

TOWNSHIP COMMITTEE MEETING
March 14, 2005

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: Thomas Panconi, Jr., Richard Stannard, David J. Stout, Pari Stave and Mayor Beauregard. Also present were: Trishka Waterbury, Esquire, Attorney, Cathleen Marcelli, Engineer, Frederick C. Carr, Administrator and Kathleen R. Cunningham, Clerk. Mayor Beauregard 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 6, 2004 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 6, 2004.
3. Was filed on December 6, 2004 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.

Reports and Communications

--Mayor

Mayor Beauregard reported she had attended the Middlesex County Mayors' Dinner recently.

--Members of Committee

Ms. Stave reported she, Mayor Beauregard and the Township Attorney had met earlier in the evening with Mr. Max Spen who has an auction business to determine if he and his firm might be interested in helping the Township with some of the farm auctions. Ms. Stave will have more information within the next few weeks and report back to the Township Committee. Ms. Stave reported she had also met with Mr. Stout, Ms. Marcelli, Township Engineer and Andrew Feranda, Traffic Consultant concerning the Gerberich's request to address pedestrian safety, in particular, school children, in the Evans' Tract at the intersection of Evans Drive and Brainerd Drive and Evans going down to Main Street and the request for consideration of a sidewalk on the north side as well as cutting back some of the foliage obstructing the site line as well as adding some stripping to the roadway to make it safer crossing and maybe putting in a stop sign. Mr. Feranda is going to go back to the drawing board, make some observances and make his recommendations in approximately two weeks. Ms. Stave also reported a discussion took place concerning signage for trucks and other vehicles coming into Cranbury at the four junctures of Route 130. Ms. Stave reported the plan would be to send trucks going to the commercial/industrial district one way and cars going to the historical/down town area the other. Mr. Feranda will give his recommendations on this issue as well.

Mr. Panconi reported on the 1963 Fire Ladder Truck. Mr. Panconi indicated the Township had an opportunity to donate the ladder truck to "Helping Our Own". Mr. Panconi also reported he had contacted Mr. Thomas Witt concerning an odor emanating from General Spice. Mr. Witt has contacted

--Members of Committee (Continued)

the Middlesex County Health Department and they are going to set up a meeting and report back to the Township to work out a resolution to the problem. Mr. Panconi reported along Cranbury Greene in particular the odor has been an on-going problem. Mr. Panconi reported the Construction Department would like to donate, if acceptable, a 1999 Chevy Suburban to the Fire Company. The Fire Company indicated if they get the donation of the suburban, it would free up the Chevy Caprice and perhaps Joe Seip could use that vehicle.

Mr. Stannard reported the Personnel Sub Committee had met and discussed a number of topics; first a welcome to Michele Harcher, the new person onboard, working in the Main Office. Also, the sub committee is in the process of discussing the needs of the Finance Department and possibly hiring someone. The sub committee is in the process of going through the Township Code, looking to make some more modern changes, in particular, a dress code for Township employees.

--Subcommittees and Ad Hoc Committees

Mayor Beauregard reported the New Jersey Barn Company and Ron Howarth are moving forward with the removal of the barn on his property.

Mayor Beauregard also reported there had been a meeting with a small group of individuals concerning the H.P.A.C. ordinance which has been re-drafted. Ms. Beauregard reported the ordinance will be presented for consideration within the next few months.

Agenda Additions/Changes

The Clerk reported a resolution, 03-05-071 was being added to the agenda, as well as an ordinance 03-05-08 and an item was being added to the Closed Session

Resolution: Discussion of Personnel items.

Resolution

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

Ayes: (Beauregard
(Panconi
(Stannard
(Stave
(Stout

Absent: (None

Abstain: (None

Nays: None

Cranbury Township Resolution # 03-05-063

WHEREAS, Ardith ("Ardie") Livi has served the residents of Cranbury Township, first as a Schol Crossing Guard, and then becoming the Police Department's Secretary on November 1, 1984; and

WHEREAS, Ardie for several years performed both duties simultaneously, as well as answered first aid calls in between her secretarial duties and also served as the Police Department's Matron; and

Cranbury Township Resolution # 03-05-063
(Continued)

WHEREAS, Ardie has demonstrated exemplary work ethic, professionalism and wonderful compassion to the residents of Cranbury in her years' of service; and

WHEREAS, Ardie has given of her time, knowledge, experience and loyalty to the Township of Cranbury; and

WHEREAS, Ardie became a binding force in the Department for years and will be missed by all of the officers; and

WHEREAS, Ardie has now decided to retire take a well-deserved rest and enjoy her family,

NOW, THEREFORE BE IT RESOLVED, by the township Committee of the Township of Cranbury, hereby extends heartfelt wishes to Ardie and her family for good health, happiness and prosperity; and

BE IT FURTHER RESOLVED, a duly authenticated copy of this Resolution be given to Ardie with best wishes upon her retirement.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, do hereby certify that the foregoing resolution is a true copy of a Resolution passed by the Township Committee of the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham, Clerk

Ordinance
First Reading

Cranbury Township Ordinance # 03-05-05

An Ordinance entitled, "Cranbury Township Ordinance # 03-05-05, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY, AMENDING SECTION 60-3 OF CHAPTER 60, "BOATS" OF THE CODE OF THE TOWNSHIP OF CRANBURY AND REPLACING EXISTING CHAPTER 64, "BUILDINGS, UNFIT" WITH NEW CHAPTER 64, "BUILDINGS, UNFIT", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stout, the Ordinance was passed on first reading by vote:

