

BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE

COMBINED AGENDA - REGULAR MEETING

July 25, 2023 – 8:00 PM Public Open Session

The Municipal Building, 1 Collyer Lane, Basking Ridge, is open and is following the CDC’s current guidelines. The meeting will be live streamed and can be found by clicking on the “Watch a Meeting Live” icon on the home page, www.bernards.org and can also be viewed live on Optimum/Cablevision TV - Channel 15 and Verizon FiOS TV - Channel 35.

Estimated Times

A G E N D A

- 8:00 PM
1. **CALL TO ORDER** Video
 2. **FLAG SALUTE**
 3. **MAYOR’S OPENING MEETING STATEMENT**
 4. **ROLL CALL**
 5. **EXECUTIVE SESSION (if required)**

8:05 PM

 6. **PRESENTATION**
 - A. Resolution #2023-0290 - Commendation on Attaining Eagle Scout Designation John A. Skalski
 7. **PUBLIC WORK SESSION (if required)**
 8. **REPORTS**
 9. **CORRESPONDENCE**

8:10 PM

 10. **PUBLIC COMMENT**
 11. **STAFF COMMENTS, TOWNSHIP COMMITTEE COMMENTS AND BOARD / LIAISON REPORTS**
 12. **FIRE & RESCUE APPOINTMENT**
 - A. Resolution #2023-0318 - Appointment to Membership in Township of Bernards Volunteer Liberty Corner Fire Company Gabrielle White, Junior Member

 - B. Resolution #2023-0319 - Appointment to Membership in Township of Bernards Volunteer Liberty Corner Fire Company Alexander White, Full Member
 13. **UNFINISHED BUSINESS**
 - A. Ordinance #2530 - Accepting a Stream Buffer Conservation Easement on Property Located at 113 Culberson Road; Block 2601, Lot 1, from Craig Koenig and Jennifer Lucas to the Township of Bernards – Map – Public Hearing
 14. **NEW BUSINESS**
 - A. **Consent Agenda**

The items listed within the consent agenda portion of the meeting have been referred to the Township Committee for reading and study, are posted on the agenda on the website, are considered routine and will be enacted by one motion of the Township Committee with no separate discussion. If separate discussion is required, the item may be removed from the agenda by township committee action and placed on the regular agenda under new business.

 - 1) Resolution #2023-0315 - Approval of the Bill List Dated 07/25/2023
 - 2) Resolution #2023-0316 - Award of Purchase Orders for Identified Vendor: Fullerton Automotive Corporation



Please call 24 hours in advance (908) 204-3001 if accommodations are required, including assistive listening devices (ALD).

- 3) Resolution #2023-0317 - Resolution Authorizing the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. to Lease, License, Rent or Otherwise Permit the Use of the Farmstead Property for Classes, Programs, Events and Meetings Consistent with the Purpose of a Lease Agreement with Angela Hartmann to Use Space Solely as an artist's studio
 - 4) Resolution #2023-0320 - Authorization for Tax Refund
 - 5) Resolution #2023-0321 - Improvement Performance Bond Reduction
 - 6) Resolution #2023-0322 - Issuance of New Plenary Retail Consumption Liquor License to SM Investments at Basking Ridge
 - 7) Resolution #2023-0323 - Authorizing and Approving Purchase of Computer Equipment from the Educational Services Commission of New Jersey/AEPA Cooperative Contract # 22G and NJ State Cooperative Contract M0482 to CDW Government LLC., 230 N Milwaukee Ave, Vernon Hills, IL 60061-9740 In the Amount Not to Exceed \$ 100,000.00
 - 8) Resolution #2023-0324 - Acknowledgement of Receipt of 2022 Annual Report Submitted by the Zoning Board of Adjustment – Report
 - 9) Resolution #2023-0325 - Personnel Appointment Stephanie Dresner – Library Assistant-Children's Services Bernards Township Library
 - 10) Resolution #2023-0326 - Rejection of Bids for Janitorial Services - Municipal Facilities
 - 11) Resolution #2023-0328- Authorizing and Approving Purchase of Playground Equipment from Ben Shaffer Recreation, PO Box 844, Lake Hopatcong, New Jersey 07849 from ESCNJ#20/Co Op 65MCESCCPS In the Amount Not to Exceed \$43,064.43
 - 12) Resolution #2023-0329- Authorizing and Approving Purchase of Two (2) 2023 Ford F250 Pickup Trucks from NJ State Contract # T2100 (A88726) to Chas S Winner Inc. DBA Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034 In the Amount Not to Exceed \$117,126.00.
 - 13) Resolution #2023-0331 - Award of Bid for FY 2023 NJDOT Municipal Aid Funded Grant Cross Road & South Alward Avenue to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 - In the Amount of \$560,712.26
- B. Resolution #2023-0327- Authorizing and Approving Purchase of one (1) Draeger Alcotest 9510 from New Jersey State Contract # T3031 to Draeger Inc, 7256 S Sam Houston W Pkwy, Suite 100 Houston, TX 77085 In the Amount Not to Exceed \$19,305.00
- C. Resolution #2023-0330 - Authorizing and Approving Purchase of Playground Equipment from MRC, PO Box 106, Spring Lake, New Jersey 07762from ESCNJ Co-Op #20/21-06 In the Amount Not to Exceed \$61,410.12.
- D. Ordinance #2523 - An Ordinance to Authorize the Renewal of the Leasing of Property to the Ridge Baseball Club, Inc. ("Ridge Baseball Club" or "Lessee") For a Period of an Additional Twenty Years for a Nominal Consideration – Introduction
- E. Ordinance #2532 - Accepting a First Amendment to Tree Conservation Easement on Property Located at 3, 6, 7, 10 and 11 Fenwick Place; Block 7702, Lots 10.01, 10.02, 10.03, 10.04 and 10.05, from Leonard Soled and Alexis Soled, Veeraj Jadeja and Priya Jadeja, Brian Krawitz and Brooke Krawitz, Waqas Rehman and Urooj Rehman, and Gaurav Patel and Payal Joshi to the Township of Bernards – Map - Introduction
- F. Approval of Minutes:
07/11/2023 Open Session Minutes

15. EXECUTIVE SESSION (if required)

16. ADJOURNMENT

Christine V. Kieffer, Municipal Clerk

(Note: Copies of Resolutions and other supporting documents listed on this agenda can be found on the pages below)



Please call 24 hours in advance (908) 204-3001
if accommodations are required, including assistive listening devices (ALD).



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution# 2023-0290

Commendation on Attaining Eagle Scout Designation
John A. Skalski

WHEREAS, the Township Committee is very pleased to recognize the outstanding personal effort of John A. Skalski reaching the rank of Eagle Scout; and

WHEREAS, John A. Skalski, a member of Troop 555 of Patriots' Path Council, Boy Scouts of America has been an active scout, demonstrating outstanding leadership within the Troop, and has contributed many service hours to his community during his years in scouting; and

WHEREAS, of the total national enrollment of the scouting program, only a small percentage reach this prestigious rank, which John A. Skalski will carry as a badge of honor.

NOW THEREFORE BE IT RESOLVED, that the Township Committee offers its best wishes to John A. Skalski for continued success, and congratulations for a personal achievement that will serve as a reminder of the importance of the pursuit of excellence throughout his life.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0318

Appointment to Membership in Township of Bernards
Volunteer Liberty Corner Fire Company
Gabrielle White, Junior Member

WHEREAS, pursuant to §2-14.1 and §2-16 .1 of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1; and

WHEREAS, the Liberty Corner Fire Company is recommending Gabrielle White, residing at 89 Harrison Brook Drive, Basking Ridge, NJ, for appointment as a Junior Member.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Junior Member of the Liberty Corner Fire Company effective this date.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

EXPLANATORY STATEMENT

Application has been made by the applicant to the above referenced organization who has vetted said person and recommends appointment. In addition, a police background check has been performed.
Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0319

Appointment to Membership in Township of Bernards
Volunteer Liberty Corner Fire Company
Alexander White, Full Member

WHEREAS, pursuant to §2-14.1 and §2-16 .1 of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1; and

WHEREAS, the Liberty Corner Fire Company is recommending Alexander White, residing at 89 Harrison Brook Drive, Basking Ridge, NJ, for appointment as a Full Member.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Full Member of the Liberty Corner Fire Company effective this date.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

EXPLANATORY STATEMENT

Application has been made by the applicant to the above referenced organization who has vetted said person and recommends appointment. In addition, a police background check has been performed.
Christine V. Kieffer, Municipal Clerk



Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

ORDINANCE #2530

Accepting a Stream Buffer Conservation Easement on
Property Located at 113 Culberson Road; Block 2601, Lot 1, from
Craig Koenig and Jennifer Lucas to the Township of Bernards

BE IT ORDAINED, by the Township Committee of the Township of Bernards, in the County of Somerset and State of New Jersey as follows:

1. Pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq., Bernards Township hereby accepts from Craig Koenig and Jennifer Lucas, with a mailing address at 113 Culberson Road, Basking Ridge, New Jersey, 07920, a Stream Buffer Conservation Easement on Block 2601, Lot 1, in Bernards Township.
2. The easement is on file with the office of the Township Clerk.
3. This Ordinance shall take effect upon its final passage and publication according to law.

EXPLANATORY STATEMENT

This easement is provided in conjunction with a variance approval granted by the Board of Adjustment on May 3, 2023 (Application #ZB22-032). The approval allows the grantor to construct a swimming pool and related improvements. The purpose of the easement is to protect the stream buffer conservation area located on the property. The grantor maintains an escrow account with the Board of Adjustment to reimburse the Township for costs incurred in processing the easement.

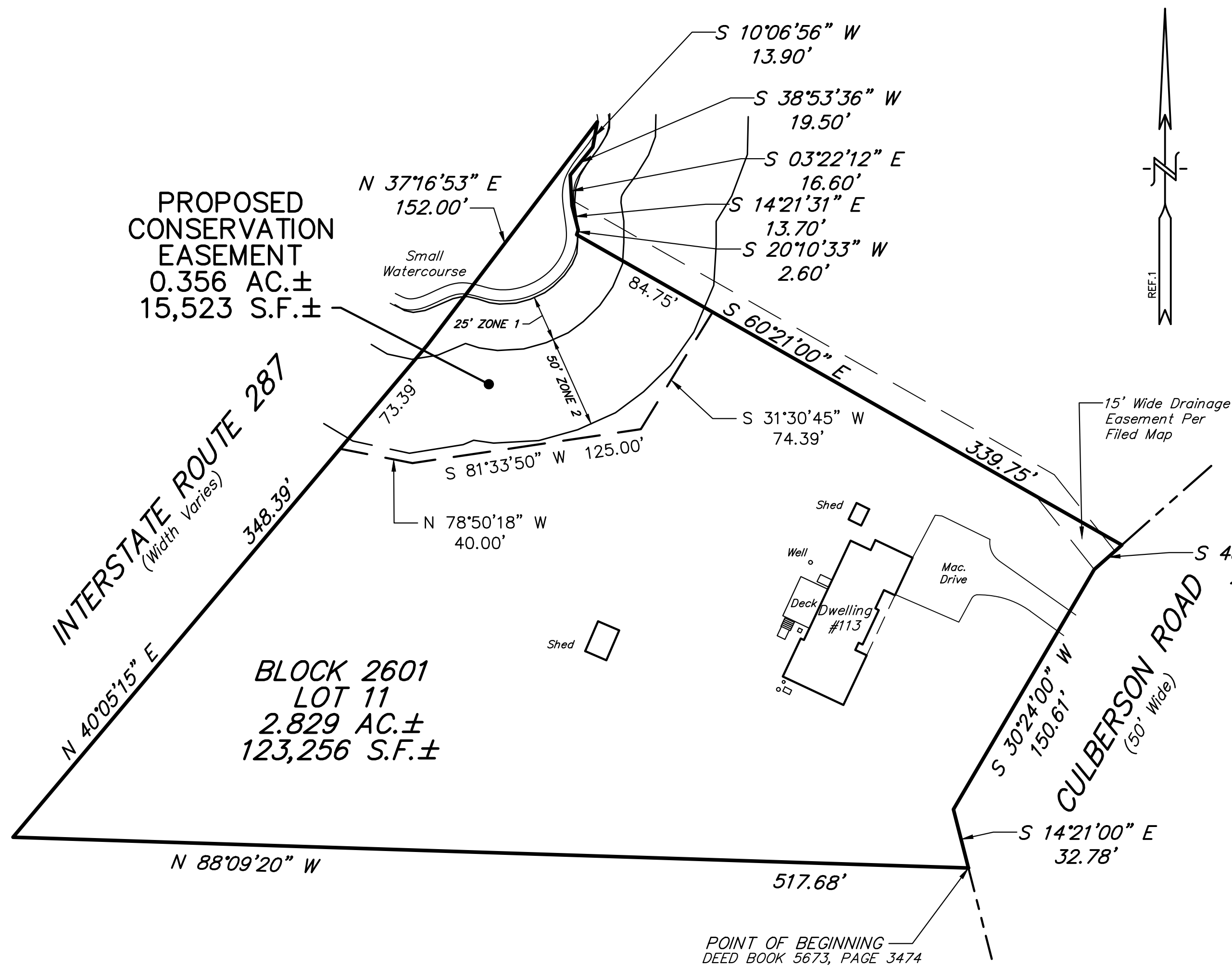
Date: June 23, 2023

David Schley, PP, AICP, Township Planner

TOWNSHIP OF BERNARDS PUBLIC NOTICE

Ordinance #2530 was introduced and passed on first reading by the Township Committee of the Township of Bernards in the County of Somerset on 07/11/2023 and then ordered to be published according to law. It will be further considered for final passage and adoption at a public hearing held at a meeting of the Township Committee at the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ in said township on 07/25/2023, at 8 P.M., when and where, or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance. A complete text of this ordinance is available in the Office of the Municipal Clerk, 1 Collyer Lane, Basking Ridge, NJ, from 8:30 A.M. to 4:30 P.M., Monday through Friday. Copies are also available via e-mail from ckieffer@bernards.org.

