrar - Full Time	\$45,000	\$85,000		
Assistant Administrator – Full Time	\$1,000	\$3,000		
Tax Assessor - Part Time	\$20,000	\$60,000		
Zoning Officer - Part Time	\$5,000	\$10,000		
Chief of Police - Full Time (effective 1/1/13)	\$90,000	\$140,000		
Construction Official/Building Inspector - Full Time	\$60,000	\$90,000		
Building Sub-Code/Building/Sr. Fire Inspector – Full Time	\$50,000	\$85,000		
Building Inspector - Part Time	\$20,000	\$50,000		
Plumbing Subcode Official - Part Time	\$15,000	\$30,000		
Electrical Subcode Official - Part Time	\$14,000	\$30,000		
Fire Sub Code Official – Part Time	\$6,000	\$7,000		
Sewer Superintendent	\$5,000	\$10,000		
Fire Official - Part Time	\$15,000	\$30,000		
Director of Recreation - Part Time	\$8,000	\$20,000		

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-12
(Continued)

Summer Recreation Art Director – Seasonal	\$3,000	\$6,000		
Summer Program Director – Seasonal	\$6,000	\$8,000		
Summer Program Employees – Seasonal			\$5.00	\$20.00
Assistant Fire Official – Part Time			\$15.00	\$20.00
Deputy Treasurer/Payroll Clerk/Tax Clerk/Sewer				
Clerk – FT			\$16.00	\$28.00
Qualified Purchasing Agent/Accounts Payable				
Clerk/Finance Assistant – FT			\$20.00	\$30.00
Deputy Clerk/Deputy Registrar - Full Time			\$13.00	\$31.00
Tax Collector – Part Time			\$25.00	\$35.00
Assistant Assessor – PT			\$20.00	\$30.00
Planning Admin.Officer/InfoSystems Coord - FT			\$21.00	\$32.00
Police Administrative Assistant - Full Time			\$18.00	\$30.00
School Crossing Guards - Part Time			\$11.00	\$20.00
Sr. Technical Assistant/Alt Deputy Registrar - FT			\$13.00	\$31.00
Certified Public Works Mgr/Small Animal Control				
Officer/Property Standards Enforcement Officer –				
FT			\$19.00	\$43.00
Public Works Admin Asst/ Recycling Coordinator - FT			\$20.00	\$32.00
Heavy Equipment Operator/Foreman - Full Time			\$20.00	\$45.00
Public Works Mechanic - Full Time			\$15.00	\$35.00
Sewer Assistant - Full Time			\$15.00	\$35.00
Public Works Employees - Full Time			\$15.00	\$35.00
Part Time Help			\$18.00	\$50.00
Temporary Help			\$12.00	\$30.00
Emergency Incentive First Aid or Fire Responders			\$1.00	\$1.00
Board Secretary - Part Time			\$13.00	\$25.00
LOSAP - retroactive to	\$1,585	\$1,585		
year end 2012				

PAID HOLIDAYS for 2013

All non-bargaining unit full-time employees and certain part-time employees shall be entitled to eleven (11) paid holidays annually as follows:

1. New Year's Day
2. Martin Luther King Day
3. President's Day
4. Memorial Day
5. Independence Day
6. Labor Day
7. Veteran's Day

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-12
(Continued)

8. Thanksgiving Day
9. Friday after Thanksgiving Day
10. Christmas
11. Floating Holiday

HEALTH BENEFITS

Full-time employees are eligible to enroll in the Township's health benefit programs. For purposes of determining eligibility, a full-time employee is defined as one who works a minimum of thirty-five hours a week.

Effective January 1, 2012 all employees who are enrolled in the health benefits program shall be required to premium share.

POLICE DEPARTMENT

The Police Chief shall receive salary increases, longevity, perfect attendance payments, sick leave, holidays or holiday pay, physical exams, clothing allowances and retiree health benefits in accordance with the Police Contract. The Police Chief is an overtime exempt employee. The Police Secretary shall receive a clothing allowance of \$700.00 per year and the School Crossing guards shall receive a clothing allowance of \$275.00 per year. These expenses will be reimbursed by voucher and approved by the Chief of Police.

SECTION II.

If any section, paragraph, sentence, clause or phrase in the Ordinance is for any reason held or determined to be unconstitutional or invalid, the same shall not affect the remainder of this Ordinance.

SECTION III.

All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed.

SECTION IV.

This ordinance shall take effect upon its passage and publication according to law.