Ayes:	(Beauregard (Panconi (Stannard (Stave (Stout	Absent: (None Abstain: (None
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Nays: None

Public Hearing: March 28, 2005

WHEREAS, the Township is in the process of updating the entire Code of the Township of Cranbury ("Code"); and

Cranbury Township Ordinance # 03-05-05
(Continued)

WHEREAS, at this time Chapter Sixty of the Code, entitled "Boats" and Chapter Sixty-Four of the Code, entitled "Buildings, Unfit", shall be revised to ensure their continued consistency with State and local law;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey, that the "Code of the Township of Cranbury" ("Code") be amended as follows:

1. Existing Section 60-3 of Chapter 60 entitled "Boats," shall be deleted in its entirety and replaced with a new Section 60-3 to read as follows:

§ 60-3. Violations and penalties.

For any violation of this chapter, the violator shall be subject to such fines and other penalties as provided for in Chapter 1, Section 1-15 of this Code, entitled "General penalty; continuing violations."

2. Chapter 64 of the Code, entitled "Buildings, Unfit", shall be deleted in its entirety and replaced with a new Chapter 64, to read as follows:

class=Section2>

**CHAPTER 64
BUILDINGS, UNFIT**

§ 64-1. Legislative authority and reasons for regulation.[\[Comment1\]](#)

Pursuant to the provisions of Chapter 112 of the Laws of 1942 of the State of New Jersey (N.J.S.A. 40:48-2.3, et seq., as said statute may from time to time be amended or supplemented), and after the adoption of a resolution by the Township Committee of the Township of Cranbury finding that there is or are a building or buildings which exist in the Township of Cranbury which is or are unfit for human habitation or occupancy or use due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities, or due to other conditions rendering such building or buildings, or parts thereof, unsafe or unsanitary or dangerous or detrimental to the health or safety or otherwise inimical to the welfare of the residents of the Township of Cranbury, it is hereby declared that this chapter is in exercise of the police powers of the municipality to repair, close or demolish, or cause or require the repairing, closing or demolition of such building or buildings, or parts thereof, in the manner herein provided.

§ 64-2. Definitions.[\[Comment2\]](#)

The following terms, whenever used or referred to in this chapter, shall have the following meanings unless a different meaning clearly appears from the context:

BUILDING – Any building, or structure, or part thereof, whether used for human habitation or otherwise, and includes any accessory buildings and appurtenances belonging thereto or usually enjoyed therewith.

DWELLING – A building or structure, or part thereof containing one or more dwelling units or lodging units.

Cranbury Township Ordinance # 03-05-05
(Continued)

DWELLING UNIT – A building or portion thereof providing living facilities for one or more persons.

GOVERNING BODY – The Township Committee of the Township of Cranbury.

OWNERS – The holder or holders of title in fee simple.

PARTIES IN INTEREST – All individuals, associations and corporations who have interests of record in a building and any who are in actual possession thereof.

PUBLIC AUTHORITY – Any housing authority or any officer who is in charge of any department or branch of the government of the municipality, county or State relating to health, fire, building regulations or to other activities concerning buildings in the municipality.

PUBLIC OFFICER – The Building Subcode Official of the Township of Cranbury and such other designees as hereinafter provided.

TOWNSHIP – The Township of Cranbury in Middlesex County, New Jersey.

§ 64-3. Designation of public officer.[\[Comment3\]](#)

A. The Building Subcode Official of the Township of Cranbury is hereby designated and appointed to exercise the powers prescribed by this chapter pursuant to the provisions of N.J.S.A. 40:48-2.3 et seq., as said statute may from time to time be amended or supplemented.

B. The Building Subcode Official shall have the power to designate such assistants in writing as may be needed to exercise the powers prescribed by this chapter, provided such designation is first authorized and approved in writing by the Township Administrator.

§ 64-4. Criteria for determination of building as unfit.

A. [\[Comment4\]](#) Any building within the Township of Cranbury may be determined and declared to be unfit for human habitation or occupancy or use if the public officer in consultation with the Township Administrator finds that conditions exist in such building which are dangerous or injurious to the health or safety of the occupants of such building, the occupants of neighboring buildings or other residents of the Township, including, but not limited to defects therein increasing the hazards of fire, accident or other calamities; lack of adequate ventilation, light or sanitary facilities; dilapidation; disrepair; structural defects; uncleanness; or failure to conform to other laws of the State of New Jersey or to ordinances of the Township of Cranbury or of the local Board of Health of the Township of Cranbury regulating the safety and sanitation of buildings.

B. [\[Comment5\]](#) Any building or buildings, or parts thereof, which have come into a state of disrepair through neglect, lack of maintenance or use, fire, accident or other calamities, or through any other act rendering the building or buildings, or parts thereof, in a state of disrepair, to the extent that the building is unfit for human habitation or occupancy or use, shall be deemed inimical to the welfare of the residents of the Township and the public officer may exercise the public officer's powers to repair, demolish, or cause the repairing

Cranbury Township Ordinance # 03-05-05
(Continued)

or demolition of the building or buildings, or parts thereof, pursuant to the provisions of this chapter.