By Order of the Township Committee
Christine V. Kieffer, Municipal Clerk

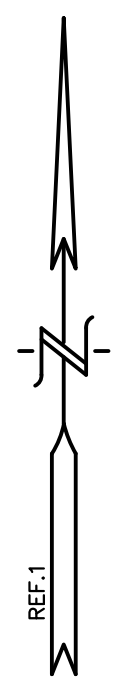


NOTES:

1. THIS SURVEY MAKES NO REPRESENTATIONS AS TO THE PRESENCE OR ABSENCE OF HAZARDOUS WASTES OR FRESHWATER WETLANDS.
2. THIS SURVEY IS VALID ONLY WHEN EMBOSSED SEAL IS AFFIXED HERETO.
3. THE CERTIFICATION SHOWN HEREON IS NOT TRANSFERABLE TO SUBSEQUENT OWNERS.
4. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A TITLE SEARCH AND IS SUBJECT TO SUCH FACTS AS AN ACCURATE TITLE SEARCH MAY DISCLOSE.
5. THIS SURVEY DOES NOT SHOW UTILITY LINES WHICH ARE LOCATED UNDERGROUND AND ARE NOT VISIBLE.

SURVEY REFERENCES:

1. DEED BETWEEN GILBERT, JR. AND MAROLYN K. MOEN AND BRIAN AND ROSE BARRY ON FILE IN THE SOMERSET COUNTY CLERK'S OFFICE IN DEED BOOK 5673, PAGE 3474.
2. MAP ENTITLED "MAP OF LANDS LOCATED IN BASKING RIDGE, TOWNSHIP OF BERNARDS, SOMERSET COUNTY, N.J." FILED IN THE SOMERSET COUNTY CLERK'S OFFICE ON NOVEMBER 2, 1949 AS MAP NUMBER 204.
3. DEEDS OF ADJOINING OWNERS INDICATED (BOOK/PAGE).
4. FIELD DATA.
5. TAX MAP DATA.



I HEREBY CERTIFY TO THE FOLLOWING PARTIES:

THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF, THIS MAP OR PLAN IS THE RESULT OF A FIELD SURVEY MADE ON AUGUST 26, 2022 BY ME OR UNDER MY DIRECT SUPERVISION, IN ACCORDANCE WITH THE RULES AND REGULATIONS PROMULGATED BY THE "STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS". THE INFORMATION SHOWN HEREON CORRECTLY REPRESENTS THE CONDITIONS FOUND AT, AND AS OF THE DATE OF THE FIELD SURVEY, EXCEPT SUCH IMPROVEMENTS OR EASEMENTS, IF ANY, BELOW THE SURFACE AND NOT VISIBLE.

CERTIFIED TO:
RYDT CONSULTING

UTRS 10970.PR.0022

EASEMENT PLAN		
BLOCK 2601 LOT 1		
TOWNSHIP OF BERNARDS SOMERSET COUNTY, NEW JERSEY		
DATE: 06/08/23	SCALE: 1"=50'	PROJECT NUMBER: PBTS22165
DRN. BY/CHK. BY: NJK/JSS	FIELD BOOK PBTS22165.TXT	SHEET: 1 of 1

FINELLI CONSULTING ENGINEERS
CERTIFICATE OF AUTHORIZATION NO. 24GA28243300

TELEPHONE: (908) 835-9500 205 ROUTE 31 NORTH
FAX: (908) 835-9909 WASHINGTON, N.J. 07882

Eugene N. Weber
EUGENE N. WEBER, P.E., L.S.
NJ Professional License No. GB25749



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Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0315

Approval of the Bill List Dated 07/25/2023

BE IT RESOLVED, that the bill list dated 07/25/2023 be audited, and if found correct, be paid.

July 25, 2023
08:54 AM

TOWNSHIP OF BERNARDS
Check Register By Check Date

Page No: 1

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
CASH - CHECKING CURRENT CHECKING				
136801	07/25/23	90270 GELETA, ERIC M.	255.46	1712 Direct Deposit
136802	07/25/23	90279 NEIL, DAWN	91.00	1712 Direct Deposit
136803	07/25/23	90286 BURGER, JON	424.95	1712 Direct Deposit
136804	07/25/23	90395 NERI, MARK	13.18	1712 Direct Deposit
136805	07/25/23	90504 COWELL, TRICIA	30.00	1712 Direct Deposit
136806	07/25/23	90507 GANDER, JENNIFER	344.47	1712 Direct Deposit
136807	07/25/23	90549 NICOLETTI, TJ	27.00	1712 Direct Deposit
136808	07/25/23	90563 CARTOCCIO, KAITLIN	155.94	1712 Direct Deposit
136809	07/25/23	90690 KIEFFER, CHRISTINE	317.16	1712 Direct Deposit
136810	07/25/23	A0168 ALLIED OIL COMPANY, LLC	11,690.79	1712 Direct Deposit
136811	07/25/23	A0398 STERLING TALENT SOLUTIONS	114.93	1712 Direct Deposit
136812	07/25/23	A0425 ATLANTIC TACTICAL	49.99	1712 Direct Deposit
136813	07/25/23	A0453 AMAZON.COM	1,813.09	1712 Direct Deposit
136814	07/25/23	A0589 AFTERMATH SERVICES, LLC	300.00	1712 Direct Deposit
136815	07/25/23	A0716 ACB SERVICES INC	2,660.00	1712 Direct Deposit
136816	07/25/23	B0203 DIFRANCESCO BATEMAN, PC	2,835.49	1712 Direct Deposit
136817	07/25/23	B0581 BUY WISE AUTO PARTS	283.73	1712 Direct Deposit
136818	07/25/23	B0840 BRIGHT VIEW ENGINEERING	612.50	1712 Direct Deposit
136819	07/25/23	D0020 DELTA DENTAL OF NJ	12,204.83	1712 Direct Deposit
136820	07/25/23	D0339 DEER CARCASS REMOVAL SVC, LLC	4,403.28	1712 Direct Deposit
136821	07/25/23	D0848 DOMINICK'S LIBERTY CORNER LLC	225.00	1712 Direct Deposit
136822	07/25/23	E0224 EXCELLENT BUILDING SERVICES	2,745.00	1712 Direct Deposit
136823	07/25/23	E0327 ELITE VEHICLE SOLUTIONS	42,968.49	1712 Direct Deposit
136824	07/25/23	E0338 EMPIRE BACKFLOW	2,235.00	1712 Direct Deposit
136825	07/25/23	G0012 GILL ID SYSTEMS	715.00	1712 Direct Deposit
136826	07/25/23	G0066 GRAINGER INC	809.80	1712 Direct Deposit
136827	07/25/23	G0133 GARDEN STATE LABORATORIES, INC	4,995.00	1712 Direct Deposit
136828	07/25/23	K0024 KEYSTONE PLASTICS, INC.	940.20	1712 Direct Deposit
136829	07/25/23	M0015 MCKESSON MEDICAL SURGICAL	301.35	1712 Direct Deposit
136830	07/25/23	N0083 NJRPA	675.00	1712 Direct Deposit
136831	07/25/23	O0110 ONE SOURCE OF NEW JERSEY, LLC	225.00	1712 Direct Deposit
136832	07/25/23	O0135 OUTHOUSE LLC	640.00	1712 Direct Deposit
136833	07/25/23	P0534 PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1712 Direct Deposit
136834	07/25/23	P0706 PARTS AUTHORITY LLC	489.20	1712 Direct Deposit
136835	07/25/23	R0509 REVIVAX CONTRACTING CORPORATION	825,077.14	1712 Direct Deposit
136836	07/25/23	R0824 REPUBLIC SERVICES OF NJ LLC	1,290.00	1712 Direct Deposit
136837	07/25/23	S0016 STORR TRACTOR COMPANY	25,672.02	1712 Direct Deposit
136838	07/25/23	S0135 CJHRC-CENTRAL JERSEY HOUSING	4,340.15	1712 Direct Deposit
136839	07/25/23	S0227 SHEARON ENVIRONMENTAL DESIGN	26,055.56	1712 Direct Deposit
136840	07/25/23	S0443 STAPLES ADVANTAGE	213.64	1712 Direct Deposit
136841	07/25/23	S0741 SUBURBAN CONSULTING ENGINEERS	73,516.50	1712 Direct Deposit
136842	07/25/23	S0992 SMALLWOOD FINANCIAL GROUP LLC	2,418.00	1712 Direct Deposit
136843	07/25/23	S1161 SETTEMBRINO ARCHITECTS	341.90	1712 Direct Deposit
136844	07/25/23	S1176 STONEFIELD ENG. & DESIGNS LLC	390.00	1712 Direct Deposit
136845	07/25/23	T0066 CENGAGE LEARNING CREDIT SVCS	141.70	1712 Direct Deposit
136846	07/25/23	T0378 THE GUARDIAN LIFE INS CO OF AM	96.14	1712 Direct Deposit
136847	07/25/23	U0074 ULINE	294.84	1712 Direct Deposit
136848	07/25/23	V0020 VILLAGE OFFICE SUPPLY	136.81	1712 Direct Deposit
136849	07/25/23	A0126 AFLAC NEW YORK	137.94	1713
136850	07/25/23	A0162 ACME DIESEL ELECTRIC, INC.	1,469.25	1713
136851	07/25/23	A0315 AMERICAN SOCIETY OF COMPOSERS	15.00	1713
136852	07/25/23	A0338 AFLAC	1,075.21	1713
136853	07/25/23	A0672 ATLANTIC VISITNG NURSE	5,261.36	1713
136854	07/25/23	A0717 AAA FACILITY SOLUTIONS LLC	650.00	1713
136855	07/25/23	A0742 ALLEGIANCE TRUCKS LLC	2,558.63	1713
136856	07/25/23	A0744 AMACC	50.00	1713
136857	07/25/23	A0746 AXON ENTERPRISE, INC.	1,860.00	1713
136858	07/25/23	B0001 BAKER & TAYLOR, INC.	5,113.52	1713
136859	07/25/23	B0017 BRIDGEWATER RESOURCES, INC.	2,041.19	1713
136860	07/25/23	B0026 BERNARDS TOWNSHIP CURRENT	7,155.05	1713
136861	07/25/23	B0029 BERNARDS TWP BD OF EDUCATION	8,035,822.08	1713
136862	07/25/23	B0031 BERNARDSVILLE PRINT CENTER	57.00	1713
136863	07/25/23	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	642,377.13	1713
136864	07/25/23	B0098 BERNARDS TOWNSHIP (RECREATION)	1,974.05	1713
136865	07/25/23	B0105 BARONS AT BASKING RIDGE	5,394.30	1713
136866	07/25/23	B0518 BERNARDSVILLE HARDWARE	27.98	1713
136867	07/25/23	C0024 GANNETT NEW JERSEY NEWSPAPERS	22.62	1713
136868	07/25/23	C0024 GANNETT NEW JERSEY NEWSPAPERS	24.96	1713
136869	07/25/23	C0083 CDW GOVERNMENT, INC.	393.99	1713
136870	07/25/23	C0111 CEDARS @ BR CONDO ASSOCIATION	12,624.77	1713
136871	07/25/23	C0136 RUTGERS, THE STATE UNIVERSITY	481.00	1713
136872	07/25/23	C0241 COOPER ELECTRIC SUPPLY	12,999.00	1713
136873	07/25/23	C0930 CLINTON WELL&PUMP SERVICES LLC	635.00	1713
136874	07/25/23	C0946 CIOCCA PARTS WAREHOUSE	265.72	1713
136875	07/25/23	C0960 CAPIZZI, PETER OR GINA	490.00	1713
136876	07/25/23	D0319 DRAEGER, INC	179.00	1713

