

TOWNSHIP COMMITTEE MEETING
November 25, 2019

The Township Committee Meeting of the Township of Cranbury was held at 7:00 p.m. in the Meeting Room of Town Hall. Answering present to roll call were Township Committee members: Michael Ferrante, Dan Mulligan, Matt Scott and Mayor James Taylor. Absent was: Glenn Johnson. Also present were Denise Marabello, Township Administrator/CFO; Scott Miccio, Township Attorney and Debra Rubin, Municipal Clerk. Mayor Taylor led in the salute to the flag and Debra Rubin gave the following Open Public Meetings Act statement:

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

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

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

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

Sent to those individuals who have requested personal notice.

Proclamation: The New Jersey State of Federation of Women's Clubs NJSFWC - Mayor Taylor read the following into record:

PROCLAMATION

***WHEREAS**, The New Jersey State Federation of Women's Clubs (NJSFWC), a member of the General Federation of Women's Clubs (GFWC), is the oldest, and one of the largest, community service organizations for women in the State dedicated to strengthening communities and enhancing the lives of others through volunteer service; and*

***WHEREAS**, approximately 150 women, representing 36 clubs, from all over the State met in Union Hall in Orange, New Jersey on November 16, 1894 with the intent of establishing a Federation of New Jersey clubs, electing a President and forming a committee to prepare a constitution, and*

***WHEREAS**, the New Jersey State Federation of Women Club grew (and continues to grow) rapidly, using their membership to affect change to better their communities and State, including saving the Palisades from commercial destruction in 1897 and again in 2018 from an oversized LG building, effecting passage of the Highlands Stewardship Act, protecting the Pine Barrens, preventing the erection of bill boards along the Parkway, and numerous other safety and beautification projects, and*

***WHEREAS**, the early Federation organized traveling libraries and established town libraries with 75 percent being founded by Women's Clubs, and*

***WHEREAS**, education for women was, and is still, a priority as evidenced by the founding of a New Jersey College for Women, Douglass College, in 1918, buying outright various buildings, donating scholarships and fellowships for 100 years, as well as sponsoring Girls' Career Institute for high school Juniors at Douglass College for 72 years, and providing scholarships to individual high schools through the efforts of local clubs, and*

***WHEREAS**, the Federation supports, local charities as well as a Special State Project every administration, the current State Project is supporting Court Appointed Special Advocates for Children (CASA OF NEW JERSEY), by raising awareness, money, and donating in kind materials, and*

***WHEREAS** the Cranbury Woman's Club, and the entire Federation, after 125 years, has much to celebrate on November 16, 2019, a Proud Legacy – A Shining Future, and will continue to make a difference while addressing the challenges of the future; and*

TOWNSHIP COMMITTEE MEETING
November 25, 2019

Now Therefore, I, James Taylor Mayor of the Township of Cranbury, do hereby proclaim November 16, 2019 as

*"NEW JERSEY STATE FEDERATION OF WOMEN'S CLUB DAY"
in Cranbury Township"*

Mr. Ferrante made a motion to adopt and seconded by Mr. Scott.

On a roll call vote of the members of the Township Committee;

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

the Proclamation was adopted.

Agenda Additions/Changes – None.

--Township Committee Regular Meeting Minutes of November 25, 2019

The Township Committee Regular Meeting Minutes of November 25, 2019 on a motion by Mr. Mulligan, seconded by Mr. Ferrante. On a roll call vote of the members of the Township Committee;

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

the Township Committee Regular Meeting Minutes of November 25, 2019 were adopted.

--Reports and Communications

Boards and Commissions - Kathy Easton – Shade Tree Chairperson – Ms. Easton presented the Shade Tree Commission's Annual Report, "Do Not Plant" list and 2020 Budget request.

Ms. Easton added each municipality in the State of New Jersey will receive a sapling from the 600-year-old Salem Oak Tree. She stated that she would like the planting to be in conjunction with Arbor Day in 2020.

Ms. Easton asked for clarification regarding tree service performed near the baseball fields. Ms. Marabello advised that the CPL was responsible for the work and was paid for by the organization.

Department Head - Michael Kervan – Chief of Cranbury Fire Department – Chief Kervan reported 34 incidents were answered within the last month. The year to date total is 355 incidents answered with 287.12 hours of volunteer service within in the last month. He added that information on the upcoming Tree Lighting and Santa delivery can be found on the department's Facebook page. They gained one new member but announced the department is still in need of new members.

TOWNSHIP COMMITTEE MEETING
November 25, 2019

--Members of Committee

--Mr. Scott

Mr. Scott attended the recent Environmental Commission meeting. He reported on the CHP move of the historic home and the collaboration with the Parks Commission to offset the Rain Garden needs.

