

TOWNSHIP COMMITTEE MEETING  
July 24, 2006

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 was: Township Committee members: Richard Stannard, Pari Stave, David Stout, Wayne Wittman and Mayor Thomas F. Panconi, Jr. Also present were: Trishka Waterbury, Esquire, Attorney, Thomas C. Witt, Administrator and Kathleen R. Cunningham, Clerk. Mayor Panconi 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 7, 2005 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 7, 2005.
- (3) Was filed on December 7, 2005 with a Deputy Municipal Clerk at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey and remains on file for public inspection, and
- (4) Sent to those individuals who have requested personal notice.

Regular Committee Minutes of July 10, 2006

On motion by Ms. Stave, seconded by Mr. Stannard and unanimously carried, the Regular Committee Minutes of July 10, 2006 were adopted.

Reports and Communications

--Mayor

Mayor Panconi reported he had asked Ms. Marabello to prepare a comparison of professional charges from January, 2005 to July 2005 vs. January, 2006 to July, 2006 and distributed copy of same to each of the Township Committee members. Mayor Panconi indicated the Township seemed to be doing "very well"; \$160,000 lower than last year's costs.

Mayor Panconi stated he had received his tax bill and noticed the Tax Collector's hours had not been changed on the bill and indicated this would be corrected in time for the next tax mailing.

Mayor Panconi reported he had held Mayor's hours on Saturday, July 22, 2006 and there had been no activity.

--Members of Committee

Mr. Wittman reported, he had spoken with John Kierkner, Troop Leader, regarding the issue of ongoing maintenance for Eagle Scout projects. Mr. Wittman stated the Scouts really did not have funds to maintain the projects and will seriously consider the issue when the projects are submitted. Ms. Stave mentioned the Township Committee had instituted a process for making application and part of that application was that the applicant understands the Township would not be maintaining the project. Mr. Wittman indicated the Boy Scouts would be re-emphasizing that issue to the applicants. Mr. Wittman also reported he too had also received his tax bill over the weekend and had received numerous phone calls from residents who were concerned about Township spending. Mr. Wittman asked if a Work Session item might be listed for sometime in August to discuss how spending might be cut for the following year. Mr. Stout

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-- Members of Committee (Continued)

recommended waiting until after the third-quarter and have Ms. Marabello, C.F.O, do an analysis. Mayor Panconi stated he had been surprised that only \$200.00 of his bill was for municipal tax, given all of the services he was receiving for that amount, i.e. public works, lights and Town Hall.

Mr. Stout reported he had attended the Environmental Commission the previous week. Ms. Angela Clerico from the Stony Brook Millstone Water Shed had made a presentation regarding their status and progress on a stream corridor ordinance for the Township and on the ordinance for Hillsboro Township which the Township Committee had requested at its previous meeting concerning F.A.R.'s. Mr. Stout also reported he would be attending on Friday, July 28<sup>th</sup>, a Brownfields Seminar at D.E.P. in Trenton and had also given a copy of the notice to the Environmental Commission, encouraging them to attend. Mr. Stout will report back to the Township Committee at the next meeting.

Mr. Stannard reported he had attended, as a Planning Board member, the Joint meeting of the subcommittee for the Recreation Master Plan. Mr. Stannard indicated the meeting had been productive with people breaking out into groups to allow a number of individuals to be heard and share their ideas. Mr. Stannard stated Mr. Preiss would be reviewing everything and in a few weeks would have something to be posted on the web site.

Ms. Stave reported she had attended a Human Services Board the previous week. A representative from the Middlesex County Center for Senior Population had given a presentation. Ms. Stave stated the meeting had been very interesting and the Organization does provide a lot of services for seniors such as meals for homebound residents. Ms. Stave indicated without a senior center or individual on staff dedicated to senior programming, funding could not be given to the Township. Ms. Stave indicated she would be coming back to the Township Committee with a more detailed report and the Human Services' recommendations and may request use on a permanent basis of the "Ballet Room" for a couple hours a day.