136877	07/25/23	D0661	DAVID WEBER OIL CO.	2,306.72	1713
136878	07/25/23	D0869	DRUG IMPAIRMENT CONSULTING AND	100.00	1713
136879	07/25/23	E0020	MAPLE RUN CONDOMINIUM ASSOC.	3,614.02	1713
136880	07/25/23	E0250	E LIFEGUARD INC	144.00	1713
136881	07/25/23	E0336	EVERGREEN LANDSCAPING	24,000.00	1713
136882	07/25/23	F0047	FULLERTON FORD	48.04	1713
136883	07/25/23	F0148	FAIRFIELD MAINTENANCE INC	398.00	1713
136884	07/25/23	F0158	FLEMINGTON DEPARTMENT STORE	411.95	1713
136885	07/25/23	F0313	FUN EXPRESS, LLC	6,229.75	1713
136886	07/25/23	F0326	FX AUTOMOTIVE LLC	496.71	1713
136887	07/25/23	G0098	JCP&L	24,230.91	1713
136888	07/25/23	G0461	GLOBAL AUTO MALL	84.09	1713
136889	07/25/23	H0101	HAMILTON WOODS CONDO ASSOC.	6,501.43	1713
136890	07/25/23	H0113	HAMILTON CREST CONDO ASSOC.	4,391.54	1713
136891	07/25/23	H0186	HAMILTON RIDGE CONDO ASSOC.	3,364.14	1713
136892	07/25/23	H0241	HASTY AWARDS INC.	343.88	1713
136893	07/25/23	H0246	HOME DEPOT CREDIT SERVICES	693.59	1713
136894	07/25/23	H0403	HIGH SPEED GEAR	416.11	1713
136895	07/25/23	H0496	HAHN, MAX WILLIAM GROBOW	250.00	1713
136896	07/25/23	I0158	INSPECT USA, INC	213.24	1713
136897	07/25/23	I0159	IMPERIAL DADE	1,616.10	1713
136898	07/25/23	J0015	JESCO, INC.	791.55	1713
136899	07/25/23	J0145	JERSEY TACTICAL CORP	5,848.00	1713
136900	07/25/23	K0259	KONICA MINOLTA PREMIER FINANCE	108.92	1713
136901	07/25/23	K0259	KONICA MINOLTA PREMIER FINANCE	123.54	1713
136902	07/25/23	K0331	KONICA MINOLTA PREMIER FINANCE	148.97	1713
136903	07/25/23	K0331	KONICA MINOLTA PREMIER FINANCE	192.89	1713
136904	07/25/23	K0331	KONICA MINOLTA PREMIER FINANCE	266.84	1713
136905	07/25/23	L0046	LORD STIRLING VILLAGE	10,686.70	1713
136906	07/25/23	L0498	LUPO, DAN	100.00	1713
136907	07/25/23	M0062	CAVENDISH SQUARE PUBLISHING	204.44	1713
136908	07/25/23	M0251	MUNICIPAL CLERKS' ASSN OF NJ	100.00	1713
136909	07/25/23	M0342	MORTON'S MARKETING RESOURCES	1,163.35	1713
136910	07/25/23	M0441	MAIN LINE COMMERCIAL POOLS,INC	5,428.66	1713
136911	07/25/23	M0493	MCELROY, DEUTSCH, MULVANEY &	4,667.91	1713
136912	07/25/23	M0518	KONICA MINOLTA BUSINESS SOL.	50.00	1713
136913	07/25/23	M0518	KONICA MINOLTA BUSINESS SOL.	100.36	1713
136914	07/25/23	M0899	MR JOHN	65.00	1713
136915	07/25/23	M1023	MOYE, WILLIAM OR CAROL	14.82	1713
136916	07/25/23	M1026	MARIO MEDICI LECTURES LLC	125.00	1713
136917	07/25/23	N0006	NEW JERSEY AMERICAN WATER CO.	0.00	07/25/23 VOID 0
136918	07/25/23	N0006	NEW JERSEY AMERICAN WATER CO.	11,113.59	1713
136919	07/25/23	N0017	NJ STATE LEAGUE OF MUNICIPAL.	25.00	1713
136920	07/25/23	N0032	NJ STATE DEPT HEALTH/SR SVCS	81.00	1713
136921	07/25/23	N0441	NEW JERSEY LINE-X	550.00	1713
136922	07/25/23	N0451	NJ ADVANCE MEDIA	101.48	1713
136923	07/25/23	N0524	NIELSEN CHRYSLER DODGE	36,553.35	1713
136924	07/25/23	O0100	OVERDRIVE, INC.	3,078.56	1713
136925	07/25/23	P0005	PITNEY BOWES, INC.	799.14	1713
136926	07/25/23	P0072	POSITIVE PROMOTIONS	831.35	1713
136927	07/25/23	P0211	PATRIOT HILL CONDO ASSOCIATION	5,551.31	1713
136928	07/25/23	P0415	PERTH AMBOY SPRING WORKS	497.22	1713
136929	07/25/23	P0525	POWER PLACE, INC.	122.00	1713
136930	07/25/23	P0538	PROVIDENT LIFE & ACCIDENT	60.04	1713
136931	07/25/23	P0646	PIEDICI, KATHLEEN I.	200.23	1713
136932	07/25/23	P0724	PACE ANALYTICAL SERVICES LLC	2,995.00	1713
136933	07/25/23	Q0032	QUINN, THOMAS J.	525.00	1713
136934	07/25/23	R0010	REIDER ASSOCIATES, INC.	3,060.00	1713
136935	07/25/23	R0019	RECREONICS, INC.	802.48	1713
136936	07/25/23	R0023	RICHIES TIRE SERVICE, INC.	4,112.58	1713
136937	07/25/23	R0843	ROUX ASSOCIATES, INC.	500.00	1713
136938	07/25/23	S0056	RWJHN - MOBILE HEALTH SERVICE	570.00	1713
136939	07/25/23	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	246.00	1713
136940	07/25/23	S0185	SUBURBAN JOINT INSURANCE FUND	188,450.00	1713
136941	07/25/23	S0202	SUBURBAN PROPANE	183.64	1713
136942	07/25/23	S0327	ADT COMMERCIAL LLC	6,300.00	1713
136943	07/25/23	S0344	SUMMIT SUPPLY CORP OF COLORADO	459.35	1713
136944	07/25/23	S0764	STERICYCLE	35.70	1713
136945	07/25/23	S0875	SUNLIGHT GENERAL CAPITAL	286.06	1713
136946	07/25/23	S0913	SHEDLOCK CAR CARE	125.00	1713
136947	07/25/23	S1007	SPRUCE INDUSTRIES	646.15	1713
136948	07/25/23	S1191	SAVO, SCHALK, CORSINI, GILLESPIE,	5,254.50	1713
136949	07/25/23	S1209	SPECIAL OPS TACTICAL LLC	1,384.60	1713
136950	07/25/23	S1211	SHETH, JESAL OR NEELAM	180.00	1713
136951	07/25/23	S1212	SWAMINATHAN, VENKATANATHAN OR	185.00	1713
136952	07/25/23	S1213	SCARPA, CAITLIN	500.00	1713
136953	07/25/23	T0367	TRITEC COMMUNICATIONS, INC	190.00	1713
136954	07/25/23	T0372	TLO, LLC	184.20	1713
136955	07/25/23	T0498	TRINI AUTO GROUP LLC	595.00	1713
136956	07/25/23	V0037	VILLAGE SUPERMARKET, INC.	118.65	1713
136957	07/25/23	V0056	VERIZON WIRELESS	1,858.45	1713
136958	07/25/23	V0058	VERIZON	173.94	1713
136959	07/25/23	V0058	VERIZON	42.12	1713
136960	07/25/23	V0058	VERIZON	37.49	1713
136961	07/25/23	V0058	VERIZON	207.36	1713
136962	07/25/23	V0073	VAIL INDUSTRIAL SUPPLIES	209.18	1713
136963	07/25/23	V0084	VERIZON	188.99	1713
136964	07/25/23	V0084	VERIZON	189.99	1713
136965	07/25/23	V0084	VERIZON	289.99	1713
136966	07/25/23	V0084	VERIZON	20.81	1713
136967	07/25/23	V0124	VERIZON BUSINESS FIOS	204.99	1713
136968	07/25/23	W0016	WARRENVILLE TRUE VALUE	288.74	1713
136969	07/25/23	W0074	WELSH'S MOTOR SALES, INC.	1.28	1713
136970	07/25/23	W0357	WHAT'S OUT THERE LLC	1,200.00	1713
136971	07/25/23	W0422	WORLEY, DANIEL JR OR KAMILLA	145.00	1713
136972	07/25/23	W0423	WANG, STEVEN	8,139.75	1713
136973	07/25/23	X0003	XEROX CORPORATION	201.75	1713

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	124	1	9,142,049.93	0.00
Direct Deposit:	48	0	1,056,596.23	0.00
Total:	172	1	10,198,646.16	0.00

July 25, 2023
08:54 AM

TOWNSHIP OF BERNARDS
Check Register By Check Date

Page No: 5

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	2-01	54,546.21	0.00	0.00	54,546.21
CURRENT FUND	3-01	9,074,952.31	0.00	0.00	9,074,952.31
DOG FUND	3-12	212.00	0.00	0.00	212.00
GOLF COURSE UTILITY	3-26	46,376.58	0.00	0.00	46,376.58
Year Total:		9,121,540.89	0.00	0.00	9,121,540.89
CAPITAL FUND	C-04	770,496.23	0.00	0.00	770,496.23
PUBLIC GRANTS	G-02	204,665.58	0.00	0.00	204,665.58
TRUST FUNDS	T-13	37,156.93	0.00	0.00	37,156.93
PROJECT		10,240.32	0.00	0.00	10,240.32
Total Of All Funds:		10,198,646.16	0.00	0.00	10,198,646.16

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0316

Award of Purchase Orders for Identified Vendor:
Fullerton Automotive Corporation

WHEREAS, the Township Committee of Bernards has adopted Ordinance #1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

WHEREAS, pursuant to the ordinance window contracts determined to exceed \$17,500.00 and within the bid threshold of \$44,000.00 requires governing body approval; and

WHEREAS, the purchasing agent has determined that the value of the expenditures with the vendor(s) listed below will exceed \$17,500.00 in purchases; and

Vendor	Not to Exceed
Fullerton Automotive Corporation	\$ 44,000

WHEREAS, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance #1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendors listed above to maintain continuity and facilitate the ordering process through December 31, 2023.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

Pursuant to the adoption of the Bernards Township Pay to Play ordinance #1854 and P. L. 2004, Chapter 19, adoption will permit the purchases from noted vendor(s) relative to the day-to-day operation of the township departments.

Date: July 11, 2023

Francis J. Decibus, QPA, RPPO Purchasing Agent

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO, Purchasing Agent

Date: July 5, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0317

Resolution Authorizing The Friends Of The Kennedy-Martin-Stelle Farmstead, Inc. To Lease, License, Rent Or Otherwise Permit The Use Of The Farmstead Property For Classes, Programs, Events And Meetings Consistent With The Purpose Of A Lease Agreement With Angela Hartmann To Use Space Solely As An Artist's Studio

WHEREAS, the Township of Bernards owns the real property identified as Block 8401, Lot 23 (formally known as Block 185, Lot 20.03), consisting of approximately 4.397± acres, and located at 450 King George Road in the Township of Bernards, County of Somerset, State of New Jersey (the "Property"); and

WHEREAS, the Property contains an "English Barn," "Farm House," Wagon House," "Cow Shed," and other ancillary structures, which are on the New Jersey Historic Register and the National Register of Historic Places; and

WHEREAS, the Township and the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. ("Friends") entered into Lease Agreement C1775-1, dated March 29, 2005, for the Property (the "Lease"), which was thereafter amended to increase the term of the Lease; and

WHEREAS, Sections 2 and 3 of the Lease provide that Friends may provide access to Township residents for meetings and other appropriate events, provide alternate uses, and sublet or assign any interests in the Lease, subject to the prior written approval of the Township; and

WHEREAS, by email dated July 10, 2023 the Friends requested approval to permit a lease agreement with Angela Hartmann for use of space solely as an artist studio; and

WHEREAS, the Township Committee has reviewed the proposed non-exclusive license agreement and finds it consistent with public purposes of the Lease and Mission and Vision of the Friends.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards, in the County of Somerset and State of NJ, that the Township of Bernards hereby grants authorization to the Friends of the Kennedy-Martin-Stelle Farmstead, Inc., to enter into a non-exclusive lease agreement with Angela Hartman, 28 Dickinson Road, Basking Ridge, New Jersey 07920, cell # 310.980.8297, from July 1, 2023 – June 30, 2024; and

BE IT FURTHER RESOLVED that the Township hereby explicitly reserves the right to revoke the authorization herein granted to Friends at its sole discretion.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

EXPLANATORY STATEMENT:

This resolution authorizes a twelve month non-exclusive license agreement for Angela Hartmann at KMS Farmstead, for use as an art studio.