C. [\[Comment6\]](#) Any building or buildings, or parts thereof, which have been damaged to such an extent that nothing remains but the walls, or parts of the walls and other supports, shall, regardless of the safety and sturdiness of those remaining walls or parts thereof, be deemed inimical to the welfare of the residents of the Township and the public officer may exercise the public officer's powers to repair, demolish, or cause the repairing or demolition of the building or buildings, or parts thereof, pursuant to the provisions of this chapter.

§ 64-5. Filing of petition; issuance of complaint; notice of hearing.[\[Comment7\]](#)

Whenever a petition is filed with the public officer by a public authority or by at least five residents of the Township charging that any building is unfit for human habitation or occupancy or use, or whenever it appears to the public officer, on the public officer's own motion, that any building is unfit for human habitation or occupancy or use, the public officer in consultation with the Township Administrator shall, if preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner of and parties in interest in such building, a complaint stating the charges in that respect and containing a notice that a hearing will be held before the public officer at a place therein fixed not less than seven (7) days nor more than 30 days after the serving of said complaint, that the owner and parties in interest shall have the right to file an answer to the complaint and appear in person or by counsel and give testimony at the place and time fixed in the complaint, and that the rules of evidence prevailing in the courts shall not be controlling in the hearing before the public officer.

§ 64-6. Service, posting and recording of complaint.[\[Comment8\]](#)

A. Complaints or orders issued by the public officer pursuant to this chapter shall be served upon persons either personally or by registered mail, but if the whereabouts of such persons is unknown and the same cannot be ascertained by the public officer in the exercise of reasonable diligence, and the public officer shall make an affidavit to that effect, then the serving of such complaint or order upon such persons may be made by publishing the same once each week for two successive weeks in a newspaper printed and published in the County of Middlesex and circulating in the Township.

B. A copy of such complaint or order shall be posted in a conspicuous place on the premises affected by the complaint or order.

C. A copy of such complaint or order shall also be duly recorded or lodged for record with the county recording officer of Middlesex County.

§ 64-7. Hearing.[\[Comment9\]](#)

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(Continued)

A. The owner and parties in interest shall have the right to file an answer to the complaint and to appear in person or by attorney and give testimony at the place and time fixed in said notice of hearing.

B. The rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before the public officer.

C. At the time and place stated in said notice, or at such time and place to which said hearing shall be adjourned, the public officer shall hold a hearing at which
time and place the charges shall be read and the owner and parties in interest and witnesses shall be heard.

D. Within 14 days of such hearing, the public officer shall issue a written report setting forth the public officer's findings of fact, disposition of the charges, and reasons thereof. A copy of the report shall be served upon the owner and other parties in interest.

§ 64-8. Abatement procedure.[\[Comment10\]](#)

If, after such notice and hearing, the public officer determines that the building under consideration is unfit for human habitation or occupancy or use, in addition to the written report required under §64-7(D) above, the public officer shall issue and cause to be served upon the owners thereof and parties in interest an order:

A. Requiring the repair, alteration or improvement of the said building to be made by the owner, within a reasonable time, which time shall be set forth in the order, or, at the option of the owner, to vacate or have the said building vacated and closed within the time set forth in the order; and

B. If the building is in such condition as to make it dangerous to the health and safety of persons on or near the premises and the owner fails to repair, alter or improve the said building within the time specified in the order, then the owner shall be required to remove or demolish the said building within a reasonable time as specified in said order of removal.

§ 64-9. Actions by public officer upon failure of owner to comply.

A. [\[Comment11\]](#) If the owner fails to comply with an order so issued by the public officer to repair, alter or improve, or at the option of the owner, to vacate and close the building, the public officer may cause such building to be repaired, altered or improved or to be vacated and closed. The public officer may cause to be posted on the main entrance of any building so closed, a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupation of this building is prohibited and unlawful."

B. [\[Comment12\]](#) If the owner fails to comply with an order to remove or demolish the building, the public officer may cause such building to be removed or demolished or may contract for the removal or demolition thereof, after advertisement for and receipt of bids therefor.

§ 64-10. Remedy for persons aggrieved.[\[Comment13\]](#)

Cranbury Township Ordinance 03-05-05
(Continued)

Any person aggrieved by an order issued by the public officer under this chapter, may, within 30 days after the posting and service of such order, bring an action for injunctive relief to restrain the public officer from carrying out the provisions of the order and for any other appropriate relief. The court may proceed in a summary manner or otherwise as provided by statute or rule. The remedy herein provided shall be exclusive, and no person affected by an order of the public officer shall be entitled to recover any damages for action taken pursuant to this chapter, or because of noncompliance by any person with any order of the public officer.

§ 64-11. Costs to become lien.[\[Comment14\]](#)

A. The amount of the cost of the filing of legal papers, expert witnesses' fees, search fees and advertising charges, incurred in the course of any proceeding taken under this chapter determined in favor of the municipality, and the cost of such repairs, alterations or improvements, of vacating and closing, or removal or demolition, if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a municipal lien against the real property upon which such cost was incurred.