-Subcommittees

Agenda Additions/Changes

Mayor Panconi requested the Ordinance on outdoor dining not be heard on Second Reading on August 14, 2006, as he would be on vacation and requested it be heard instead on August 28, 2006. The Township Committee members unanimously agreed to hear the Ordinance on Second Reading, after a public hearing on August 28, 2006.

Ordinances

First Reading

Cranbury Township Ordinance # 07-06-20

An Ordinance entitled, "Cranbury Township Ordinance # 07-06-20, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY, NEW JERSEY, CONCERNING OUTDOOR DINING AND REVISING THE CODE OF THE TOWNSHIP OF CRANBURY BY AMENDING CHAPTER 150, LAND DEVELOPMENT AND ADDING NEW CHAPTER 106, OUTDOOR DINING", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stannard, the Ordinance was passed on first reading by vote:

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout  
(Wittman

Abstain: (None  
Absent: (None

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Nays: (None)

Public Hearing: August 28, 2006

**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, the Township Committee of the Township of Cranbury hereby finds that it is in the Township's interests to ensure the ongoing viability of its restaurants and other dining establishments, especially those located in the Village Commercial (VC) Zone, where the Township Master Plan has long identified the strengthening and revitalization of the Village's commercial zones as one of its goals; and

WHEREAS, the Township Committee further finds that an important means of accomplishing this goal is to allow outdoor dining as an accessory use in the Village Commercial (VC) and Highway Commercial (HC) Zones and in Planned Industrial Parks located in the Research Office and Light Industrial (RO/LI) and Light Industrial (LI) Zones; and

WHEREAS, the Township Committee recognizes that in the VC zone, where residential and commercial uses exist side-by-side, the presence of outdoor dining on Village sidewalks can give rise to noise concerns and other issues as well as impede pedestrian traffic, which can be addressed through additional conditions and limitations applicable to the VC zone only; and

WHEREAS, the Township Committee finds that it is therefore advisable that restaurants in the Village that wish to provide outdoor dining be required to obtain an annual license containing certain regulations and restrictions that will ensure the safety and welfare of pedestrians in the Village and safeguard the needs of both the commercial dining establishments and the Village's residents;

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

Section 1. Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of the Township of Cranbury," are hereby amended to permit outdoor dining as an accessory use for restaurants in the Village Commercial (VC) and Highway Commercial (HC) Zones and in Planned Industrial Parks located in the Research Office and Light Industrial (RO/LI) and Light Industrial (LI) Zones, as follows (additions are underlined; deletions are in [brackets]):

**§ 150-19. Village Commercial (VC) Zone**

Add the following under "A. Permitted Uses":

- (16) Outdoor dining as an accessory use in conjunction with a permitted restaurant, subject to the requirements of § 150-39.

**§ 150-21. Highway Commercial (HC) Zone**

Add the following under "A. Permitted Uses":

- (17) Outdoor dining as an accessory use in conjunction with a permitted restaurant, and subject to the requirements of § 150-39.

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**§ 150-24. Research Office and Light Industrial (RO/LI) Zone**

Add the following under "A. Permitted Uses" at 3(b) after "Restaurants":

...including outdoor dining areas as an accessory use to the restaurant, subject to the requirements of § 150-39.

Add the following under "C. Area and Bulk Regulations" at (5) "Restaurants, excluding drive-in and fast food establishments":

(i) Outdoor dining areas provided as an accessory use to a restaurant shall be subject to the requirements of § 150-39.

**§ 150-24.1. Light Industrial (LI) Zone**

Under "A. Permitted Uses," at 3(b) "Restaurants," add:

...including outdoor dining areas as an accessory use to a restaurant subject to the requirements of § 150-39.