Cranbury Township Ordinance # 04-13-13

An Ordinance entitled, Cranbury Township Ordinance # 04-13-13, " AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY, NEW JERSEY, AMENDING CHAPTER 150, LAND DEVELOPMENT, OF THE CODE OF THE TOWNSHIP OF CRANBURY BY CORRECTING A TYPOGRAPHICAL ERROR IN SECTION 150-24 PERTAINING TO THE RO/LI RESEARCH OFFICE AND LIGHT INDUSTRIAL ZONING DISTRICT AND BY ALTERING CERTAIN BULK REQUIREMENTS PERTAINING TO PLANNED INDUSTRIAL PARKS IN SAID RO/LI DISTRICT" was introduced on First Reading and will be heard on Second Reading and have a Public Hearing at the next regular Township Committee Meeting on Monday evening, May 13, 2013 at 7:00 p.m. On motion by Mr. Mulligan, seconded by Ms. Goetz, the Ordinance was passed on First Reading by vote:

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-13
(Continued)

Ayes: (Cook
(Goetz
(Mulligan
(Johnson

Abstain: (None
Absent: (Taylor

Nays (None

Second Reading: May 13, 2013, 7:00 p.m.

WHEREAS, on February 21, 2013, the Cranbury Township Planning Board adopted an amendment to the Land Use Plan Element of the Cranbury Township 2010 Master Plan; and

WHEREAS, the purpose of the amendment is “to reexamine the permitted uses and development standards of the non-residential zones along the Route 130 Corridor in Cranbury Township, and to recommend changes that will spur new development and redevelopment that will promote the purposes of the Cranbury Master Plan and the Municipal Land Use Law”; and

WHEREAS, the amendment *inter alia* recommends revising certain bulk requirements pertaining to planned industrial parks in the RO/LI Research Office and Light Industrial zoning district; more specifically, the amendment “recommends that the prescribed minimum requirement for uses other than warehouses and light industrial use for planned industrial parks in the RO/LI Research Office and Light Industrial District—set at 30% of total floor area—be deleted [,]” for the following reason:

Due to changes in the market for office uses in particular, nationally, regionally and within Cranbury itself, where office vacancies have increased, and where virtually no new office developments have occurred, the lifting of such a restriction is keyed to spur development in such industrial parks. In both research and/or flex space, the percentage of non-industrial or non-warehouse—that is office space—is much closer to 3% or 5%, not 30%. There are still a number of vacant or underutilized parcels in the RO/LI zone along the Route 130 Corridor that could benefit from such a change. In planned industrial parks the mix of uses should be left to the discretion of the developer. Under this scenario, the market, rather than the Cranbury [Land Development Ordinance], will dictate which of the permitted uses is best suited to a particular tract of land, especially along the Route 130 Corridor in the Township.

and

WHEREAS, the Township Committee agrees with the above-referenced recommendation of the Planning Board set forth in the amendment and wishes to implement said recommendation; and

WHEREAS, the Township Committee finds that doing so will further general health, safety, morals and welfare of the Township’s residents and business owners and will benefit the public; and

WHEREAS, the section of Chapter 150 pertaining to development in the RO/LI district also contains a typographical error that needs to be corrected;

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-13
(Continued)

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

Section 1. Section 150-24 revised to correct typographical error. Paragraph (3), "Planned industrial parks" of Subsection A, "Permitted uses" of section 150-24, "Research Office and Light Industrial (RO/LI) Zone," in Chapter 150, "Land Development", of the Code of the Township of Cranbury ("Code") is hereby amended as follows (additions are underlined; deletions are in [brackets]):

- (3) Planned industrial parks, subject to the requirements of [§150-25] §150-27 and which may include the following additional uses:
 - (a) Conference hotel/motel centers.
 - (b) Restaurants, including outdoor dining areas as an accessory use to the restaurant, subject to the requirements of §150-39.
 - (c) Wholesale and warehouse storage facilities.

Section 2. Subsection 150-24C(3)(k) pertaining to use mix in planned industrial parks in the RO/LI district deleted. Subparagraph (k), "Use mix," of paragraph (3), "Planned industrial parks," of subsection C, "Area and bulk regulations," of section 150-24, "Research Office and Light Industrial (RO/LI) Zone" of the Code is hereby deleted in its entirety.

Section 3. Severability. If any section or subsection of this ordinance is adjudged invalid by a court of competent jurisdiction, such adjudication shall apply only to the specific section(s) or subsection(s) so adjudged and the remainder of the ordinance shall be deemed valid.

Section 4. Effective date. This ordinance will take effect upon its passage and publication and upon the filing of a copy of said ordinance with the Middlesex County Planning Board, as required by law.