B. A detailed statement of the aforesaid cost shall be filed with the Municipal Tax Assessor or other custodian of the record of tax liens, and a copy of said statement shall be forthwith forwarded to the owner by registered mail. If the building is removed or demolished by the public officer, the public officer shall, if possible, sell or cause to be sold the materials of such building. There shall be credited against the cost of the removal or demolition thereof, including the clearance and, if necessary, leveling of the site, the proceeds of any sale of such materials or any sum derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceeds the total of

such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the municipal tax assessor or other custodian of the records of tax liens and a copy thereof shall be forthwith forwarded to the owner by registered mail. If the total of the credits exceed such costs, the balance remaining shall be deposited in the Superior Court by the public officer, shall be secured in such manner as may be directed by such court, and shall be disbursed according to the order or judgment of the court to the persons found to be entitled thereto by final order or judgment of such court. Any owner or party in interest may, within 30 days from the date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien certificate.

C. If an actual and immediate danger to life is posed by the threatened collapse of any fire damaged or other structurally unsafe building, the public officer may, after taking such measures as may be necessary to make such building temporarily safe, seek a judgment in summary proceedings for the demolition thereof.

Cranbury Township Ordinance 03-05-05
(Continued)

D. Nothing in this section shall be construed to impair or limit in any way the power of the municipality to define and declare nuisances and to cause their removal or abatement by summary proceedings or otherwise.

§ 64-12. Powers and duties of public officer.[\[Comment15\]](#)

In addition to the powers of this chapter granted to the public officer, the public officer shall also have the following powers:

A. To investigate the building conditions in the municipality in order to determine which buildings therein are unfit for human habitation or occupancy or use.

B. To administer oaths and affirmations, examine witnesses and receive evidence.

C. To enter upon premises for the purpose of making examinations, provided that such entries shall be made in such manner as to cause the least possible inconvenience to persons in possession.

D. To appoint and fix the duties of such officers, agents and employees as he deems necessary to carry out the purposes of this chapter, provided such appointments are first approved in writing by the Township Administrator.

E. To delegate any of the functions and powers of the public officer under this chapter to such officers and agents as the public officer may designate, provided such delegation and/or designation is first approved in writing by the Township Administrator.

§ 64-13. Adoption of State Housing Code and Uniform Construction Code by Reference.

The provisions of the New Jersey State Uniform Construction Code, N.J.S.A. 52:27D-119, et seq., and the New Jersey State Housing Code, N.J.S.A. 2A:42-76, et seq., are hereby accepted, adopted and established as a standard to be used as a guide in determining the fitness of a building for human habitation or occupancy or use. A copy of the New Jersey State Housing Code and New Jersey Uniform Construction Code is on file in the Township Clerk's office.

§ 64-14. Failure to comply constitutes violation.

The failure, neglect or refusal of any person to comply with any order made by the public officer pursuant to the provisions hereof or the hindrance by any person of the public officer in making any investigation under this chapter shall constitute a violation of this chapter.

§ 64-15. Violations and penalties.

For any violation of this chapter, the violator shall be subject to such fines and other penalties as provided for in Chapter 1, Section 1-15 of this Code, entitled "General penalty; continuing violations."

class=Section3>

Cranbury Township Ordinance 03-05-05
(Continued)

3. This ordinance shall take effect upon notice and publication, as provided for by law.

Ordinance

First Reading

Cranbury Township Ordinance # 03-03-06

An Ordinance entitled, "Cranbury Township Ordinance # 03-03-06, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER 100 OF THE CODE OF THE TOWNSHIP OF CRANBURY, was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stout, the Ordinance was passed on first reading by vote:

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

Nays: None

Public Hearing: March 28, 2005

WHEREAS, the Township is in the process of updating the entire Code of the Township of Cranbury ("Code"); and

WHEREAS, at this time Chapter 100 of the Code, entitled "Littering," shall be revised to ensure its continued consistency with State and local law;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey, that the "Code of the Township of Cranbury" ("Code") be amended as follows:

1. Chapter 100 of the Code, entitled "Littering," shall be deleted in its entirety and replaced with a new Chapter 100, to read as follows:

CHAPTER 100.

LITTER, SOLID WASTE AND STORAGE OF VEHICLES.

§100-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BULKY WASTE – Large items of solid waste which because of their size or weight require handling other than normally used for municipal waste. Bulky waste includes, but is not limited to, such items as tree trunks, vehicle parts, auto bodies, tires, demolition or construction materials, appliances, furniture and drums.

COMMERCIAL PREMISES – Commercial premises shall include, but are not limited to: automobile service stations; stores for retail sales; liquor stores; taverns and inns; restaurants, including, but not limited to, drive-in restaurants, snack bars, hot dog, hamburger and ice cream stands, vending machines and street vendor locations; professional activities, including, but not

Cranbury Township Ordinance # 03-05-06
(Continued)

limited to, medical, dental, legal, architectural and accounting; personal services, including, but not limited to, real estate, insurance, barber shops, hairdressers and repair shops of all kinds; shopping centers; amusements, including, but not limited to, movies, skating rinks and bowling alleys, whether part of a shopping area or not; beaches and bathing areas; boat launching areas; public and private piers operated for public use; marinas, boat moorages and their fueling stations; campgrounds; railroad and bus stations; and construction sites.

CONTAINER – Any portable device in which a solid waste is stored, transported, treated, disposed of, or otherwise handled.