Section 2. Chapter 150 of the Code is further amended to add new section 150-39, Outdoor dining areas, to read as follows:

**§ 150-39. Outdoor dining areas.**

- A. Purpose. The purpose of this chapter is to encourage the provision of outdoor dining areas as accessory uses in conjunction with permitted restaurants in order to provide a unique environment for relaxation and food consumption. At the same time, regulations are specifically required for outdoor dining areas to control and ameliorate the potential impact of such areas on adjacent uses, particularly adjacent residential uses, and to protect the public health, safety and welfare of residents of the Township.
- B. Where permitted. Outdoor dining areas shall be permitted as accessory uses to restaurants in the Village Commercial (VC) Zone and the Highway Commercial (HC) Zone, and within Planned Industrial Parks within the Research Office and Light Industrial (RO/LI) Zone and the Light Industrial (LI) Zone.
- C. General Requirements.
  - (1) Outdoor dining uses or outdoor dining areas shall be permitted as accessory uses only in conjunction with a permitted restaurant.
  - (2) Outdoor dining areas shall be required to obtain site plan approval, including outdoor dining areas that are added to existing restaurants.

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- (3) No outdoor entertainment, music or public address system shall be permitted within the outdoor dining area.
- (4) No exterior lighting that illuminates beyond the boundaries of the property or the outdoor dining area in excess of one-half ( $\frac{1}{2}$ ) foot candle shall be permitted.
- (5) In computing the number of off-street parking spaces required for restaurants with outdoor dining areas, the outdoor dining area and its seating capacity shall be included. However, where such outdoor seating represents a relocation of indoor seating such that there will be no increase in the overall seating capacity of the restaurant, such areas shall not be included.
- (6) No signs other than a menu board shall be permitted outside the outdoor dining area. Not more than one menu board shall be allowed for each outdoor dining use. The menu board shall not exceed four square feet. The menu board shall be attached to the abutting building or other location approved by the Planning Board, and shall be in compliance with Township Codes. All signage, including the menu board and signage on awnings, canopies and umbrellas and other fixtures shall be in compliance with Township Codes regulating signage.
- (7) In addition to the general submission requirements for site plan approval per Article V of Chapter 150, Land Development of Cranbury Township, an application for site plan approval for an outdoor dining area shall include all items required per § 150-39F.

D. Requirements for Outdoor Dining Areas in the Village Commercial (VC) Zone.

- (1) In addition to obtaining site plan approval, outdoor dining uses in the Village Commercial (VC) Zone shall also be required to obtain and renew an outdoor dining license as provided for in Chapter 106 of the Code of the Township of Cranbury.
- (2) Outdoor dining areas in the Village Commercial (VC) Zone shall be permitted entirely within the front yard of the property containing the restaurant, and/or wholly or partially within the sidewalk or the public right-of-way in front of the restaurant.
- (3) In the event that the outdoor dining extends to a sidewalk in front of another space in the same building or an adjacent property, the licensee shall obtain the written permission of the owner(s) and/or tenant(s), if any, of the building or space abutting any additional sidewalk frontage.
- (4) Outdoor dining areas that are to be located within the public right-of-way shall only be located on sidewalks that are at least eight (8) feet in width. Sidewalks less than eight (8) feet but more than six (6) feet in width may be

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considered for outdoor dining areas provided the additional public safety issues created by the narrower width, which issues would include sidewalk surface and separation of pedestrians from vehicular traffic, are adequately addressed.

- (5) Outdoor dining areas within a public right-of-way shall be located in a manner that promotes efficient and direct pedestrian movement. A minimum of one unobstructed pedestrian path at least four (4) feet wide shall be maintained at all times. In areas of congested pedestrian activity, a wider pedestrian path may be required.
  - (6) The perimeter around the outdoor dining area on a side within a public right-of-way may be delineated using nonpermanent fixtures such as railings, potted plants, decorative chains, or other approved fixtures. The permanent anchoring of tables, chairs, umbrellas, awnings, canopies, railings or other fixtures may be approved by the Planning Board, provided such anchoring meets all other applicable codes, ordinances and laws and the applicant provides adequate assurances that the sidewalk will be repaired in a manner consistent with Township, or in the case of an outdoor dining area within the public right-of-way of a County or State road, the County or State requirements concerning sidewalk repair, in the event any permanently anchored fixture is removed. The Planning Board may require as a condition of approval that any fixture not permanently anchored shall be removed from the outdoor dining area during any time when the outdoor dining area or abutting business establishment is not open for business.
  - (7) Tables, chairs, umbrellas, canopies, awnings and any other fixtures shall be of uniform design and shall be made of quality materials and workmanship to ensure the safety and convenience of users and to enhance the visual quality of the village environment. Design, materials and colors shall be compatible with the abutting building for locations in the zoning district in which it is located and shall be approved by the Planning Board.
- E. Requirements for Outdoor Dining Areas in the Highway Commercial (HC) Zone, and within Planned Industrial Parks in the Research Office and Light Industrial (RO/LI) and Light Industrial (LI) Zones
- (1) Outdoor dining areas shall not be located within fifty (50) feet of a residential zone boundary.
  - (2) Outdoor dining areas shall be set back twenty-five (25) feet from all property lines and ten (10) feet from all driveways and parking areas.
  - (3) Such setback area shall be suitably landscaped and screened as appropriate to block noise, glare, lighting and other potential impacts from adjoining properties, and from vehicular movements within the property.