Dated: 07/10/2023

Leslie Workman, President



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0320 Authorization for Tax Refund

WHEREAS, an overpayment exists due to a payment remitted by the now former owner intended to pay the entire year 2023. The property sold in June 2023 and the seller never made the attorney nor the title company aware of this overpayment, nor did the attorney or title company research and discover said overpayment prior to the closing of this transaction; and

WHEREAS, per written request of the seller's attorney and with the agreement of the title company, the Tax Collector has suggested that a refund be issued and made payable to the former taxpayer.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize the following refund.

Block & Lot	Quarter & Year	Amount	Issue Refund To
10704/23	3Q2023	\$8,139.75	Steven Wang 117 Park St., #117 Newton, MA 02458

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

INTERPRETIVE STATEMENT:

This property has an overpayment due to the former resident paying their property taxes well in advance of due dates and billing, and then selling the property without making attorney nor title company aware of their action. I recommend a refund be issued to clear the account.

Kevin Sant'Angelo, Tax Collector



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0321

Improvement Performance Bond Reduction

WHEREAS, the Development Control Officer of the Township of Bernards, Somerset County, New Jersey 07920 has the following:

ITEM: Improvement Performance Bond

NAME OF APPLICANT: Fenwick Valley Road LLC (Chris Bell/CC Edwards Developers LLC)

ADDRESS OF APPLICANT: 2A Combs Hollow Rd, Mendham, NJ 07945

BOND NUMBER: #FP0024766

INSURANCE COMPANY: First Indemnity of America Insurance Co

IN THE AMOUNT OF: \$819,504.00

FOR: Fenwick Subdivision: Block 7702 Lots 10.01, 10.02, 10.03, 10.04, 10.05

WHEREAS, the applicant has requested a reduction of the Improvement Performance Bond; and

WHEREAS, the Township Engineer, after inspection of the improvements covered by the Applicants Improvement Performance Bond, recommends a reduction by the amount of \$598,237.92; and

WHEREAS, the Township Attorney has approved the Reduction Rider, in the amount of \$221,266.08, as to form and sufficiency; and

WHEREAS, the Reduction Rider is to be attached to and become part of Improvement Performance Bond No. FP0024766.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the aforesaid Improvement Performance Bond reduction be approved.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

Explanatory Statement:

Five (5) new single family residential building lots to be accessed by the proposal cul-de-sac road. Developer has submitted the required attached Reduction Rider.

Jennifer Martins, Administrative Assistant



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0322

Issuance of New Plenary Retail
Consumption Liquor License to SM Investments at Basking Ridge

WHEREAS, pursuant to N.J.S.A.33:1-1 et seq., N.J.S.A.33:1-19.3, Chapter VI of the Bernards Township Revised General Ordinances, and Resolution #2023-0172 the Township Committee of the Township of Bernards authorized the sale of a new plenary retail consumption license (“the license”) at public auction; and

WHEREAS, pursuant to Resolution #2023-0258, the Township Committee of the Township of Bernards awarded the bid to SM Investments at Basking Ridge LLC, 1260 Stelton Road, Piscataway, NJ 08854; and

WHEREAS, application has been made to the Township Committee of the Township of Bernards, County of Somerset, for the license; and

WHEREAS, the Municipal Clerk reports the application is complete in all respects, with the necessary fees submitted; and

WHEREAS, there were no objections to the application either written or in person; and

WHEREAS, this applicant is qualified to be licensed, and the Police Department has reviewed the source of all funds for use in the licensed business. The Police Department has thoroughly investigated the applicant and has submitted a memorandum of approval.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that this new Plenary Retail Consumption License for the license year 2023-2024 be approved effective 07/26/2023.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0323

Authorizing and Approving Purchase of Computer Equipment
from the Educational Services Commission of New Jersey/AEPA Cooperative Contract # 22G and
NJ State Cooperative Contract M0482

to

CDW Government LLC., 230 N Milwaukee Ave, Vernon Hills, IL 60061-9740
In the Amount Not to Exceed \$ 100,000.00

WHEREAS, the Township of Bernards wishes to purchase computer equipment from the Educational Services Commission of New Jersey/AEPA Cooperative Contract # 22G and NJ State Cooperative Contract M0482; and

WHEREAS, the Educational Services Commission of New Jersey Co-Operative awarded a contract to CDW Government LLC., 230 N Milwaukee Ave., Vernon Hills, IL 60061-9740; and

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and 12; and

WHEREAS, it is the recommendation of the IT Director and the Purchasing Agent to purchase computer equipment from the Educational Services Commission of New Jersey/AEPA Cooperative Contract # 22G and NJ State Cooperative Contract M0482.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that the Purchasing Agent be authorized to issue purchase orders to CDW Government LLC., 230 N Milwaukee Ave., Vernon Hills, IL 60061-9740 through December 31, 2023.

Agenda and Date Voted: 07/25/2023

PURCHASING CERTIFICATION

Adoption will permit the purchase of recurring technological commodities from noted vendor relative to the day to day operation of the township departments. I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: July 17, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0324

Acknowledgement of Receipt of 2022 Annual Report
Submitted by the Zoning Board of Adjustment

WHEREAS, N.J.S.A. 40:55D-70.1 requires the Board of Adjustment annually to prepare and adopt by resolution a report on its findings on zoning ordinance provisions which were the subject of variance requests and to report its recommendations for zoning ordinance amendment or revision; and

WHEREAS, N.J.S.A. 40:55D-70.1 further requires the Board of Adjustment to send copies of its report to the governing body and planning board.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Bernards hereby acknowledges receipt of the Zoning Board of Adjustment's 2022 Annual Report which is on file with the Municipal Clerk.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

**ZONING BOARD OF ADJUSTMENT
TOWNSHIP OF BERNARDS**

2022 ANNUAL REPORT AND RECOMMENDATIONS

RESOLUTION

WHEREAS, N.J.S.A. 40:55D-70.1 requires the Zoning Board of Adjustment of the Township of Bernards (the “Board”), to, at least annually, review its decisions on appeals and applications for variances, prepare a report on its findings regarding the Land Development Ordinance provisions which were the subject of same (“Report”), and adopt, by resolution, the Report and its recommendation for zoning ordinance amendments or revisions, if any (the “Resolution”); and

WHEREAS, N.J.S.A. 40:55D-70.1 further requires the Board to send copies of the Report and Resolution to the Township Committee of the Township of Bernards (“Township Committee”) and the Planning Board of the Township of Bernards (“Planning Board”); and

NOW, THEREFORE, BE IT RESOLVED by the Board, that the attached Report for the period of January 1, 2022 through December 31, 2022, be, and hereby is, adopted as the Report of this Board; and

BE IT FURTHER RESOLVED, that copies of this Resolution and the attached Report shall be submitted to the Township Committee and the Planning Board.

ROLL CALL VOTE

Those in Favor: Baumann, Genirs, Helverson, Kraus, Pavlosky, Pochtar, Tancredi

Those Opposed: NONE

The foregoing is a true copy of a Resolution adopted by the Zoning Board of Adjustment of the Township of Bernards at its July 13, 2023 meeting.

Cyndi Kiefer

Cyndi Kiefer, Secretary
ZONING BOARD OF ADJUSTMENT
OF THE TOWNSHIP OF BERNARDS,
COUNTY OF SOMERSET,
STATE OF NEW JERSEY

Dated: July 13, 2023

FINAL DRAFT 06-16-2023

ADOPTED: 07/13/2023

REPORT AND RECOMMENDATIONS
OF THE ZONING BOARD OF ADJUSTMENT
FOR THE TOWNSHIP OF BERNARDS
FOR THE PERIOD
JANUARY 1, 2022 – DECEMBER 31, 2022

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**REPORT AND RECOMMENDATIONS
OF THE
ZONING BOARD OF ADJUSTMENT FOR THE TOWNSHIP OF BERNARDS
FOR THE PERIOD
January 1, 2022 through December 31, 2022**

I. Summary

Pursuant to the requirements of N.J.S.A. 40:55D-70.1, the Zoning Board of Adjustment for the Township of Bernards (the “Board”) hereby reports, with copies to the Township Committee and the Planning Board for the Township of Bernards, as follows:

The Board received a total of 31 applications from January 1, 2022 through December 31, 2022, and considered and memorialized resolutions as to 35 applications during that period. Of the 35 applications considered, 28 involved only “bulk” variances under N.J.S.A. 40:55D-70(c), one (1) involved only a “use” variance under N.J.S.A. 40:55D-70(d), and three (3) involved both bulk and use variances. One (1) application involved modification of a condition of a prior approval, one (1) involved an extension of a prior approval, and one (1) was withdrawn.

None of the applications considered in 2022 involved a request for a planning variance pursuant to N.J.S.A. 40:55D-34 or 35, a request for a “certificate of nonconformity” pursuant to N.J.S.A. 40:55D-68, an appeal from a Zoning Officer’s decision pursuant to N.J.S.A. 40:55D-70(a), or an interpretation pursuant to N.J.S.A. 40:55D-70(b). Three (3) applications involved site plan approval and none involved subdivision approval under the Board’s ancillary jurisdiction pursuant to N.J.S.A. 40:55D-76.

The number of applications both received, and resolved, by the Board in 2022 was fewer than those received, and resolved, in 2021. Notwithstanding the magnitude, the types of applications were generally, and proportionately, similar to those resolved in 2021.

Copies of the Board's resolutions relating to applications considered in 2022 may be obtained through the Secretary of the Board. Descriptions of all such applications are included at the end of this Report.

II. Subsection (d) Variance Applications

The Board considered four (4) variance applications seeking relief under N.J.S.A. 40:55D-70(d) in 2022, as compared to three (3) such applications in 2021 and three (3) in 2020.

First, in **Baston 95, LLC**, **Application No. ZB21-015**, the Board denied a request for "d(1)" use variance approval pursuant to N.J.S.A. 40:55D-70d(1) to permit construction of a new restaurant at 95 Morristown Road. The new restaurant was to replace a smaller existing restaurant (most recently operating as "Vine" restaurant) in the R-6 Residential Zone, where a restaurant is not a permitted use. The Applicant also sought preliminary and final site plan approval and numerous "c" (bulk) variances and design exceptions. Since the Board denied the requested "d(1)" variance, the Board found it unnecessary to opine on the other requested relief.

Second, in **B3 Church Street, LLC**, **Application No. ZB21-036**, the Board granted "d(1)" use variance approval pursuant to N.J.S.A. 40:55D-70d(1) to permit two residential apartments within an existing commercial building at 15 Church Street. The property is located in the B-4 Liberty Corner Business Zone, where only one dwelling unit is permitted. The approval included preliminary and final site plan approval and a design exception related to lighting.

Third, in **Verizon Corporate Services Group, Inc., Application No. ZB22-002**, the Board granted “d(3)” conditional use variance approval pursuant to N.J.S.A. 40:55D-70d(3) to permit construction of a guard house at “The Ridge” hotel property at 300 North Maple Avenue in the E-1 Office Zone. The existing hotel is a permitted conditional use (a “conference inn”), however, the proposal did not meet all of the conditional use standards, requiring a “d(3)” variance. The approval included preliminary and final site plan approval, “c” (bulk) variances and a design exception, including relief relating to accessory structure location, signage, and lighting.

Fourth, in **Dietrich, Application No. ZB22-007**, the Board granted “d(3)” conditional use variance approval pursuant to N.J.S.A. 40:55D-70d(3) to permit a home office for a Certified Personal Trainer within an existing residence at 33 Manchester Drive in the R-4 Residential Zone. A home office is a permitted conditional use, however, the proposal did not meet all of the conditional use standards, requiring a “d(3)” variance. The approval included “c” (bulk) variance relief relating to parking and accessory structure setback.

III. Subsection (c) Variance Applications

The Board considered 31 applications seeking “c” (bulk) variance relief under N.J.S.A. 40:55D-70(c), 28 of which sought relief under only subsection (c) and three (3) of which sought relief under both N.J.S.A. 40:55D-70(c) and (d). All 28 of the cases seeking relief under only subsection (c) involved single-family residences, including four (4) involving the construction of new dwellings and 11 involving additions/expansions of existing dwellings. The Board approved all 28 of those applications.