Cranbury Township Ordinance # 04-13-14

An Ordinance entitled, Cranbury Township Ordinance # 04-13-14, "AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH NEW JERSEY AMERICAN WATER COMPANY, INC. FOR THE ACQUISITION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 32, LOTS 9, 17 AND 25 ON THE TAX MAP OF CRANBURY TOWNSHIP" was introduced on First Reading and will be heard on Second Reading and have a Public Hearing at the next regular Township Committee Meeting on Monday evening, May 13, 2013 at 7:00 p.m. On motion by Mr. Mulligan, seconded by Ms. Goetz, the Ordinance was passed on First Reading by vote:

Ayes: (Cook
(Goetz
(Mulligan
(Johnson

Abstain: (None
Absent: (Taylor

Nays (None

Second Reading: May 13, 2013, 7:00 p.m.

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-14
(Continued)

WHEREAS, the Township Committee of the Township of Cranbury has determined that it is in the public interest to acquire certain real property known as Block 32 Lots 9, 17 and 25 on the tax map of the Township of Cranbury currently owned by New Jersey American Water Company, Inc. for use as a public parking lot because it will address a current lack of parking in the downtown area; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A: 12-1 *et. seq.*, requires that an ordinance be adopted to authorize the Township to acquire said property; and

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Cranbury that:

(1.) The Township wishes to acquire certain real property currently owned by New Jersey American Water Company, Inc. being known as Block 32 Lots 9, 17 and 25 for use as a public parking lot.

(2) The Mayor and Clerk are authorized to execute and directed to execute on behalf of the Township, a purchase agreement with New Jersey American Water Company, Inc. as attached hereto and to execute all necessary closing documents in connection with said proposed acquisition.

(3.) All ordinances or parts of ordinances which are inconsistent with this ordinance shall be repealed as to their inconsistencies only.

(4.) This ordinance shall take effect upon final passage, approval and publication in accordance with law.

Ordinance
Second Reading

Cranbury Township Ordinance # 04-13-11

A motion to enter an Ordinance, entitled # 04-13-11, "A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$2,212,500 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$2,084,490 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF" was introduced by title only on April 8, 2013 and was presented for Second Reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township's website, posted on the Township Bulletin Board and copies were available to the public.

Mayor Johnson asked if the Township Committee had any comments. Mr. Mulligan stated the Fire Department is acquiring a new piece of equipment. Mr. Cook stated the bulk of the cost of this Ordinance covers the capital improvement of the Dam and Bridge Project.

Public Comment

The Mayor opened the public hearing on the Ordinance.

Mr. Richard Kallan, Wynnewood Drive, asked if the appropriation is contingent upon the Middlesex County Freeholders' approval to fix the Dam. Mr. Cook stated the County does not take any action until the Township passes its Ordinance. Mr. Cook explained discussions on the

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Ordinance # 04-13-14
(Continued)

Dam repairs were held over the past 17 years, and finally the State mandated the repairs had to be done for bridge and dam safety. Mr. Cook stated the Board of Freeholders was aware the repairs had to be done and County funds are available once Cranbury shows its ability to pay.

No one further wished to speak, so the public hearing was declared closed.

On motion by Mr. Mulligan, seconded by Mr. Cook, the Ordinance was passed on by vote:

Ayes:	(Cook	Abstain:	(None
	(Goetz	Absent:	(Taylor
	(Mulligan		
	(Johnson		
Nays	(None		

Resolutions
Consent Agenda

Mayor Johnson gave a brief summary of the Consent Agenda Resolutions and asked the Township Committee if there were any questions or comments.

Concerning Cranbury Township Resolution # R 04-13-060, Ms. Goetz stated it was unfortunate that the Township will need to spend money to legally resolve this situation. Mr. Mulligan stated the Township Committee was more than fair working with the homeowner. Mr. Kallan asked if there was a reason the work was not done by the homeowner. Mayor Johnson explained a Resolution was passed mandating the homeowner restripe the parking spaces on Main Street from his driveway north to Westminster. Mayor Johnson stated if the work was done properly, the Township would gain an additional parking space. He stated when the driveway was put in without a Township permit, two (2) parking spaces were lost. The homeowner was given 45 days to rectify the situation, and since that time has passed, it is now up to the Township Attorney to get resolution.

Mr. Kallan asked if the Township will be reimbursed for legal costs, and Mayor Johnson stated it cannot be reimbursed. Mr. Kallan asked if the legal fees would cost more than the Township doing the striping. Mayor Johnson stated the restriping is not a "lienable" cost so the Township could restripe; however, there is no avenue to recover that cost from the homeowner. Mr. Kallan asked if it would be cheaper for the Township to restripe or to spend legal fees. Mr. Cook stated a precedent would be set if the Township did the restriping because residents would feel they do not have to comply with Township rules as the Township will eventually take care of any problems.