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- F. Supplementary Site Plan Submission Requirements. An application for site plan approval for outdoor dining areas shall be submitted in accordance with Article V of Chapter 150, Land Development, of Cranbury Township. In addition to the required items specified in the Land Development Chapter, the applicant shall also submit the following additional material in written or graphic form and/or by oral testimony by qualified experts:
- (1) For all outdoor dining areas in all districts where permitted.
    - (a) Name, address, block and lot of all uses within two hundred (200) feet to either side of the property, including types of uses, and, in the case of mixed use, the location of use by level within a building;
    - (b) A drawing (drawn to scale) showing the layout and dimensions of the outdoor dining area.
    - (c) Seating capacity of the existing restaurant and the proposed outdoor dining area, and compliance of the restaurant with the parking requirements of the Township.
    - (d) Hours of operation for both the restaurant and the outdoor dining area itself.
    - (e) Lighting fixtures, including a lighting plan showing the foot-candles within the outdoor dining area, and an area extending fifty (50) feet beyond the outdoor dining area.
  - (2) Additionally, for outdoor dining areas in the Village Commercial (VC) Zone:
    - (a) If the outdoor dining area is proposed to fall partially or wholly within a sidewalk, and within a public right-of-way, the drawing shall include: the proposed location, size and number of tables, chairs, steps, umbrellas, awnings, canopies, location of doorways, trees, signs or menu boards, sidewalk benches, trash receptacles, railings, decorative chains and any other fixture, structure or obstruction either existing or proposed within the outdoor dining area;
    - (b) Photographs, drawings or manufacturers' brochures fully describing the appearance of all proposed tables, chairs, umbrellas, awnings, canopies or other fixtures related to the outdoor dining area;
    - (c) If any table, railing, awning, canopy or any other fixture is to be permanently anchored, such information shall be shown on the drawing.

Section 3. There is hereby added to Part I of the Code of the Township of Cranbury new Chapter 106, Outdoor Dining License, to read as follows:

**Chapter 106**

**OUTDOOR DINING LICENSE**

**§ 106-1. Definitions**

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As used in this chapter, the following words and phrases shall have the meanings indicated:

LICENSEE means the holder of a valid outdoor dining license under the terms and provisions of this article.

SIDEWALK means that portion of a public street right-of-way between the curb line of a roadway and the adjacent property lines which is improved for use by pedestrians.

OUTDOOR DINING USE means the use of a dining area located outside the confines of a building principally used as a restaurant in which food and beverage products are served.

OUTDOOR DINING AREA means any area designated on the subject property and/or on the sidewalk within the public right-of-way that is approved by the Township for use for outdoor dining. Outdoor dining areas are characterized by tables and chairs, and may be shaded by awnings, canopies, umbrellas, or other roofs or coverings, and shall include open porches.

MENU BOARD means a sign affixed to the building of a restaurant that displays the menu of such restaurant and is not free-standing.