In four (4) of the 28 subsection (c) only cases, the applicant sought minimum lot area, lot width and/or improvable lot area variances. Each of these cases involved a pre-existing

undersized lot upon which the applicant proposed to replace an existing dwelling with a new dwelling. The Board approved all four (4) applications.

In 11 of the 28 subsection (c) only cases, the applicant sought a variance from front yard, side yard and/or rear yard setback requirements. The Board approved all 11 applications.

In seven (7) of the 28 subsection (c) only cases, the applicant sought a pool location variance from subsection 21-18.1 of the Land Development Ordinance, which requires a pool to be located behind the rear building line of any existing dwelling on any adjoining lot. The Board approved all seven (7) applications. Further analysis of pool location variance applications is provided in Section VII of this Report.

In seven (7) of the 28 subsection (c) only cases, the applicant sought accessory structure setback and/or location variances, and in two (2) cases the applicant sought a fence height and/or location variance. The Board approved all nine (9) applications.

In 12 of the 28 subsection (c) only cases, the applicant sought a lot coverage variance. The Board approved all 12 applications. Further analysis of residential lot coverage variance applications is provided in Section VIII of this Report.

IV. Site Plan and Subdivision Applications

The Board considered three (3) applications in 2022 seeking site plan approval and no applications seeking subdivision approval under the Board's ancillary jurisdiction pursuant to N.J.S.A. 40:55D-76. The Board approved two (2) of the three (3) applications.

V. Applications By Zone

The properties involved in the applications decided in 2022 were distributed as follows:

Zone	#	Zone	#
R-1 Standard Residential (3 acre lots)	7	MH-1 Multifamily Housing	0
R-2 Standard Residential (2 acre lots)	1	SH-1, SH-2 & SH-3 Senior Housing	0
R-3 Standard Residential (2 acre lots)	0	E-1, E-2, E-3, E-4 & E-5 Office	1
R-4 Standard Residential (1 acre lots)	9	B-1 Village Business	0
R-5 Standard Residential (1 acre lots)	2	B-2 Neighborhood Business	0
R-6 Standard Residential (¾ acre lots)	4	B-3 Historic Business	1
R-7 Standard Residential (½ acre lots)	5	B-4 Liberty Corner Business	1
RC-1 Residential Cluster	0	B-5 Village Center	0
RC-2 Residential Cluster	0	P-1, P-2, P-3, P-4 & P-5 Public Purpose	0
RC-3 Residential Cluster	0	M-1 Mining	0
RC-4 Residential Cluster	2	GH Golf Heritage	0
PUD-5 Planned Unit Development	1		Total 34

VI. Types of Applications and Projects

Types of Applications

The types of applications decided by the Board in each of the last eight (8) years, 2015 through 2022, are categorized in the table below.

Type of Application	2015	2016	2017	2018	2019	2020	2021	2022	Total
Bulk or “c” Variance Only for a Residential Property	19	20	37	25	19	19	32	28	199
Bulk or “c” Variance Only for a Nonresidential Property	1	1	0	5	0	0	0	0	7
Use or “d” Variance *	3	4	6	3	2	3	3	4	28
Site Plan Only	0	0	0	0	1	0	0	0	1
Other (e.g., Extension, Appeal, Interpretation, Modification)	4	3	1	4	4	3	2	2	23
Total Applications Decided	27	28	44	37	26	25	37	34	258

* Use or “d” variance applications may have also included a request for a bulk or “c” variance, interpretation, appeal, site plan and/or subdivision approval.

Types of Projects

The types of projects involved in the applications decided by the Board in each of the last eight (8) years, 2015 through 2022, are categorized in the table below. Where an application involved more than one type of project, such as an addition and a pool, the application is categorized based on the project that required the more significant relief.

Type of Project	2015	2016	2017	2018	2019	2020	2021	2022	Total
Single-Family Residential:									
New Dwelling	4	3	10	8	2	2	4	4	37
Addition/Porch/Deck	8	13	15	11	10	12	8	11	88
Swimming Pool	4	3	5	3	2	3	17	10	47
Accessory Structure	1	1	3	1	2	2	1	1	12
Fence	3	0	2	0	3	0	1	1	10
Patio	0	0	1	2	1	1	1	1	7
Driveway	0	0	1	0	0	0	0	0	1
Home Office	0	0	1	0	0	0	0	1	2
Keeping of Livestock	1	0	0	0	0	0	0	0	1
Multifamily	0	0	0	1	0	0	0	0	1
Nonresidential	1	4	5	7	3	2	3	3	28
Sign	1	0	0	0	0	0	0	0	1
Other (e.g., Extension, Appeal, Interpretation, Modification)	4	4	1	4	3	3	2	2	23
Total Applications Decided	27	28	44	37	26	25	37	34	258

VII. Swimming Pool Location Variance Applications

The Board heard, and approved, seven (7) applications in 2022 where the applicant sought a variance from subsection 21-18.1 of the Land Development Ordinance, which requires a swimming pool to be located behind the rear building line of any existing dwelling on any adjoining lot.

The table below shows the number of pool location variance applications decided in each of the last seven (7) years, 2016 through 2022, as compared to the total number of single-family residential variance applications decided and the total of all applications decided. The table also shows the number of pool location variance applications that, if not for the pool location requirement, would have been conforming, i.e., not requiring an application to the Board.

The last row in the table shows the total number of pool construction permits issued by the Township Construction Office in each year.

	2016	2017	2018	2019	2020	2021	2022	Total
Pool Location Variance Applications Decided	3	2	3	2	3	15	7	35
Pool Location Variance Applications That Were Otherwise Variance-free	2	1	1	1	2	9	5	21
Total Single-Family Residential Applications Decided	20	38	25	19	20	32	29	183
Total Applications Decided	28	44	37	26	25	37	34	231

Construction Permits Issued for Swimming Pools	8	14	11	5	11	20	23	92
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- The number of pool location variance applications decided in 2022 (7) was less than half the number decided in 2021 (15), though it was still more than double the number decided in each of the five (5) prior years, 2016-2020.
- Of the 35 total pool location variance applications decided in the last seven (7) years, 21 (60%) did not require any other variances and, if not for the pool location requirement, would not have required an application to the Board.
- All 35 of the pool location variance applications heard in the last seven (7) years were approved. Generally speaking, the approvals were largely based on how well the proposed pool would be buffered from adjoining residences by existing screening and/or screening that was required by the Board as a condition of approval.

VIII. Residential Lot Coverage Variance Applications

In 2022, the Board decided 29 applications involving single-family residences. Twelve (41%) of those 29 applications included a request for a lot coverage variance. Both the number of lot coverage cases and the percentage of lot coverage cases decided in 2022 were higher than those decided in 2021 (8 of 32; 25%) and 2020 (5 of 20; 25%).

The table below shows the number of single-family residential lot coverage variance applications decided in each of the last 10 years, 2013 through 2022, as compared to the total number of single-family residential variance applications and the total of all applications.

The table on the following pages includes details about each of the coverage applications decided in the last five (5) years, 2018-2022.

Single-Family Residential Lot Coverage Variance Applications Decided 2013-2022

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Single-Family Residential Lot Coverage Variance Applications	4	2	2	4	11	13	9	5	8	12
Total Single-Family Residential Variance Applications	22	20	20	20	38	25	19	20	32	29
Total Applications	29	27	27	28	44	37	26	25	37	34

- In the 5 years from 2013 through 2017, 23 (19%) of the total 120 single-family residential variance applications included a lot coverage variance.
- In the last 5 years, 2018 through 2022, 47 (38%) of the total 125 single-family residential variance applications included a lot coverage variance.

Single-Family Residential Lot Coverage Variance Applications Decided 2018-2022

Applicant	Proposal	Zone	Undersized Lot		Variance-free Except for Coverage		Stormwater Mgmt Provided	
			Yes	No	Yes	No	Yes	No
1. Ferrier	addition/patio	R-1	Yes	-	-	No	-	No
2. Ventriglia	dwelling	R-1	Yes	-	-	No	-	No
3. Rockridge Court	dwelling/tennis ct	R-2	-	No	-	No	Yes ¹	-
4. Kavouras	dwelling/pool	R-2	Yes	-	-	No	Yes ¹	-
5. Heinze	addition	R-3	-	No	-	No	-	No
6. Pareddy/Duggirala	driveway/walkway	R-3	-	No	-	No	Yes ¹	-
7. Kanofsky	pool	R-4	Yes	-	-	No	-	No
8. Grob	pool	R-4	-	No	-	No	-	No
9. Pienaar	patio	R-4	Yes	-	Yes	-	-	No
10. Richter	patio	R-4	-	No	Yes	-	Yes ²	-
11. Becht	addition	R-4	Yes	-	-	No	-	No
12. Maschhoff	pool	R-4	-	No	-	No	Yes ²	-
13. Rosenblatt	pool/driveway	R-4	-	No	Yes	-	Yes ¹	-
14. Fabian	patio	R-4	Yes	-	Yes	-	Yes ¹	-
15. Haley	addition	R-4	Yes	-	Yes	-	-	No
16. Yochum	addition	R-4	Yes	-	-	No	-	No
17. Leis/Klanchnik	addition	R-4	-	No	Yes	-	-	No
18. Raustad	dwelling/pool	R-4	Yes	-	-	No	Yes ²	-
19. Yglesias/DeCosta*	shed/walk/drive	R-5	Yes	-	-	No	N/A	N/A
20. Yglesias/DeCosta	pool house	R-5	Yes	-	-	No	-	No
21. Jordano	patio	R-5	-	No	Yes	-	-	No
22. Calise	covered deck	R-6	Yes	-	-	No	-	No
23. Lavoura	patio	R-6	Yes	-	Yes	-	-	No
24. Hoffman	addition/driveway	R-6	Yes	-	-	No	-	No
25. Molnar	driveway	R-6	-	No	-	No	-	No
26. Bentley	porch/spa/walkway	R-6	Yes	-	-	No	-	No
27. Muir	addition	R-6	Yes	-	-	No	-	No
28. Rossi	pool/pool house	R-6	-	No	-	No	Yes ¹	-
29. Heymann/Chiclana	driveway/patio	R-6	Yes	-	-	No	-	No
30. Eorio	addition	R-7	Yes	-	-	No	-	No
31. Klinger/Musso	addition	R-7	Yes	-	-	No	-	No
32. Laird/Kendall	addition	R-7	Yes	-	-	No	-	No
33. Snyder	patio/driveway	R-7	-	No	Yes	-	Yes ¹	-
34. DePaolis	addition	R-7	Yes	-	-	No	-	No
35. Canady Builders	dwelling	R-7	Yes	-	-	No	Yes ¹	-
36. McCrone	shed/driveway	R-7	Yes	-	-	No	-	No
37. Sands	covered deck	R-7	Yes	-	-	No	-	No

continued on next page

Single-Family Residential Lot Coverage Variance Applications Decided 2018-2022 (cont'd)

Applicant	Proposal	Zone	Undersized Lot		Variance-free Except for Coverage		Stormwater Mgmt Provided	
			Yes	No	Yes	No	Yes	No
38. Silver Living*	dwelling	R-7	Yes	-	-	No	N/A	N/A
39. Porr*	pool	R-7	Yes	-	-	No	N/A	N/A
40. Porr	pool	R-7	Yes	-	-	No	-	No
41. Silver Living	dwelling	R-7	Yes	-	-	No	-	No
42. Kocek	garage/patio	R-7	Yes	-	-	No	-	No
43. Campbell	pool	R-7	-	No	-	No	Yes ¹	-
44. Dwek/Morris	pool/shed	RC-4	-	No	-	No	-	No ³
45. Mowen	cov. deck/driveway	RC-4	-	No	Yes	-	Yes ²	-
46. Birkhold/Kostinas	patio	RC-4	-	No	-	No	-	No
47. Pruss	pool	RC-4	-	No	Yes	-	-	No
Total			30	17	11	36	13	31

* These three applications (19, 38 & 39) were denied. The other 44 applications were approved. In each of the three denied cases, the same applicant filed a subsequent application that was approved.

Stormwater Management Notes

¹ Stormwater management measures, such as a drywell, infiltration trench or similar constructed improvement, were provided to satisfy minimum ordinance requirements.

² Stormwater management measures were provided in excess of minimum ordinance requirements.

³ The Board granted a waiver from the stormwater management measures required by ordinance.