Mr. Mulligan stated the Township's legal counsel takes great care to find solutions without spending a lot of money, and Township does need to take a stand on this issue.

Ms. Goetz stated taking this next step will provide more incentive for the homeowner to resolve the problem and not to go the legal route.

Hearing no additional comments, Mayor Johnson asked for a motion to adopt the Consent Agenda Resolutions. On motion by Mr. Mulligan, seconded by Ms. Goetz, the Consent Resolutions passed on by vote:

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Consent Agenda
(Continued)

Ayes: (Cook
(Goetz
(Mulligan
(Johnson

Abstain: (None
Absent: (Taylor

Nays (None

Cranbury Township Resolution # R 04-13-058

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 04-13-059

WHEREAS, the Township of Cranbury desires for the orderly development of wastewater facilities within the Lower Raritan-Middlesex County WQM area; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on May 6, 2013 for a proposed amendment to the Lower Raritan-Middlesex County Water Quality Management Plan entitled: Middlesex County Future Wastewater Service Area Map has been prepared by the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment;

NOW, THEREFORE, BE IT RESOLVED on this 22nd day of April, 2013, by the governing body of the Township of Cranbury that:

1. The Township of Cranbury hereby consents to the amendment entitled Middlesex County Future Wastewater Service Area Map and publicly noticed on May 6, 2013, prepared by the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment, for the purpose of its incorporation into the applicable WQM plan(s);
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4 and the Middlesex County Office of Planning Division of Comprehensive Planning and the Environment.

Cranbury Township Resolution # R 04-13-060

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE TOWNSHIP ATTORNEY TO ENFORCE
MUNICIPAL REQUIREMENTS RELATED TO PROPERTY LOCATED AT 68 NORTH
MAIN STREET (BLOCK 3, LOT 8 ON THE CRANBURY TOWNSHIP TAX MAP)

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Resolution # R 04-13-060
(Continued)

WHEREAS, Anthony Nichols, owner of the property located at 68 North Main Street (Block 3, Lot 8 on the Cranbury Township Tax Map), has constructed a driveway on that lot; and

WHEREAS, the new driveway was built over a Township-owned easement; and

WHEREAS, the new driveway was built in a location that caused the loss of two parking spaces on North Main Street; and

WHEREAS, the property owner painted over the parking spaces on North Main Street, effectively removing them; and

WHEREAS, the property owner painted a yellow no-parking zone on the curb in front of the subject property; and

WHEREAS, Section 130-11 of the Cranbury Township Code states that "it shall be unlawful for any person to construct or remove, or cause to be constructed or removed, any sidewalk, driveway apron, curb or gutter or any part thereof within any public right-of-way in the Township without first having obtained a permit to do so from the Township Committee; and

WHEREAS, the property owner obtained a driveway permit from the County of Middlesex, as required by the fact that North Main Street is a County road; and

WHEREAS, the property owner did not apply for or obtain a permit from Cranbury Township to construct his driveway, as required by Section 130-11, until after the driveway had been installed, the parking spaces removed and the "no parking" zone painted on the curb; and

WHEREAS, on February 25, 2013, the Township Committee adopted Resolution 02-13-036, which retroactively approved the driveway but conditioned that approval on five (5) conditions:

1. The parking spaces on North Main Street, from the subject driveway north to the corner of North Main and Westminster Place, shall be restriped by a contractor approved by the Township Engineer, pursuant to specifications approved by the Township Engineer, at the property owner's expense. The purpose of the restriping is to reclaim at least one parking space for the benefit of the public.
2. The property owner shall cause the yellow paint to be removed from the curb in front of the subject property, to a standard approved by the Township Engineer.
3. The driveway, which has been constructed with stone and gravel, shall not be paved, in order to ensure access to the Township-owned easement beneath the driveway.
4. In the event the Township requires access to the Township-owned easement, and the driveway must be removed to secure access to the easement, any reconstruction of the driveway shall be at the property owner's expense.
5. The parking spaces must be restriped, and the yellow paint must be removed, within 45 days of the date of this Resolution;

and

WHEREAS, the property owner has not caused the parking spaces on North Main Street to be restriped and has not caused the yellow "no parking" zone to be removed; and

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Cranbury Township Resolution # R 04-13-060
(Continued)

WHEREAS, more than 45 days has elapsed since the date the driveway was conditionally approved.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury, that the Township Attorney is hereby authorized to take all necessary actions to remove the driveway located at 68 North Main Street (Block 3, Lot 8 on the Cranbury Township Tax Map) and restore the parking on Main Street, or enforce the conditions of Resolution 02-13-036.