**§ 106-2. Outdoor dining license required; term; fee; annual renewal.**

- A. It shall be unlawful for any person to operate an outdoor dining use or area within the Village Commercial (VC) Zone in the Township of Cranbury without a license as provided by this article. An outdoor dining license issued for outdoor dining areas that are wholly or partially within a public right-of-way shall be a license to use the sidewalk for such purposes only and shall not grant nor shall it be construed or considered to grant any person any property right or interest in the sidewalk.
- B. Each license shall be effective from April 1 until October 31 and shall be annually renewed upon the submission of an application and renewal fee provided all conditions of site plan approval and this chapter are met.
- C. The annual license fee for establishing or maintaining an outdoor dining use shall be established by Township Committee by resolution.
- D. The license fee shall be paid on or before April 1 and shall cover the time period from April 1 until October 31. For a license issued after April 1 and before October 31, the license fee shall be prorated on a per month basis.
- E. In the case of an application for a renewal license only, if the outdoor dining use or layout is to be modified, the applicant shall first prepare and submit a new plan to the Township Zoning Officer, who shall determine whether such modification requires amended site plan approval from the applicable land use board.

**§ 106-3. Application process.**

- A. Application for an initial outdoor dining license or a renewal license shall be made to the Township Clerk.
- B. The application shall be accompanied by the following:
  - (1) Nonrefundable application fee.



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- (2) In the case of an initial application only, the resolution of approval from the appropriate land use board of the site plan for the outdoor dining use.
  - (3) In the case of a renewal application only, a signed certification from the applicant that all conditions of the site plan approval continue to be met.
  - (4) Insurance certificate as set forth in subsection 106-6 below.
  - (5) Proof that the applicant holds a valid occupational license for a business establishment.
- C. The Township Clerk shall approve or disapprove the application within fifteen (15) calendar days following its submission.

**§ 106-4. Indemnification and insurance.**

- A. The licensee shall be required to obtain insurance to indemnify, defend, save and hold harmless the Township, its officers, agents and employees from any and all claims, liability, lawsuits, damages and causes of action that may arise out of this license or the licensee's activity regarding the outdoor dining area.
- B. The licensee shall also be required to maintain insurance demonstrating coverage of the following types and in the following amounts:
  - (1) Commercial General Liability with coverage of combined single limits for bodily injury and property damage of at least one million dollars (\$1,000,000) per single occurrence and one million dollars (\$1,000,000) annual aggregate.
  - (2) Workers' compensation and employers' liability as required by the State of New Jersey.
- C. The certificate of insurance shall name the Township of Cranbury as an additional insured and an endorsement must be issued as part of the policy to evidence compliance.
- D. The Township shall receive at least thirty (30) days written notice prior to any cancellation, non-renewal or material change in the coverage provided.
- E. The certificate shall remain in full force and effect for the term of the license.

**§ 106-5. Conditions and limitations of license.**

Outdoor dining licensed under this article shall be subject to the following rules and regulations:

- A. The license issued shall be personal to the licensee and shall not be transferable.
- B. The Township Administrator or Chief of Police may require the temporary removal of the outdoor dining area located within the public right-of-way by the licensee when street, sidewalk, or utility repairs necessitate such action or when it is necessary to clear sidewalks.

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- C. The Township Administrator or Chief of Police may cause the immediate removal or relocation of all or any part of the outdoor dining area located within the public right-of-way or its fixtures in emergency situations. The Township, its officers, agents and employees shall not be responsible for any damages or loss of outdoor dining fixtures relocated during such emergency situations and shall not be responsible for any costs associated with the removal or the return and installation of any outdoor dining fixtures.
- D. The outdoor dining use shall be specifically limited to the outdoor dining area shown on the approved site plan submitted with the application for an outdoor dining license.
- E. The licensee shall ensure that the outdoor dining area does not interfere with or limit the free unobstructed passage of sidewalk users in the approved pedestrian path.
- F. Tables, chairs, umbrellas, canopies, awnings, porch roofs and any other fixtures used in connections with an outdoor dining area shall be maintained with a clean and attractive appearance and shall be in good repair at all times.
- G. Tables, chairs, awnings, canopies, umbrellas and any other decorative material shall be fire-retardant or manufactured of fire resistant material.
- H. No tables, chairs or any other fixtures used in connection with an outdoor dining area located within a public right-of-way shall be attached, chained, or in any manner affixed to any tree, post, sign or other fixture.
- I. The outdoor dining area, including the area extending from the outdoor dining area to the street and five feet beyond either end, shall be maintained in a neat and orderly appearance at all times and shall be cleared of all debris on a periodic basis during the day and at the close of each business day.
- J. The opening and closing hours of outdoor dining areas shall not extend beyond the hours of 7:30 AM to 9:30 PM.
- K. The licensee shall notify the Township Administrator and Chief of Police in writing at least 24 hours prior to the first day on which the operation of the outdoor dining use begins.
- L. No food preparation shall be allowed within the outdoor dining area. There shall be no cooking, storage, cooling or refrigeration or other equipment located in the outdoor dining area.
- M. The licensee shall be responsible for the repair of any damage to the sidewalk caused by the outdoor dining use.
- N. Tables or chairs shall not be placed within four feet of fire hydrants or counter service windows, or within two feet of any building entrances and/or exits.
- O. The operation or activities within the outdoor dining area shall not create undue noise, glare, littering, loitering, disorderliness or other such nuisance so as to be a detriment to adjacent businesses or residents living within 200 feet of the outdoor dining area.
- P. The licensee shall comply with all applicable Township, County, State and federal regulations, laws or ordinances.