INOPERABLE VEHICLE – Any vehicle that is missing any essential part such as tires, wheels, a transmission, a windshield or an engine, or is wrecked, disassembled or partially disassembled.

LITTER – Any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or extraction processes, logging, sawmilling, farming or manufacturing.

LITTER RECEPTACLE – A container suitable for the depositing of litter.

PERSON – Any individual, corporation, company, partnership, firm, association, or political subdivision of the State subject to municipal jurisdiction.

SOLID WASTE – Garbage, refuse, and other discarded materials resulting from industrial, commercial and agricultural operations, and from domestic and community activities, and shall include all other waste materials including liquids, except for source separated recyclable materials or source separated food waste collected by livestock producers approved by the State Department of Agriculture to collect, prepare and feed such wastes to livestock on their own farms.

§100-2. Litter.

Littering prohibited.

(1) It shall be unlawful for any person to throw, drop, discard or otherwise place litter of any nature on any public or private property, other than in a litter receptacle, or, having done so, to allow such litter to remain.

(2) Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this chapter, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this section.

Litter receptacles.

(1) Litter receptacles and their servicing are required at the following public places in the Township:

Cranbury Township Ordinance # 03-05-06
(Continued)

(a) Buildings held out for use by the public, including but not limited to schools, government buildings and commercial premises;

(b) Parks;

(c) Parking lots; and

(d) Special events to which the public is invited, including but not limited to sporting events, parades, carnivals, circuses and festivals.

(2) The owners of said places and the sponsors of said special events shall be responsible for providing and servicing the litter receptacles and ensuring that adequate containerization is available.

C. Removal of litter from public places. Owners of the public places and sponsors of the special events identified in subsection B(1)(a) through (d) above shall also be responsible for removing litter from the sidewalks, walkways, pedestrian areas and parking areas in or on said public places every day said public places are open for business.

D. Removal of litter from sidewalks. Owners of any property in the Township shall be responsible for removing litter from the sidewalks fronting and bordering upon said property.

§100-3. Solid waste; bulky waste.

A. Streets, roads, rights-of-way and Township property. No person shall discard, dump, place upon, deposit, leave or abandon solid waste or bulky waste on or along any of the following places, unless in a container designated for the purpose of storage or disposal of same:

(1) Public street, road or right-of-way; or

(2) Township property.

B. Residential property. No person shall discard, dump, deposit, place upon, leave or abandon any of the following on residential property:

(1) Domestic solid waste, except in containers for the collection of same; or

(2) Domestic bulky waste, except in a fully enclosed structure or container, or on days designated for the collection of such items (if any).

§100-4. Parking and storage of vehicles; inoperable vehicles.

A. Residential property. No person shall park or permit the parking of any vehicle in the front yard of any residential property, unless in a driveway or structure. In addition, any vehicle that is inoperable shall not be parked or kept in a driveway for more than 72 hours unless it is beneath a cover.

Cranbury Township Ordinance # 03-05-06
(Continued)

B. Parking and storage of inoperable vehicles on streets, roads and rights-of-way. No person shall park or permit the parking, or keep or permit the keeping, of an inoperable vehicle in or on any Township street, road or right-of-way, or in any vacant lot.

§100-5. Violations.

A. Littering. For any violation of section 100-2, the violator shall be subject such fines and penalties as are set forth in N.J.S.A. 13:1E-99.3, as same may hereafter be amended from time to time.

B. Other violations. For any other violation of this chapter, the violator shall be subject to such fines and other penalties as are provided for in section 1-15 of this Code, entitled "General penalty; continuing violations," except that the minimum fine for any such violation shall be \$100.00.

2. This ordinance shall take effect upon notice and publication, as provided for by law.

Ordinance

First Reading

Cranbury Township Ordinance # 03-05-08

An Ordinance entitled, "Cranbury Township Ordinance # 03-05-08, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE PRIVATE SALE OF A 1963 GMC 7000 SERIES TASC 85' LADDER TRUCK AND ASSOCIATED EQUIPMENT TO HELPING OUR OWN, INC., A DULY INCORPORATED NONPROFIT ORGANIZATION, AS PERMITTED BY N.J.S.A. 40A:12-21.1", was introduced for first reading. On motion by Mr. Panconi, seconded by Ms. Stave, the Ordinance was passed on first reading by vote:

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

Nays: None

Public Hearing: March 28, 2005

WHEREAS, the Township of Cranbury ("Township") owns a 1963 GMC 7000 Series TASC 85' Ladder with 15,472 miles and equipped with a 5 speed manual transmission, 12 cylinder gas engine, 750 GPM pump with 500 gallons of water, 2.5 KVA Onan gas generator, hose and associated equipment ("ladder truck"); and

WHEREAS, the Township no longer has a public need for the ladder truck; and

WHEREAS, the Cranbury Volunteer Fire Company has also communicated to the Township that it does not have a need for the ladder truck; and

WHEREAS, the Township has previously attempted to dispose of the ladder truck for valuable consideration at a public auction, but was unsuccessful; and

Cranbury Township Ordinance # 03-05-08
(Continued)

WHEREAS, the Local Lands and Buildings Law (N.J.S.A. 40A:12-21.1) permits a municipality to convey at a private sale personal property owned by said municipality and not needed for a public use to any organization or association listed in section 21 of the Local Lands and Buildings Law (N.J.S.A. 40A:12-21) for nominal consideration; and