- Lot coverage cases most often involved a proposed addition (12 cases), pool (12), patio (10) or driveway (9).
- 37 (79%) of the total 47 coverage cases were located in the R-4, R-5, R-6 or R-7 Zones. 15 cases (32%) were in the R-4 or R-5 (1 acre) Zones, 8 cases (17%) were in the R-6 (¾ acre) Zone, and 14 cases (30%) were in the R-7 (½ acre) Zone.
- 30 (64%) of the total 47 coverage cases involved an undersized lot.
- 36 (77%) of the total 47 coverage cases required more than one variance. Eleven (23%) cases did not require any other variances and, if not for the lot coverage variance, would not have required an application to the Board.
- Of the 37 coverage cases in the R-4, R-5, R-6 or R-7 Zones, the R-7 (½ acre) Zone saw the highest rate of cases involving undersized lots (12 of 14) and also the highest rate of cases requiring more than one variance (13 of 14). The second highest rates of those cases were in the R-6 (¾ acre) Zone (6 of 8; 7 of 8), followed by the R-4/R-5 (1 acre) Zones (9 of 15; 8 of 15). Cases in the R-6 and R-7 Zones more often involved lots that were significantly undersized, whereas cases in the R-4 and R-5 Zones more often involved lots that were only slightly undersized.
- 4 (9%) of the 44 approved lot coverage cases included stormwater management measures which exceeded minimum ordinance requirements, 9 cases (21%) included stormwater management measures which met minimum ordinance requirements, and 31 cases (71%) did not include stormwater management measures.

IX. Recommendations

After reviewing the applications decided in 2022, the Zoning Board of Adjustment of the Township of Bernards decided not to make any recommendations for ordinance changes to the Township Committee and the Planning Board. Nonetheless, the Board does wish to recognize the continued prevalence of residential lot coverage variance applications.

As detailed in Section VIII of this Report, the Board in 2022 decided 29 applications involving single-family residences, and 12 (41%) of those 29 applications included a request for a lot coverage variance. In the last five years, from 2018 through 2022, 38% (47 out of 125) of the total single-family residential variance applications involved a lot coverage variance. By comparison, only 19% (23 out of 120) of the total single-family residential variance applications decided in the five years prior, from 2013 through 2017, involved a lot coverage variance.

The Board will continue to monitor residential lot coverage variance applications and will give further consideration to the subject when drafting its Report and Recommendations for 2023.

We thank the Township Committee and the Planning Board for its consideration of this annual Report and Recommendations.

Respectfully submitted,

ZONING BOARD OF ADJUSTMENT FOR
THE TOWNSHIP OF BERNARDS

By: /s/ Jeanmarie Genirs
Jeanmarie Genirs, Chairwoman

c: Hon. Andrew McNally, Mayor
Christine V. Kieffer, Municipal Clerk
Thomas Timko, PE, Township Engineer
David Schley, AICP, PP, Township Planner
Kippy Piedici, Planning Board Chairwoman

X. LIST OF APPLICATIONS RECEIVED IN 2022

	APPLICATION NUMBER	APPLICANT(S)
1.	ZB22-001	Yochum, Geoffrey & Michelle
2.	ZB22-002	Verizon Corporate Services Group, Inc.
3.	ZB22-003	Maloney, Karl & Sharon
4.	ZB22-004	Silver Living LLC
5.	ZB22-005	Cook, Vincent & Lisa
6.	ZB22-006	Kochek, Peter & Carrie
7.	ZB22-007	Dietrich, Jennifer
8.	ZB22-008	Gilbert, Michael & Catherine
9.	ZB22-009	Pruss, Chris & Lisa
10.	ZB22-010	Patel, Dhaval & Nipuben
11.	ZB22-011	Jordano Living Trust
12.	ZB22-012	Leis, Matthew & Klanchnik, Colleen
13.	ZB22-013	Monk, Trevor & Caren
14.	ZB22-014	New Jersey American Water Company, Inc.
15.	ZB22-015	Kotel, Ira & Amy
16.	ZB22-016	Raustad, Gregory & Katie
17.	ZB22-017	Soled, Leonard & Alexis
18.	ZB22-018	Ventriglia, Karen
19.	ZB22-019	Jacobs, Matthew & Brady, Alayne
20.	ZB22-020	Powell, Clare D.
21.	ZB22-021	NUMBER NOT ASSIGNED
22.	ZB22-022	Ratz, William & Lorena
23.	ZB22-023	Zhang, Zhigang & Zhao, Huijie
24.	ZB22-024	Campbell, Bryan & Jessica
25.	ZB22-025	Silva, Erik C. & Catia R.
26.	ZB22-026	Light, Kirsten
27.	ZB22-027	Priscilla's Pantry LLC
28.	ZB22-028	Signature Acquisitions LLC
29.	ZB22-029	Devaney, James E. & Mistry-Devaney, Kalpana
30.	ZB22-030	Sell, Adam & Sarah Joy
31,	ZB22-031	Regino, Thomas C. & Leslie
32.	ZB22-032	Koenig, Craig & Lucas-Koenig, Jennifer

XI. LIST OF APPLICATIONS DECIDED IN 2022

	DATE OF RESOLUTION	APPLICATION NUMBER	APPLICANT(S)
1.	Jan. 5	ZB21-030	Ahmed, Faizan & Faizan, Anila
2.	Feb 9	ZB21-015	Baston 95 LLC
3.	Feb 9	ZB21-028	Porr, Michael & Wendy
4.	Feb 9	ZB21-032	Chang, Ganlin & Wang, Hong
5.	Mar. 9	ZB21-033	Birkhold, Adam & Kostinas, Lauren
6.	Mar. 9	ZB21-034	Heymann, Frederick & Chiclana, Maria
7.	Mar. 9	ZB21-035	Fetchko, Michael & Amy
8.	Mar. 9	ZB21-036	B3 Church Street LLC
9.	Apr. 6	ZB21-037	Nash, David & Michelle
10.	Apr. 6	ZB21-038	Bhatia, Kshitij & Shah-Bhatia, Niyati
11.	Apr. 6	ZB22-001	Yochum, Geoffrey & Michelle
12.	Apr. 6	ZB22-003	Maloney, Karl & Sharon
13.	May 4	ZB22-002	Verizon Corporate Services Group Inc.
14.	Jul. 6	ZB22-004	Silver Living LLC
15.	Jul. 6	ZB22-005	Cook, Vincent & Lisa
16.	Aug. 3	ZB22-006	Kochek, Peter & Carrie
17.	Aug. 3	ZB22-008	Gilbert, Michael & Catherine
18.	Aug. 3	ZB22-009	Pruss, Chris & Lisa
19.	Aug. 3	ZB22-010	Patel, Dhaval & Nipuben
20.	Aug. 3	ZB22-012	Leis, Matthew & Klanchnik, Coleen
21.	Sep. 7	ZB07-012A	Blauvelt, Richard S.
22.	Sep. 7	ZB18-011C	J. Nan Realty Company LLC
23.	Sep. 7	ZB22-011	Jordano Living Trust
24.	Sep. 7	ZB22-013	Monk, Trevor & Caron
25.	Sep. 7	ZB22-015	Kotel, Ira & Amy
26.	Oct. 5	ZB22-016	Raustad, Gregory & Katie

XI. LIST OF APPLICATIONS DECIDED IN 2022

	DATE OF RESOLUTION	APPLICATION NUMBER	APPLICANT(S)
27.	Oct. 13	ZB22-007	Dietrich, Jennifer
28.	Nov. 9	ZB22-017	Soled, Leonard & Alexis
29.	Nov. 9	ZB22-018	Ventriglia, Karen
30.	Nov. 9	ZB22-019	Jacobs, Matthew & Brady, Alayne
31.	Nov. 9	ZB22-020	Powell, Clare D.
32.	Nov. 9	ZB22-023	Zhang, Zhigang & Zhao, Huijie
33.	Nov. 9	ZB22-024	Campbell, Bryan & Jessica
34.	Nov. 9	ZB22-025	Silva, Erik C. & Catia R.

XII. DESCRIPTIONS OF APPLICATIONS DECIDED IN 2022

APP #	NAME/ADDRESS	BLOCK	LOT	ZONE	RESO ADOPTED
07-012A	Richard S. Blauvelt 20 Lewis Street	1603	21	B-3	09/07/2022
	Modification of condition of approval to allow the 2nd floor of florist shop to be occupied by any uses permitted in the B-3 Zone				
18-011C	J. Nan Realty Company LLC 18 Columbia Road	3603	1	R-4	09/07/2022
	Extension of time to secure construction permit and certificate of occupancy				
21-015	Baston 95 LLC 95 Morristown Road	704	1.01	R-6	02/09/2022 (denied)
	Site plan to replace existing restaurant with a new restaurant <i>Variances:</i> "d(1)" use, lot coverage, front yard setback, other variances and exceptions				
21-028	Porr, Michael & Wendy 10 Prospect Avenue	1611	48	R-7	02/09/2022
	Inground pool, shed <i>Variances:</i> Lot coverage, shed setbacks, pool equipment setback				
21-030	Ahmed, Faizan & Faizan, Anila 62 Wisteria Way	2301	5	R-1	01/05/2022
	New dwelling <i>Variances:</i> Disturbance of steep slopes				
21-032	Chang, Ganlin & Wang, Hong 40 Ridgeview Drive	4301	25	R-1	02/09/2022
	Inground pool <i>Variances:</i> Pool location				
21-033	Birkhold, Adam & Kostinas, Lauren 33 Spring House Lane	3901	58	RC-4	03/09/2022
	Addition, patio <i>Variances:</i> Lot coverage, floor area				
21-034	Heymann, Frederick & Chiclana, Maria 24 Woodstone Road	2905	1	R-6	03/09/2022
	Roof connecting garage to house, shed <i>Variances:</i> Lot coverage, rear/side yard setbacks, shed setbacks				
21-035	Fetchko, Michael & Amy 103 Washington Avenue	1204	11	R-7	03/09/2022
	Dormer addition <i>Variances:</i> Front yard setback				

XII. DESCRIPTIONS OF APPLICATIONS DECIDED IN 2022

APP #	NAME/ADDRESS	BLOCK	LOT	ZONE	RESO ADOPTED
21-036	B3 Church Street LLC 15 Church Street	7501	15	B-4	03/09/2022
	Site Plan to convert the 2nd floor to two (2) residential units <i>Variances:</i> "d(1)" use, exception for lighting				
21-037	Nash, David & Michelle 61 Archgate Road	7901	8	R-4	04/06/2022
	Open front porch <i>Variances:</i> Front yard setback				
21-038	Bhatia, Kshitij & Shah-Bhatia, Niyati 11 Parkwood Lane	11201	23	R-1	04/06/2022
	Inground pool, covered porch <i>Variances:</i> Side yard setback, pool location				
22-001	Yochum, Geoffrey & Michelle 58 Penwood Road	6701	17	R-4	04/06/2022
	Addition <i>Variances:</i> Lot coverage, shed setback				
22-002	Verizon Corporate Services Group Inc. 300 North Maple Avenue	803	2,3,5,6,23	E-1	05/04/2022
	Site Plan for guardhouse and related improvements <i>Variances:</i> "d(3)" conditional use, bulk variances, exceptions				
22-003	Maloney, Karl & Sharon 109 Woodman Lane	9501	29	PUD-5	04/06/2022
	Inground pool, pavilion <i>Variances:</i> Pool location				
22-004	Silver Living LLC 14 North Maple Avenue	1607	2	R-7	07/06/2022
	New dwelling <i>Variances:</i> Lot coverage, front/side yard setbacks, lot area/width, improvable lot area				
22-005	Cook, Vincent & Lisa 34 Gerard Avenue	5602	3	R-4	07/06/2022
	Addition <i>Variances:</i> Front/rear yard setbacks				
22-006	Kochek, Peter & Carrie 143 South Finley Avenue	1802	22	R-7	08/03/2022
	Detached garage, walkway/patio <i>Variances:</i> Lot coverage, garage setback				

XII. DESCRIPTIONS OF APPLICATIONS DECIDED IN 2022

APP #	NAME/ADDRESS	BLOCK	LOT	ZONE	RESO ADOPTED
22-007	Dietrich, Jennifer 33 Manchester Drive	1616	8	R-4	10/13/2022
	Conversion of garage for personal training business <i>Variances:</i> "d(3)" conditional use, shed setback, parking in front yard				
22-008	Gilbert, Michael & Catherine 18 Belmont Court	6301	34.03	R-4	08/03/2022
	Inground pool <i>Variances:</i> Pool location				
22-009	Pruss, Chris & Lisa 85 Spring House Lane	5504	9	RC-4	08/03/2022
	Inground Pool <i>Variances:</i> Lot coverage				
22-010	Patel, Dhaval & Nipun 17 River Farm Lane	4701	2.07	R-1	08/03/2022
	Inground pool, pavilion <i>Variances:</i> Pool location				
22-011	Jordano Living Trust 37 St. Nickolas Way	8802	25	R-5	09/07/2022
	Sreened porch, deck and other backyard improvements <i>Variances:</i> Lot coverage				
22-012	Leis, Matthew & Klanchnik, Colleen 97 Juniper Way	1614	12	R-4	08/03/2022
	Additions <i>Variances:</i> Lot coverage				
22-013	Monk, Trevor & Caren 489 King George Road	8602	82	R-5	09/07/2022
	Addition <i>Variances:</i> Front yard setback				
22-015	Kotel, Ira & Amy 18 Colts Glen Lane	4301	11	R-1	09/07/2022
	Inground pool, spa <i>Variances:</i> Pool location				
22-016	Raustad, Gregory & Katie 211 Stonehouse Road	6301	4	R-4	10/05/2022
	New dwelling, shed <i>Variances:</i> Lot coverage, shed setback, lot area/width				