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**§ 106-6. Display of approved plan.**

The licensee shall be required to display in a conspicuous location that portion of the approved site plan that shows the layout of the outdoor dining area.

**§ 106-7. Denial, suspension or revocation of license.**

- A. An outdoor dining license may be suspended or revoked, or a license renewal denied, if the licensee has failed to correct violations of the ordinances or other applicable laws or regulations within three days of receipt of the Township's notice of same delivered in writing to the licensee.
- B. Any violation of the terms of this chapter, of any condition of the license, or of any State, federal or local law or regulation will result in the revocation of the license and may further subject the licensee to any applicable penalties, including but not limited to the general penalties set forth in section 1-15 of this Code.

**§ 106-8. Enforcement.**

The provisions of this chapter shall be enforced by the Police Department, Zoning Officer and/or Health Officer as appropriate based on the nature of the violation.

**§ 106-9. Appeals**

- A. Any person aggrieved by the actions of the Township Clerk in revocation or denial of an outdoor dining license shall have the right to appeal to the Township Committee.
- B. Such appeal shall be made with the Township Clerk within ten (10) days after notice of the decision has been made.
- C. Such appeal shall be in writing, including a written statement setting forth the grounds of the appeal, together with such fee as the Township Committee shall from time to time establish by resolution.

The Township Clerk shall set a time and place of hearing for the appeal at which time the Township Committee shall conduct a hearing to affirm, modify or reverse the decision appealed from.

**§ 106-10. Severability.**

If any section of this article is adjudged invalid, such adjudication shall apply only to the specific sections so adjudged and the remainder of the ordinance shall be deemed valid.

Section 4. A copy of this ordinance will be referred to the Cranbury Township Planning Board for review following its introduction on first reading.

Section 5. 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.

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Resolution

Consent Agenda

Mr. Stout requested Cranbury Township Resolution # 07-06-108, be considered separately:

On motion offered by Ms. Stave, seconded by Mr. Wittman, the following Consent Agenda Resolutions were adopted by vote:

Ayes:	(Panconi	Abstain:	(None
	(Stannard	Absent:	(None
	(Stave		
	(Stout		
	(Wittman		

Nays: (None

Cranbury Township Resolution # R 07-06-106

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 07-06-107

WHEREAS, the County of Middlesex was late in setting the tax rate for Cranbury Township for the year 2006; and

WHEREAS, this will cause a delay in releasing the tax bills for Cranbury Township for the third quarter for year 2006;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury that the grace period for the payment of 3<sup>rd</sup> quarter 2006 taxes be extended to 25 days from the date the tax bills are mailed (July 21, 2006).

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that above to be a true copy of a Resolution adopted by the Township Committee of the Township of Cranbury at a regular meeting held on July 24, 2006.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 07-06-109

WHEREAS, the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex.