WHEREAS, the organizations and associations listed in section 21 of the Local Lands and Buildings Law include any duly incorporated nonprofit organization or association, other than a political, partisan, sectarian, denominational or religious organization or association, which includes among its principal purposes the provision of educational, recreational, medical or social services to the general public; and

WHEREAS, Helping Our Own, Inc., a duly incorporated nonprofit organization which, among its primary purposes, accepts donations of fire equipment, refurbishes said equipment and then conveys same to fire departments in need of same, has expressed an interest in taking possession of the ladder truck for said purpose; and

WHEREAS, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-21.1, the Township wishes to convey the ladder truck to Helping Our Own, Inc. for a cost not to exceed \$1.00, the purpose of which will be to advance the purposes of Helping Our Own, Inc. as set forth above and the general public welfare at large; and

WHEREAS, as required by N.J.S.A. 40A:12-21.1, the conveyance shall contain a limitation that provides that the ladder truck shall be used only for the purposes of Helping Our Own, Inc. to wit: to refurbish (if necessary) and convey the ladder truck to a fire department in need of same, and not for commercial business, trade or manufacture, and if the ladder truck is not used in accordance with this limitation, ownership thereto shall revert to the Township;

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

1. The factual recitals set forth in the foregoing "Whereas" clauses are incorporated into this Ordinance as if fully restated herein.
2. Pursuant to N.J.S.A. 40A:12-21.1, the Township Committee does hereby authorize and direct the appropriate Township staff and employees to take whatever action is necessary to convey the following personal property to Helping Our Own, Inc.: a 1963 GMC 7000 Series TASC 85' Ladder with 15,472 miles and equipped with a 5 speed manual transmission, 12 cyl. gas engine, 750 GPM pump with 500 gallons of water, 2.5 KVA Onan gas generator, hose and associated equipment ("ladder truck").
3. The consideration for the ladder truck shall not exceed one dollar (\$1.00).
4. Pursuant to N.J.S.A. 40A:12-21.1, the ladder truck shall be used only for the purposes of Helping Our Own, Inc. to wit: to refurbish (if necessary) and transfer ownership of same to a fire department in need of same, and not for commercial business, trade or manufacture, and if the ladder truck is not used in accordance with this limitation, ownership thereto shall revert to the Township.
5. This Ordinance shall take effect upon final adoption and publication, as provided for by law.

Resolutions
Consent Agenda

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

Ayes:	(Beauregard (Panconi (Stannard (Stave (Stout	Absent: (None Abstain: (None
Nays:	None	

Cranbury Township Resolution # R 03-05-062

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 03-05-064

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

WHEREAS, the ANJEC (Association of New Jersey Environmental Commissions) has made available 2005 Smart Growth Planning Grants for municipalities; and

WHEREAS, the Township of Cranbury's Environmental Commission has approved the grant application, including the local municipal share up to \$15,000; and

WHEREAS, a grant agreement must be authorized by the Township Committee of the Township of Cranbury;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the Agreement with the Association of New Jersey Environmental Commissions' grant for 2005 be approved; and

BE IT FURTHER RESOLVED that the Township Committee of the Township of Cranbury hereby supports the grant project and hereby guarantees matching funds, with a maximum amount of \$15,000.00.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a true copy of a resolution, which was adopted by the Township Committee on March 14, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 03-05-065

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

Cranbury Township Resolution # R 03-05-065
(Continued)

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants (for calendar year 2004) will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of the Township of Cranbury to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury that Cranbury Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Thomas Witt to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage-grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a true copy of a resolution, adopted by the Township Committee of the Township of Cranbury on March 14, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 03-05-066

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE
GUARANTEE FOR BIANCHI SINGLE FAMILY DWELLING

WHEREAS, by letter dated March 4, 2005, Mark and Sonya Bianchi has requested the release 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 March 4, 2005 (attached hereto as "Exhibit A") recommended that the following performance guarantee be released:

Cash Bond	\$1,000.00
-----------	------------

Cranbury Township Resolution # R 03-05-066
(Continued)

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

It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".

It hereby authorizes the release of performance guarantees set forth in the Township Engineer's letter referenced above.

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:

Township Engineer
Township Chief Financial Officer
Mark and Sonya Bianchi, 100-A South Main St Cranbury
Township Attorney

CERTIFICATION

I, Kathleen R Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 03-05-067

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR HOME DEPOT – PRIVATE IMPROVEMENTS

WHEREAS, by letter dated November 30, 2004, Prologis 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 January 25, 2005 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 3,810,679.12
Cash Deposit	\$ 423,408.79

Cranbury Township Resolution # R 03-05-067
(Continued)

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

Performance Bond	\$ 1,633,148.20
Cash Deposit	\$ 181,460.91

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.
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:

Township Engineer
Township Chief Financial Officer
Greg Bradley, Prologis
Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham Clerk

Cranbury Township Resolution # R 03-05-068

**TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX**

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR HOME DEPOT – PUBLIC IMPROVEMENTS (POLICE DRIVE)

WHEREAS, by letter dated November 30, 2004, Prologis 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 January 13, 2005 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 59,764.52
Cash Deposit	\$ 6,640.50