--Mr. Ferrante

Mr. Ferrante presented the redesigned township website. He presented the website for viewing to the public and an explanation on how the website content material is continuously being worked on and managed. He thanked Ms. Marabello, Ms. Rubin and Mrs. Jean Golisano for their hard work on the project.

-- Mr. Mulligan -

Mr. Mulligan had no report.

--Mayor Taylor

Mayor Taylor reminded the committee members not to make any comments on material that is under the Planning Board jurisdiction.

--Follow-up Items – None.

--Boards and Commissions

- **Appointments –**
 - Mayor Taylor appointed Brandon Hansen to the Parks Commission as Alternate #2
 - Walter Wright will be appointed to the Municipal Alliance at the upcoming meeting on December 9th as a Township Committee appointment.
- **Vacancies -**
 - Ms. Rubin read the vacancies for the following boards and commissions:
 - (3) Municipal Alliance - Full Member, 1st and 2nd Alternate

--Ordinances –

First Reading – None

Second Reading

- a). Cranbury Township Ordinance No. 11-19-15** – An ordinance establishing Sump Pump and Mechanical Water Discharge Regulations – Ms. Rubin read the ordinance by title.

**TOWNSHIP OF CRANBURY
ORDINANCE NO. 11-19-15**

**AN ORDINANCE ESTABLISHING SUMP PUMP AND MECHANICAL WATER DISCHARGE
REGULATIONS**

WHEREAS, water discharged from sump pumps onto sidewalks, roads, and impermeable surfaces, particularly in winter when it can freeze, creates a hazard to pedestrians and motorists; and

WHEREAS, the Township seeks to ensure the proper management of discharge and flow from sump pumps, to provide for enforcement, and thereby to protect the public health, safety and welfare of its residents;

TOWNSHIP COMMITTEE MEETING
November 25, 2019

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

Section 1. There is hereby created a new Chapter 132 entitled "Sump Pump Discharge," which reads as follows:

§ 132-1 Sump Pump Discharge

- A. There shall be no sump pump discharges or mechanical discharge of any stormwater directly onto any Township street or sidewalk, into the sanitary sewer, or directly into any public drywell.
- B. The sump pump or mechanical discharge of any stormwater shall be discharged into any of the following:
 - (1) An established watercourse;
 - (2) A natural drainage course, only where an established watercourse is not available; or
 - (3) A yard, only if such yard is capable of absorbing the discharge without creating stagnant water pools; or
 - (4) A drywell or gravel infiltration trench located on the property owner's property.

§ 132-2 Definitions

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

ESTABLISHED WATERCOURSE

A man-made condition of the land constructed for the purpose of receiving and transporting surface water runoff. Concave depressions or slopes forming street gutters along curbs shall be considered "established watercourses."

NATURAL WATERCOURSE

A natural condition of the land which serves as a runoff for surface waters.

§ 132-3 Timing

Any occupant, owner or tenant who currently releases sump pump or mechanical water discharge onto public streets or sidewalks shall become compliant with this Ordinance by July 1, 2020.

§ 132-4 Applicability

This chapter is applicable to all sump pump mechanical water discharging, whether by a private person or public entity and whether discharged from private or public property.

§ 132-5 Enforcement

Enforcement of this provision shall begin on July 1, 2020. This chapter shall be enforced by the Township Code Enforcement Officer. All properties shall be inspected at the time of sale to ensure compliance with this Chapter.

§ 132-6 Violations and Penalties

TOWNSHIP COMMITTEE MEETING
November 25, 2019

Any owner, occupant or tenant violating any provision of this article shall be liable for the penalties established in Chapter 1, § 1-15 of this Code, entitled "General penalty; continuing violations," except that no person found to have violated a provision of this article shall be subject to imprisonment for such violation.

Section 2. Repealer. All ordinances or Code provisions or parts thereof inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any Court of competent jurisdiction that any such portion of this Ordinance is unconstitutional, void or ineffective for any cause or reason shall not affect any other portion of this Ordinance.

Section 4. Effective Date. This Ordinance shall take effect upon its passage and publication.

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Township of Cranbury, in the County of Middlesex, State of New Jersey, held on November 12, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the meeting room of Town Hall, 23-A North Main Street, in the Township of Cranbury on November 25, 2019 at 7:00 P.M., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office.

Mayor Taylor opened the public hearing on the ordinance.