XII. DESCRIPTIONS OF APPLICATIONS DECIDED IN 2022

APP #	NAME/ADDRESS	BLOCK	LOT	ZONE	RESO ADOPTED
22-017	Soled, Leonard & Alexis 6 Fenwick Place	7702	10.01	R-4	11/09/2022
	Inground pool, fence <i>Variances:</i> Pool location, fence height/location				
22-018	Ventriglia, Karen 180 Somerville Road	10401	33	R-1	11/09/2022
	New dwelling <i>Variances:</i> Lot coverage, rear/side yard setbacks, lot area/width, improvable lot area				
22-019	Jacobs, Matthew & Brady, Alayne 270 Childs Road	501	9	R-1	11/09/2022
	Additions <i>Variances:</i> Front yard setback				
22-020	Powell, Clare D. 112 South Alward Avenue	2701	9	R-2	11/09/2022
	Open front porch <i>Variances:</i> Front yard setback				
22-021	NUMBER NOT USED				N/A
22-022	Ratz, William & Lorena 27 Brentwood Court	803	13	R-4	12/07/2022
	Addition, inground pool <i>Variances:</i> WITHDRAWN				
22-023	Zhang, Zhigang & Zhao, Huijie 125 Highland Avenue	6207	5	R-6	11/09/2022
	Storage of recreational vehicle trailer (RV), shed, trellis <i>Variances:</i> Side yard setback, shed/RV in front yard, distance between buildings				
22-024	Campbell, Bryan & Jessica 34 Spencer Road	1806	9	R-7	11/09/2022
	Inground pool, walkway/patio, shed <i>Variances:</i> Lot coverage, shed setback				
22-025	Silva, Erik C. & Catia R. 48 Crest Drive	8401	11	R-6	11/09/2022
	8' high deer fence in rear yard <i>Variances:</i> Fence height				



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510 www.bernards.org

Resolution #2023-0325

Personnel Appointment

Stephanie Dresner – Library Assistant-Children’s Services
Bernards Township Library

WHEREAS, the Library Assistant-Children’s Services position became available due to a vacancy; and

WHEREAS, the Library Board and Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, Stephanie Dresner has applied for and is qualified to fill said position; and

WHEREAS, the Library Board and Human Resources Officer recommend appointment of Stephanie Dresner to the position of Library Assistant-Children’s Services.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Stephanie Dresner be appointed Library Assistant-Children’s Services with a start date of August 7, 2023 at an hourly rate of \$15.20 for a 12-hour work week.

Agenda and Date Voted: 07/25/2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk

EXPLANATORY STATEMENT

An opening occurred for the Library Assistant-Adult Circulation position due to a vacancy. The position was approved and advertised per Township policy. Stephanie Dresner applied for the position and is qualified to fill said position. Ms. Dresner comes to Bernards Township with a bachelor’s degree in elementary education and has years of experience in teaching and working in various library settings.

Carol Ackerman, HR Generalist



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0326

Rejection of Bids for Janitorial Services - Municipal Facilities

WHEREAS, the Township of Bernards received bids on Thursday, July 6, 2023 at 10:30 AM for Janitorial Services - Municipal Facilities. The bid summary is as follows:

	Facilities Partners & Solutions	Quality Facility Solutions	AAA Facility Solutions LLC
Municipal Building	\$17,683.87	\$39,732.00	\$38,610.00
Public Works Building	\$10,092.28	\$21,600.00	\$38,610.00
Health Department	\$2,764.18	\$12,600.00	\$12,870.00
Police Department	\$11,365.01	\$22,800.00	\$25,740.00
Stonehouse Road	\$1,197.26	\$12,000.00	\$12,870.00
Emergency Srv Bldg LC	\$4,294.01	\$13,200.00	\$25,740.00
Total	\$47,396.61	\$121,932.00	\$154,440.00

and;

WHEREAS, it is the combined recommendation of the Director of Public Works, Township Administrator, and Purchasing Agent to reject the bids pursuant to N.J.S.A. 40A:11-13.2(d) in order to substantially revise the specifications for Janitorial Services; and

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that all bids be rejected and that the Purchasing Agent be authorized to rebid this project.

NOW THEREFORE BE IT FURTHER RESOLVED, that a copy of this resolution shall be on file, available for public inspection in the office of the Bernards Township Purchasing Agent, 1 Collyer Lane, Basking Ridge, New Jersey 07920.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

Changes in occupancy and use of certain Municipal Facilities have necessitated changing the requirements for janitorial services. This resolution rejects all bids in order to revise the specifications accordingly. The project will be rebid after such changes have been made.

Ryan Wallace, Director of Public Works

Date: 07/18/2023

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA
Purchasing Agent

Date: July, 18, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution # 2023-0328

Authorizing and Approving Purchase of Playground Equipment
from Ben Shaffer Recreation, PO Box 844, Lake Hopatcong, New Jersey 07849 from ESCNJ #20/21-22 Co-Op 65MCESCCPS
In the Amount Not to Exceed \$43,064.43

WHEREAS, the Township of Bernards Parks & Recreation Department wishes to purchase;

Quantity	Description	Price
1	Custom Age Two-Five Structure for the Southard Park Playground	\$23,317.00
1	Stability Sanctuary/Hypno for the Rebel Hill Playground	\$4,604.00
1	DISCOUNT	(\$1,954.47)
1	FREIGHT	\$1,659.06
1	RECEIVE – Receive/Unload/Transport Delivery, Trash Removal	\$2,875.00
1	INSTALL	\$12,563.84
	TOTAL	\$43,064.43

and

WHEREAS, it is the combined recommendation of the Director of Parks and Recreation, Administrator and Purchasing Agent to award this purchase to Ben Shaffer Recreation, PO Box 844, Lake Hopatcong, New Jersey 07849 in the amount of \$43,064.43; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged is line account #C-04-55-524-I04 (\$43,064.43); and

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and -12.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order to Ben Shaffer Recreation, PO Box 844, Lake Hopatcong, New Jersey 07849 in the amount of \$43,064.43.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

This purchase will add a structure appropriate for ages 2 – 5 to the Southard Park playground as well as ADA accessible stand alone feature to the Rebel Hill playground, as recommended in our recent accessibility audit.

Date: 3/17/22

Jennifer Gander, Director of Parks & Recreation

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$43,064.43. Monies are available in the Parks Capital Accounts #C-04-55-524-I04.

Date: July 18, 2023

Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION:

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: July 18, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0329

Authorizing and Approving Purchase of Two (2) 2023 Ford F250 Pickup Trucks from NJ State Contract # T2100 (A88726) to Chas S Winner Inc. DBA Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034
In the Amount Not to Exceed \$117,126.00.

WHEREAS, the Township of Bernards Department of Public Works wishes to purchase two (2) 2023 Ford F250 Pickup Trucks;

QTY	DESCRIPTION	TOTAL
2	2023 Ford F250 Regular Cab 2 Wheel Drive	\$71,912.00
	4X4	\$15,534.00
	X3E - 3.73 Locking Rear Axle	\$860.00
	473 - Snow Plow Prep Package	\$500.00
	67E - 250 Amp Alternator	\$170.00
	18B - Platform Running Boards Reg Cab	\$640.00
	592 - Roof Clearance Lights LED	\$190.00
	52S - Interior Work Surface	\$280.00
	66S - Upfitter Switches (6)	\$330.00
	61L - Front & Rear Wheel Well Liners	\$650.00
	76C -Exterior Back Up Alarm	\$300.00
	85S - Spray in Bed Liner	\$1,190.00
	Exterior Color Green Gem	\$1,710.00
	Western 8' Pro Plus Plow	\$14,390.00
	Snow Deflector, Rubber	\$700.00
	Combination 2" Ball/Pintle	\$790.00
	54" Whelen Cab roof light bar, LED amber	\$4,390.00
	DOT 4 Amber LEDs, 2 in grille and 2 rear tail light	\$2,590.00
	TOTAL	\$117,126.00

and

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Chas S Winner Inc. DBA Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034 in the amount of \$117,126.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriation to be charged is line accounts #C-04-55-524-L02 (\$65,000.00) and #C-04-55-495-B02 (\$52,126.00); and

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and -12.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order for two (2) 2023 Ford F250 Pickup Trucks from NJ State Contract # T2102 (A88215) to Chas S Winner Inc. DBA Winner Ford, 250 Berlin Road, Cherry Hill, NJ in the amount not to exceed \$117,126.00.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

It is my recommendation, based upon review of the State Contract #T2100 (A88726) to issue a purchase order to Chas S Winner Inc. DBA Winner Ford for two (2) 2023 Ford F250 Pickup Trucks in the net total delivered price of \$117,126.00. This recommendation is made in accordance with the fleet vehicle replacement plan for 2023. It replaces one (1) 2008 Ford F450 Utility Truck #04 and one (1) 2013 Ford Transit #35. The existing vehicles will be auctioned upon delivery of the new trucks.

Date: 07/17/2023

Ryan Wallace, Director of Public Works

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$117,126.00. Monies are available in the Capital Ordinance #2524, line account #C-04-55-524-L02 (\$65,000.00) and Capital Ordinance #2495, line account #C-04-55-495-B02 (\$52,126.00).




Date: July 18, 2023

Sean McCarthy, Treasurer

PURCHASING CERTIFICATION:

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA
Purchasing Agent

Date: July 17, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0331

Award of Bid for FY 2023 NJDOT Municipal Aid Funded Grant Cross Road & South Alward Avenue to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 - In the Amount of \$560,712.26

WHEREAS, the Township of Bernards received bids on Tuesday, July, 11, 2023, at 10:30 AM for FY 2023 NJDOT Municipal Aid Funded Grant Cross Road & South Alward Avenue:

BIDDERS NAME	TOTAL BID AMOUNT
American Asphalt & Trucking, LLC	\$557,262.53 *
Top Line Construction Corp.	\$560,712.26
AJM Contractors, Inc.	\$613,497.35
DLS Contracting, Inc.	\$622,584.00
Reivax Contracting Corp.	\$640,070.20 '
Tilcon New York, Inc.	\$733,000.00

** represents unbalanced bid as submitted*

' represents corrected amount due to arithmetic error in bid proposal

WHEREAS, the low bidder, American Asphalt & Trucking, LLC, has submitted an unbalanced bid, whereby a unit price of \$1.00 per ton for Hot Mix Asphalt Base Course was submitted which does not reflect the items' true cost; and

WHEREAS, Bernards Township project specifications indicate on the Bid Proposal Form that unbalanced bids may be rejected; and

WHEREAS, the other bidders submitted similar unit prices and bid totals, to a more appropriate estimate of true project cost; and

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to reject the bid of American Asphalt & Trucking, LLC, since the bid does not meet Township specifications; and

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to award the contract to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of \$560,712.26; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2519 line account #C-04-55-519-A01; and

WHEREAS, this contract has been awarded to Top Line Construction Corp., through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the bid be awarded to: Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of \$560,712.26.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township (“Owner”) and Top Line Construction Corp., (“Contractor”) shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the FY 2023 NJDOT Municipal Aid Funded Grant Cross Road & South Alward Avenue.
2. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. The cost of this contract is not to exceed the total bid amount unless negotiated in advance of service delivery, and the Township Committee approves an amendment revising that figure.
5. Billing must be rendered within 30 days of service delivery.
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit B.
7. The Township may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed within 90 days of the Notice to Proceed.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. The completion time period shall include, but not be limited to, the time necessary to prepare shop drawings, to order, process, and deliver all equipment and materials, to obtain necessary permits and approvals, to perform the proper installation contemplated under this Contract and all else necessary and incidental in connection with the performance of this Contract.
11. If the Contractor fails to complete the work within the specified time plus extensions, the Contractor shall be responsible to the Township for liquidated damages in the sum of \$500.00 per day for every day thereafter until the completion and acceptance of the work. Such liquidated damages shall not be considered as a penalty. The Township shall deduct and retain out of any money due or to become due herein to Contract the amount of the liquidated damages.
12. In accordance with bid specifications, if the Contractor, upon notification by the Township of Bernards, fails to execute the contract prepared by the Township attorney within ten (10) days of such notification with the Township of Bernards, the Township may rescind the award of the bid to the Contractor and award the contract to another bidder, and shall have the right to proceed against the guaranty accompanying the bid.