Reports from Township Boards and Commissions

There were no reports from Boards and Commissions.

Reports from Township Staff and Professionals

--Assistant Administrator's Report

Ms. Cunningham stated she had nothing to report.

Public Comment

The Mayor opened the meeting to public questions and comment.

Mr. Kallan, Wynnewood Drive, stated about nine (9) or ten (10) months ago he brought to the Township Committee the need for a safe crosswalk at the end of Cranbury Neck Road or Liedtke Drive to cross Main Street. He stated to safely cross Main Street, residents must walk down to the crosswalk at Old Trenton Road or up to the crosswalk at Station Road. He stated at the end of Cranbury Neck Road there are driveways across from each other on Main Street where a crosswalk could be striped at low cost and without the need to put in a handicapped cut. Mr. Cook stated the crosswalk is a County issue and Mr. Mulligan stated the Township can ask. He stated a crosswalk is also needed from the Elms to Cranbury Estates, and the Township Engineer estimated the cost to be approximately \$12,000. Mr. Kallan stated the locations he is proposing would not require curb cuts. There was additional discussion about the crosswalks in the Town. Mr. Mulligan stated Bill Tanner, Township Engineer, would have to look at the location to see if a crosswalk is feasible.

After Super Storm Sandy, Mr. Kallan proposed to form a subcommittee have a better understanding of the electrical power lines in Town to minimize the effects of power outages during future storms, and he asked Mr. Mulligan for a status on that subcommittee. Mr. Mulligan apologized, stating he started a new job and was time crunched; however, he promised he would get to it.

Ms. Betty Conover, North Main Street, stated she is a walker and is supportive of the revamping of the sidewalks. She stated it will make a difference in allowing residents to walk more safely. Ms. Conover stated years ago residents would sweep their sidewalks and curbs. She stated now the Town is filthy and there is a lot of trash. She asked if there is some way the trash could be addressed. She also stated some stone is needed by the Brook on Old Cranbury Road as the side of the road looks terrible from cars pulling off the roadway, possibly to fish. Ms. Goetz stated she the Turnpike Tree Subcommittee had proposed recreating a parking lot; however, there was an issue with obtaining permits because it was adjacent to the stream. Mr. Mulligan stated he can see the area from his home, and stated utility trucks park there during their lunch break. Mr. Mulligan stated he believed the issue is impacted by the Riparian Ordinance passed last year; however, he stated it could be looked into further. Ms. Goetz stated the problem would be runoff into the stream; however, Ms. Conover stated runoff would not be a

TOWNSHIP COMMITTEE MEETING
April 22, 2013

Public Comment (Continued)
(Mr. Mulligan cont'd.)

problem if stone was put down. Mr. Mulligan stated the Township is limited on what it can do on stream corridors; however, the issue will be researched.

Ms. Goetz asked if anything can be done about the trash on Main Street. Mayor Johnson stated when street cleaning is done, flyers are put in mailboxes asking residents not to park on the street. However, he stated residents ignore the request. He stated when Public Works collects leaves, they collect as many as they can between the cars. Mayor Cook asked Ms. Conover if she was talking about leaves or litter. Ms. Conover stated there is litter in Town and she doesn't understand why residents don't have enough pride to care for their property. Mr. Mulligan stated it is amazing how much litter is tossed from cars on North Main Street and Old Cranbury Road. He stated awareness is probably the best thing the Township can do. Ms. Goetz asked Mr. Mulligan, as liaison to the Scouts, if the Scouts would be willing to take on the project to keep the streets clean.

Mr. Kallan, Wynnewood Drive, stated the crumbling curbs on Main Street are a problem, especially on the west side from Cranbury Neck Road north to the Lake. He stated it is very shabby looking. Ms. Goetz stated that is the area the County just paved and will be coming back to repair the curbs. Mr. Kallan commented on several homes on Main Street needing paint, and Mr. Mulligan stated painting was not part of the Maintenance Ordinance. There was additional discussion on the enforcement of the Maintenance Ordinance. Ms. Goetz suggested signs to bring awareness to the litter problem may work before trying enforcement. Mr. Cook suggested local businesses sponsoring a "clean corridor" to keep the streets clean.

There was no additional public comment, and the Mayor closed the public portion of the meeting.

Mayor's Notes

Mayor Johnson reported he had nothing to report this evening.

On a motion by Mr. Mulligan, seconded by Mr. Cook and unanimously carried, the meeting adjourned at 8:07 p.m.

Kathleen R. Cunningham, RMC
Municipal Clerk