Cranbury Township Resolution # R 03-05-068
(Continued)

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

Performance Bond	\$ 25,613.37
Cash Deposit	\$ 2,845.93

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.
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:

Township Engineer
Township Chief Financial Officer
Greg Bradley, Prologis
Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham Clerk

Cranbury Township Resolution # R 03-05-069

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR HOME DEPOT – PUBLIC IMPROVEMENTS (SANITARY SEWER)

WHEREAS, by letter dated November 30, 2004, Prologis 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 January 25, 2005 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 60,443.71
Cash Deposit	\$ 6,715.97

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

Performance Bond	\$ 25,904.45
Cash Deposit	\$ 2,878.27

Cranbury Township Resolution # R 03-05-069
(Continued)

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.
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) Greg Bradley, Prologis
- (d) Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham , Clerk

Cranbury Township Resolution # R 03-05-070

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE REDUCTION OF
A PERFORMANCE GUARANTEE FOR CRANBURY BUSINESS PARK – BUILDING V

WHEREAS, by letter dated January 13, 2005, Prologis 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 January 13, 2005 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 210,316.00
Cash Deposit	\$ 22,368.44

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

Performance Bond	\$ 86,278.28
Cash Deposit	\$ 9,586.48

Cranbury Township Resolution # R 03-05-070
(Continued)

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.
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) Andrew Kolb, Prologis
- (d) Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on March 14, 2005.

Kathleen R. Cunningham Clerk

Reports from Township Staff and Professionals

There were no reports.

Ms. Stave asked the Township Attorney, Ms. Waterbury, to elaborate on what the group meeting of the Planning Board, H.P.A.C. and Township Committee would entail and whether it is practical and possible to get all three groups together or whether it might be more practical to convene a sub committee comprising representing all three? Ms. Waterbury responded the meeting which took place the preceding week was a meeting of the sub committee and the Township Committee had been represented by Mayor Beauregard, Mr. Harvey represented the Planning Board and Ms. Bobbie Marlowe represented H.P.A.C. The purpose of that meeting had been to go through the draft the professionals had prepared. Ms. Waterbury indicated the reason the professionals had recommended a joint meeting of the three bodies was due to a number of decisions that initially would need to be addressed collectively in a sense that should it be presented to one body first that body would not want to make a decision without knowing what the other body's thoughts were. Having all three bodies present at once would facilitate the discussion and what is being proposed would be once the sub committee is done refining the draft and has prepared a series of recommendations, as to policy issues, that is what would then be presented to all three bodies. Ms. Waterbury indicated the draft ordinance is approximately forty-two pages in length.

Reports from Township Boards, Committees and Commissions

There were no reports.

Work Session

Public Hearing on Proposed 2005 Budget

Mayor Beauregard opened the public hearing at 7:35 p.m. for the 2005 Budget for the Township of Cranbury.

Mayor Beauregard commented the Township's Budget is the product of everyone working together, the staff, the professionals and the Township Committee looking at the areas of the Budget they have responsibility for; making sure when the Budget is developed, it is reflective of today's needs and try to anticipate tomorrow's needs so in the future the Township does not see a huge increase. Mr. Ron Ghrist and Ms. Denise Marabello attended the meeting and gave an overview of the 2005 Budget. Ms. Beauregard gave special thanks to Mr. Stout for his assistance in the preparation of the "pie charts" which were available to the public the preceding week. Ms. Marabello indicated the Budget was a fiscally sound Budget, which allows growth and also allows the Township the ability to pay down debt. The proposed total municipal budget for 2005 is \$ 11,507,156, being offset by revenues and the release of \$2,200,000 in surplus, the amount to be raised by taxes would be \$ 4,529,084, yielding a municipal tax rate of .77¢ which is an increase of .04¢ from 2004. The adjusted Budget for 2005 would be \$ 8,611,933, representing a less amount of \$2, 895,223. This money represents funds collected and Ms. Marabello indicated this money will be used to pay down notes the Township owes. The adjusted amount of \$8,611,933 represents the "Operating Budget" for Administrative staff and professionals, public safety, public service, debt and utilities. Ms. Marabello indicated the majority of debt was used to acquire property and improve the sewer system. Ms. Marabello also indicated if the County and County Open Space tax rates remain stable in 2005, the total tax rate for the Township in 2005 will be \$ 3.69/\$ 100 of assessed value.

Mayor Beauregard asked for comments from the Township Committee:

Mr. Stout stated how important it was for residents to understand what had been done and thanked Mr. Ghrist, Ms. Marabello and Mr. Carr for their assistance in putting the Budget together.

Mr. Panconi mentioned the Committee focused on debt reduction since interest rates are rising. Mr. Panconi also indicated with the Police Dept. going to a 12-hour shift, it should lead to a major reduction in overtime. Mr. Panconi also mentioned the construction of the new police station was a large debt. Mr. Panconi indicated everyone worked together on the Budget to provide the Cranbury residents with the services they have come to expect.

Mr. Stannard echoed Mr. Panconi's remarks concerning interest rates and mentioned the dedication of some of the increase in taxes for reduction of debt.

Mayor Beauregard emphasized the Budget does maintain the high-quality services the residents come to expect from the Township; the public works staff, and the professionals and other staff who work for the Township and mentioned the Township wants to support the staff in the best possible way—not only in Budgets but in other efforts they undertake. Mayor Beauregard pointed out this year's Budget does provide monies for items such as the Master Plan revisions; H.P.A.C. ordinance and the new C.O.A.H. regulations.