NOW, THEREFORE, BE IT RESOLVED on this 14 day of July, 2006, that the Township of Cranbury, County of Middlesex, State of New Jersey, hereby recognizes the following:

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1. The Township Committee does hereby authorize submission of an application for the Cranbury Municipal Alliance grant for calendar year 2007 in the amount of \$6,566.00.
2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

THOMAS F. PANCONI, JR., Mayor

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, County of Middlesex, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township of Cranbury on this 24 day of July, 2006.

Kathleen R. Cunningham, Clerk

Resolution

Cranbury Township Resolution # R 07-06-108 – A resolution certifying the 2005 Audit:

Mr. Stout raised some questions as to the contents of the Audit Report and Mr. Stannard also had some concerns with its content. Mr. Stout stated there had been nothing wrong with the Audit of the Township and the questions had more to do with the analyses and information used. The Township Committee directed the Resolution be held until the August 14, 2006 meeting and in the interim would seek the information requested from Ms. Marabello.

Reports from Township staff and professionals

Mr. Witt reported the bids for the pumper/rescue truck were out and the bids would be received on August 8, 2006 at 10:00 a.m. After the bid opening, the bids would be forwarded to the Township Attorney's Office for review. Mr. Witt indicated the award of the contract should take place on August 14, 2006.

Mr. Stout commended Mr. Witt for expeditiously taking care of his complaint the previous week in reference to the on-going odor problem with ConAgra and recommended sitting down again with representatives from ConAgra and the County Board of Health as it had been four (4) months since the previous meeting.

Reports from Township Boards and Commissions

There were no reports.

Work Session

- a. Monthly Update on Revaluation by Steve Benner, Tax Assessor(Steve Benner)  
Steve Benner, Tax Assessor, gave his monthly update on the Township's Revaluation. Mr. Benner reported the revaluation overall seemed to be on schedule, however, the residential inspections had fallen off the previous month from the goal and Mr. Benner reported he had spoken with the appraisal company and they were making arrangements for another inspector to come in to assist in the residential inspections in order to have everything completed on target. Mr. Benner stated in reference to the commercial inspections, he would be meeting with Glen Holmes, from Appraisal Systems, who also indicated he would be completed by August 31<sup>st</sup>. Mr. Benner indicated he would continue to communicate with Appraisal Systems to ensure they meet their required deadlines. Mr. Benner reported he had not received any negative communications recently from any of the residents. Mr.

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July 24, 2006

Work Session (Continued)

- b. Monthly Update on Revaluation by Steve Benner, Tax Assessor(Steve Benner) (cont'd)  
Wittman asked if the Open Space Tax should be revisited next year to reduce it even further than what is being proposed for this year. Mr. Benner stated, in his opinion, it would be best to wait until next year when the numbers were in. Ms. Waterbury, Township Attorney, reminded the Township Committee, it would be the voters who would ultimately decide by voting on the question in November as to whether or not the Open Space Tax would be reduced.

Public Comment (For those items not on the Agenda)

The Mayor opened the meeting to public questions and comments on those items not on the agenda. There being no comments, the Mayor closed the public part of the meeting.

Mayor's Notes

Mayor Panconi reported he would be on vacation from Thursday, August 10, 2006 and would return on Thursday, August 17<sup>th</sup>. Mayor Panconi indicated he would not be holding Mayor's hours on August 12<sup>th</sup>, due to his being on vacation.

Resolution

On motion offered by Ms. Stave, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes:	(Panconi	Abstain: (None
	(Stannard	Absent: (None
	(Stave	
	(Stout	
	(Wittman	

Nays: (None

Cranbury Township Resolution # R 07-06-105

TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

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

The general nature of the subject to be discussed in this session is as follows:

---Personnel: Discussion of Police personnel items.

It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation of when the need for confidentiality no longer exists.

Date: July 24, 2006

On motion by Ms. Stave, seconded by Mr. Stout and unanimously carried, the meeting returned to Open Session:

TOWNSHIP COMMITTEE MEETING  
July 24, 2006

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout  
(Wittman

Abstain: (None  
Absent: (None

Nays: (None

On motion by Ms. Stave, seconded by Mr. Stout and unanimously carried, the meeting adjourned at 9:21 p.m.

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Kathleen R. Cunningham, Clerk