- Richard Kallan – Mr. Kallan questioned the monitoring and enforcement of the ordinance. Mr. Miccio advised the ordinance has an enforcement provision and refers to a Code Enforcement Officer for a future appointment to the position. The enforcement does not begin until July 1, 2020.
- Bill Bauder – Mr. Bauder advised the members that he believes ordinances should be made available to the public prior to adoption in order to help with crafting the content. He questioned two particulars regarding verbiage he believed were inconsistent. Mr. Miccio stated that the ordinance is worded properly.

With no other public comment, Mayor Taylor closed the public comment regarding the ordinance.

On motion by Mr. Ferrante, seconded by Mr. Mulligan, the Ordinance was adopted on second reading by vote:

Ayes: (Ferrante
(Mulligan
(Scott
(Taylor

Abstain: (None
Absent: (Johnson
Nays: (None

**Resolutions
Consent Agenda**

Mayor Taylor asked the Township Committee if there were any questions or comments on the Consent Agenda. Hearing no questions or comments, Mayor Taylor requested a motion to adopt the

TOWNSHIP COMMITTEE MEETING
November 25, 2019

Consent Resolutions. On a motion by Mr. Ferrante, seconded by Mr. Mulligan and unanimously carried, the following Resolutions adopted by vote:

Ayes: (Ferrante
(Mulligan
(Scott
(Taylor

Abstain: (None
Absent: (Johnson

Nays: (None

Cranbury Township Resolution #R 11-19-150

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 11-19-151

A RESOLUTION CONSENTING TO THE PROPOSED LOWER RARITAN/MIDDLESEX COUNTY
WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT

WHEREAS, the Township Committee desires to provide for the orderly development of wastewater facilities within the Township of Cranbury, County of Middlesex; and

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

WHEREAS, the NJDEP has established the WQM plan amendment procedure through the WQM plan rules at N.J.A.C. 7:15-3.5 as the method for incorporating un planned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on December 2, 2019 for Cranbury-Dey Road Property, Block 25, Lot 1 (portion), Cranbury Township, Middlesex County has been prepared by ESE Consultants, Inc. on behalf of Toll Bros., Inc.;

NOW, THEREFORE, BE IT RESOLVED on this 25th day of November, 2019, by the governing body of the Township of Cranbury that:

1. The Township of Cranbury hereby consents to the Cranbury-Dey Road Property, Block 25, Lot 1 (portion) amendment and publicly noticed on December 2, 2019, prepared by ESE Consultants, Inc. on behalf of Toll Bros., Inc., for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.5(g)6.

Public Comment

Mayor Taylor opened the meeting to general public comment.

- Robert Dillon - Brickyard Road – Mr. Dillon spoke of his concerns regarding the township encroaching on his private property during the paving of Brickyard Road. He described a recent incident where he and his wife contacted the Police Department for assistance. He is requesting

TOWNSHIP COMMITTEE MEETING
November 25, 2019

support to stop the paving on his property. He explained the street corners are being cut due to no curbing and it causes the paving to repeatedly encroach upon his property.

- Barbara Rogers – Environmental Chairperson – Ms. Rogers reported on her work with the Traffic Subcommittee to select a project for submission of the grant application for the *Completed Street Technical Assistance Program*. She stated the deadline for submission is December 2019. Ms. Rogers advised that a resolution is needed from the governing body in support of the grant submission. Mayor Taylor suggested a work session be added to the next meeting agenda in December to discuss and, if approved, a resolution to follow.
- Robert Dillon – Brickyard Road – (Continuance of earlier discussion due to exceeding time limit) – Mr. Dillon expressed his disappointment regarding the endless battle to stop the paving of his property. Mayor Taylor asked Mr. Dillon to review the survey of his property lines to confirm property lines. Mayor Taylor requested a survey be provided to Mr. Dillon.

Mayor Taylor closed the meeting to public comment.

On a motion by Mr. Ferrante, seconded by Mr. Mulligan and unanimously carried, the following Resolution adopted by vote:

Ayes: (Ferrante
(Mulligan
(Scott
(Taylor

Abstain: (None
Absent: (Johnson

Nays: (None

Cranbury Township Resolution # R 11-19-152
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:

- N.J.S.A. 10:4-12b (7)/Possible Land Acquisition
 - Petty Road

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.

The meeting went to Closed Session.

Mr. Ferrante made a motion to return to public session and seconded by Mr. Scott. On a voice vote, the members agreed unanimously.

TOWNSHIP COMMITTEE MEETING
November 25, 2019

Mayor Taylor requested a motion to adjourn. On motion by Mr. Ferrante, seconded by Mr. Scott and unanimously carried, the meeting adjourned at 8:28 p.m.

Debra A. Rubin, RMC
Municipal Clerk