Mayor Beauregard asked for any comment or questions from the public. Ms. Connie Bauder, Petty Road asked about the stream corridor ordinance the Environmental Commission is working on and the request at the last meeting for matching grant monies from the Township and asked if any monies were allocated to hire a professional to work on an ordinance. Mr. Stout responded first the stream corridors would have to be identified and mapped out. The grant monies would be utilized to hire a consultant to do an inventory of the Township's resources (stream corridors). Mr. Stout indicated the Township was part of the municipal assessment done by the Stony Brook

Public Comment On The Budget (Continued)

Millstone Watershed Association and they have offered to help the Township with the ordinance. It would be premature right now to look at going outside until the facts are presented. Mayor Beauregard closed the public hearing on the Budget for 2005 at 7:40 p.m.

Resolution

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

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

Nays: None

Cranbury Township Resolution # R 03-05-061

See Page 23A

Resolution

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

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

Nays: (None

Cranbury Township Resolution # R 03-05-035

See Page 23-B...

Work Session

b. Lions Raffle Application

On motion by Ms. Stave, seconded by Mr. Panconi and unanimously carried, with Mr. Stannard and Stout abstaining, the Cranbury Lions Club raffle application was approved.

c. Discussion of Township Committee Meeting Tapes

The Township Committee discussed what tapes of Township Committee meetings, could be destroyed. On motion by Mr. Stannard, seconded by Ms. Stave and unanimously carried, the Township Committee directed the Clerk to save any tapes concerning Petty and Plainsboro Road drainage issues, Updike, School parking lot, Barclay and KHov.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Mr. Kallan, Wynnewood Drive, asked what type of recording device the Township Committee was using to tape the meetings, suggesting using a slow-speed recorder, which would use less tapes. Ms. Cunningham responded, explaining that the Township recently purchased a digital recording device which uses CD's and takes up less space, with a capability of recording five (5) hours. Mr. Kallan spoke concerning the original H.P.A.C. ordinance. Mr. Kallan's concern was H.P.A.C. being too strict with requirements and their over use of authority. Ms. Waterbury, Township Attorney explained a significant change in the proposed new ordinance was to establish much cleaner and more precise standards and one of the reasons for the joint meeting will be to discuss what the new guidelines and standards consist of. Ms. Waterbury also indicated there must be a public process for the governing body to make decisions concerning the revised H.P.A.C. ordinance. Ms. Connie Bauder, Petty Road, asked in the H.P.A.C. revisions, had the Township taken into account the more recent trend to enlarge houses to the extent they cover large amount of the lots and was there going to be some kind of scale restricting size. Ms. Waterbury explained that issue would not be under the jurisdiction of the H.P.A.C. ordinance; that issue would have to be addressed by the land use ordinance itself—changing the bulk restrictions which would apply to the various districts and would be a Planning Board issue. Ms. Bauder indicated she thought this issue is something that needs to be considered soon. Mr. Stout mentioned the Township Planner has had experience with this issue and will be reviewing this issue. Ms. Bauder spoke concerning a permit The Cranbury Womens' Club applied for back in February to use Village Park for The Easter Egg Hunt. To date, they have not received the permit. Mayor Beauregard indicated the Township would make sure it gets taken care of. There being no further comments, the Mayor closed the public part of the meeting.

Resolution

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

Ayes: (Beauregard	
(Panconi	Absent: (None
(Stannard	
(Stave	Abstain: (None
(Stout	
Nays: None	

Cranbury Township Resolution # R 03-05-060

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:

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

Cranbury Township Resolution # R 03-05-060
(Continued)

2. ---Land Acquisition: MGD.
---Discussion of Personnel issues.

3. 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 or when the need for confidentiality no longer exists.

Date: March 14, 2005

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

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

Nays: (None

On motion by Ms. Stave, seconded by Mr. Stout and unanimously carried, the meeting adjourned at 9:08 p.m.

Kathleen R. Cunningham, Clerk

[\[Comment1\]](#) N.J.S.A. 40:48-2.3.

[\[Comment2\]](#) N.J.S.A. 40:48-2.4

[\[Comment3\]](#) N.J.S.A. 40:48-2.5(a).

[\[Comment4\]](#) N.J.S.A. 40:48-2.6.

[\[Comment5\]](#) N.J.S.A. 40:48-2.5a.

[\[Comment6\]](#) N.J.S.A. 40:48-2.3a.

[\[Comment7\]](#) N.J.S.A. 40:48-2.5(b).

[\[Comment8\]](#) N.J.S.A. 40:48-2.7.

[\[Comment9\]](#) N.J.S.A. 40:48-2.5(b).

[\[Comment10\]](#) N.J.S.A. 40:48-2.5(c).

[\[Comment11\]](#) N.J.S.A. 40:48-2.5(d).

[\[Comment12\]](#) N.J.S.A. 40:48-2.5(e).

[\[Comment13\]](#) N.J.S.A. 40:48-2.8.

[\[Comment14\]](#) N.J.S.A. 40:48-2.5(f).

[\[Comment15\]](#) N.J.S.A. 40:48-2.9.