I agree to the terms as stated in this Resolution and by signing this document, as I am committed to follow all terms of this award.

Steve Castela, President

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

The scope of work for the FY 2023 NJDOT Municipal Aid Funded Grant Cross Road & South Alward Avenue includes milling and paving the existing road surface, and repairs and improvements to various curb, sidewalk, and stormwater infrastructure. This resolution awards the contract to the lowest responsible bidder as part of the Township’s capital improvement program.

Date: July 14, 2023

Katelyn E. Dmitruck, P.E.
Assistant Township Engineer

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$560,712.26. Monies are available in the Capital Ordinance, #2519, line-item account # C-04-55-519-A01.

Date: July 18, 2023



Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA
Purchasing Agent

Date: July 17, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution #2023-0327

Authorizing and Approving Purchase of one (1) Draeger Alcotest 9510 from New Jersey State Contract # T3031 to Draeger Inc, 7256 S Sam Houston W Pkwy, Suite 100 Houston, TX 77085 In the Amount Not to Exceed \$19,305.00

WHEREAS, the Township of Bernards Police Department wishes to purchase one (1) Draeger Alcotest 9510;

QTY	DESCRIPTION	UNIT TOTAL
1	Alcotest 9510 system - New Jersey	\$15,300.00
	WITH ADDITIONAL OPTIONS	
1	10 Year Service Agreement	\$3,100.00
2	Dry gas, .10% 105L (ethanol/N2)	\$400.00
10	Mouthpiece Classic w/ valve (25 pcs.)	\$125.00
1	UPS Pro, 8 outlets, AVR, LCD interface	\$380.00
	GRAND TOTAL	\$19,305.00

WHEREAS, it is the combined recommendation of the Police Chief, Administrator and Purchasing Agent to award this purchase to: Draeger Inc, 7256 S Sam Houston W Pkwy, Suite 100 Houston, TX 77085 in the amount of \$19,305.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriation to be charged are line accounts; #G-02-25-DWI-117(\$393.79),G-02-25-DWI-118(\$2,313.20),G-02-25-DWI-119(\$2,546.58),G-02-25-DWI-221(\$6,154.48) and C-04-55-499-J03(\$7,896.95).

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and -12.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order for one (1) Draeger Alcotest 9510 from New Jersey State Contract # T3031 to Draeger Inc, 7256 S Sam Houston W Pkwy, Suite 100 Houston, TX 77085 in the Amount Not to Exceed \$19,305.00.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

The New Jersey State Police has begun the process of replacing the current Alcotest 7110 MKIII-C instrument with the Alcotest 9510 throughout the state. The Alcotest 9510 is expected to be installed in the first quarter of 2024.

Date: 07-12-2023

Jon Burger, Chief of Police

CHIEF FINANCIAL OFFICER CERTIFICATION

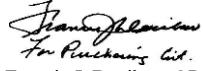
I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$19,305.00. Monies are available in line accounts #G-02-25-DWI-117(\$393.79), G-02-25-DWI-118(\$2,313.20), G-02-25-DWI-119(\$2,546.58), G-02-25-DWI-221(\$6,154.48), and C-04-55-499-J03(\$7,896.95).

Date: July 18, 2023

Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION:

I hereby certify that I have prepared this resolution and reviewed it for accuracy.



Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: July 17, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Resolution # 2023-0330

Authorizing and Approving Purchase of Playground Equipment from MRC, PO Box 106, Spring Lake, New Jersey 07762 from ESCNJ Co-Op #20/21-06 In the Amount Not to Exceed \$61,410.12.

WHEREAS, the Township of Bernards Recreation Department wishes to purchase;

Quantity	Part #	Description
1	3310	GameTime – Caterpillar Crawl Tube
1	RDU	GameTime – Custom PrimeTime 2-5 Unit
1	5178	GameTime – Welcome Sign (2-5)
1	5179	GameTime – Welcome Sign (5-12)
1	INSTALL	GameTime – Installation by a Certified GameTime Installer
	TOTAL	\$61,410.12
		:

and

WHEREAS, it is the combined recommendation of the Director of Parks and Recreation, Administrator and Purchasing Agent to award this purchase to; MRC, PO Box 106, Spring Lake, New Jersey 07762 in the amount of \$61,410.12; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriation to be charged is line accounts #C-04-55-524-I06(\$60,000.00) and C#04-55-524-I02 (\$1,410.12); and

WHEREAS, the Township is authorized to make purchases through cooperative and State contracts pursuant to N.J.S.A. 40A:11-10 and -12.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order to MRC, PO Box 106, Spring Lake, New Jersey 07762 in the amount of \$61,410.12.

Agenda and Date Voted: 07/25/2023

EXPLANATORY STATEMENT

The Dunham Park Playground was replaced in the fall of 2022. In response to resident feedback, this purchase will increase the amount of play structures appropriate for ages 2 -5. The Custom 2-5 unit includes four slides (two side by side), a crawl tube, climbers, activity panels and a shade canopy. An additional freestanding crawl tube will also be installed along with signage designating the two separate play area age groups. Installation is expected in late 2023.

Date: 7/17/2023

Jennifer Gander, Director of Parks & Recreation

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$61,410.12. Monies are available in the Parks Capital Accounts #C-04-55-524-I06(\$60,000.00) and C#04-55-524-I02 (\$1,410.12).

Date: July 18, 2023

Sean McCarthy, Chief Financial Officer

PURCHASING CERTIFICATION:

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO
Purchasing Agent

Date: July 18, 2023

CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 07/25/2023.

Christine V. Kieffer, Municipal Clerk



Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

Ordinance #2523

An Ordinance to Authorize the Renewal of the Leasing of Property
to the Ridge Baseball Club, Inc. (“Ridge Baseball Club” or “Lessee”)
For a Period of an Additional Twenty Years for a Nominal Consideration

WHEREAS, the Ridge Baseball Club, Inc. is a nonprofit corporation, organized under the laws of the State of New Jersey on March 4, 2011, having its principal office at c/o Ridge Baseball Club, P.O. Box 98, Basking Ridge, New Jersey 07920 (hereinafter referred to as the “Ridge Baseball Club”); and

WHEREAS, Bernards Township (the “Township”) owns certain lands not presently needed for municipal purposes, formerly Block 178.01, Lot 4, now Block 92.04, Lot 4 (the “Premises”), and is authorized under N.J.S.A. 40A:12-14(c) and N.J.S.A. 40A:12-15(i) to lease lands to a nonprofit organization for the promotion of the health, safety, morals and general welfare of the community; and

WHEREAS, the Township and the predecessors to the Ridge Baseball Club entered into a Lease Agreement for the Premises dated May 14, 2004, and a First Amendment to Lease Agreement dated November 27, 2007, Second Amendment to Lease Agreement dated March 25, 2008, and Third Amendment to Lease Agreement dated November 30, 2011. (collectively, the “Lease Agreement”); and

WHEREAS, the Township agreed to the assignment of the Lease Agreement by Bernards Township Ordinance #2179, pursuant to paragraph 16, from the Basking Ridge Little League, Inc. to the Ridge Baseball Club. Ridge Baseball Club shall assume and be bound by all terms of the Lease Agreement; and

WHEREAS, the Township has received a letter dated March 6, 2023, from the law firm Day Pitney representing Ridge Baseball Club, requesting a renewal of the Lease Agreement for twenty (20) years; and

WHEREAS, both the Township and Ridge Baseball Club desire to continue its lease of said lands for an additional twenty-year term commencing May 14, 2024, and expiring May 14, 2044; and

WHEREAS, the Township Committee has acknowledged Ridge Baseball Club’s service to the community and its youth.

THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Bernards, Somerset County, New Jersey as Follows:

1. The Mayor and Clerk or their deputies, are hereby authorized to execute a Fourth Amendment to Lease Agreement on behalf of the Township, as lessor, with the Ridge Baseball Club, as Lessee, leasing said lands described as Block 92.04, Lot 4 (the “Premises”) on the Tax Map of the Township of Bernards for a nominal consideration of \$1.00 per year, pursuant to N.J.S.A. 40A:12-14 (c) and 40A:12-15 (i).
2. Said Fourth Amendment to Lease Agreement is on file with the Township Clerk.
3. The public purpose of the Lease Agreement is to provide Ridge Baseball Club facilities to the community and to facilitate the Lessee’s promotion of health, safety, morals, and general welfare of the community.
4. The term of the lease is for twenty years commencing May 14, 2024, and expiring May 14, 2044.
5. Pursuant to said Fourth Amendment to Lease Agreement, Lessee shall have the right to use the field lights described in Section D of the Lease Agreement only during the following periods each year, subject to the hours restriction in

the Lease Agreement: (a) from and including April 1 to and including August 8; and (b) from and including September 1 to and including November 15.

6. The officer responsible for enforcing the conditions of the lease shall be the Township Administrator and Chief Operating Officer.
7. The Lessee shall submit to the Township Administrator and Chief Operating Officer on or before December 31 annually, a report setting forth the use to which the leasehold was put during the proceeding year; the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of said Lessee pursuant to both State and Federal law.
8. The Lessee shall be subject to such terms and conditions as are set forth in the lease agreement on file with the Township Clerk.

Each section of this ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

All ordinances, codes, or parts thereof that are inconsistent with this ordinance are repealed or otherwise modified.

The ordinance is effective upon passage. It will be published in accordance with NJSA 40:49-2d.

EXPLANATORY STATEMENT

Bernards Township and Ridge Baseball Club desire to continue its lease of Block 92.04, Lot 4 for an additional twenty-year term commencing May 14, 2024, and expiring May 14, 2044 and amend the lease to permit additional usage of the field lights on said premises during certain portions of the year for a nominal consideration of \$1.00 per year, pursuant to NJSA 40A:12-14 (c) and 40A:12-15 (i).

Date: **07/20/2023**



Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920
908-766-2510; www.bernards.org

ORDINANCE #2532

Accepting a First Amendment to Tree Conservation Easement on Property Located at 3, 6, 7, 10 and 11 Fenwick Place; Block 7702, Lots 10.01, 10.02, 10.03, 10.04 and 10.05, from Leonard Soled and Alexis Soled, Veeraj Jadeja and Priya Jadeja, Brian Krawitz and Brooke Krawitz, Waqas Rehman and Urooj Rehman, and Gaurav Patel and Payal Joshi to the Township of Bernards

BE IT ORDAINED, by the Township Committee of the Township of Bernards, in the County of Somerset and State of New Jersey as follows:

1. Pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq., Bernards Township hereby accepts from Leonard Soled and Alexis Soled, with a mailing address of 54 Red Hill Road, Warren, New Jersey, 07059; and Veeraj Jadeja and Priya Jadeja, with a mailing address of 34 Fillmore Drive, Morristown, New Jersey, 07960; and Brian Krawitz and Brooke Krawitz, with a mailing address of 17 Alleghany Drive, Basking Ridge, New Jersey, 07920; and Waqas Rehman and Urooj Rehman, with a mailing address of 7 Fenwick Place, Basking Ridge, New Jersey, 07920; and Gaurav Patel and Payal Joshi, with a mailing address of 5 Adrian Terrace, Bridgewater, New Jersey, 08807, a First Amendment to Tree Conservation Easement on Block 7702, Lots 10.01, 10.02, 10.03, 10.04 and 10.05, in Bernards Township.
2. The easement is on file with the office of the Township Clerk.
3. This Ordinance shall take effect upon its final passage and publication according to law.

EXPLANATORY STATEMENT

The grantors of this amended easement are the owners of the five single-family lots under construction on Fenwick Place pursuant to subdivision approvals granted by the Planning Board in 2016 and 2018. As required by the subdivision approvals, each of the lots contains a Tree Conservation Easement along its rear boundary, the purpose of which is to protect and maintain existing and newly planted trees between the new homes and the adjoining existing residences. No structures, including fences, are permitted within the Tree Conservation Easement.

As set forth in a resolution adopted by the Planning Board on February 21, 2023 (Application #PB22-002), the Board approved an application filed by Fenwick Basking Ridge Homeowners Association to allow limited fencing within the Tree Conservation Easement. The Board's 2023 approval allows limited fencing within the easement provided that no trees are disturbed and subject to various other conditions, including the recording of an amended easement setting forth the terms of the approval. In their resolution, the Planning Board specifically recommends to the Township Committee that the Committee consent to an amended easement. This First Amendment to Tree Conservation Easement serves as the amended easement required by the Planning Board. An escrow account is maintained by the Planning Board to reimburse the Township for costs incurred in the processing of the amended easement.

Date: July 11, 2023

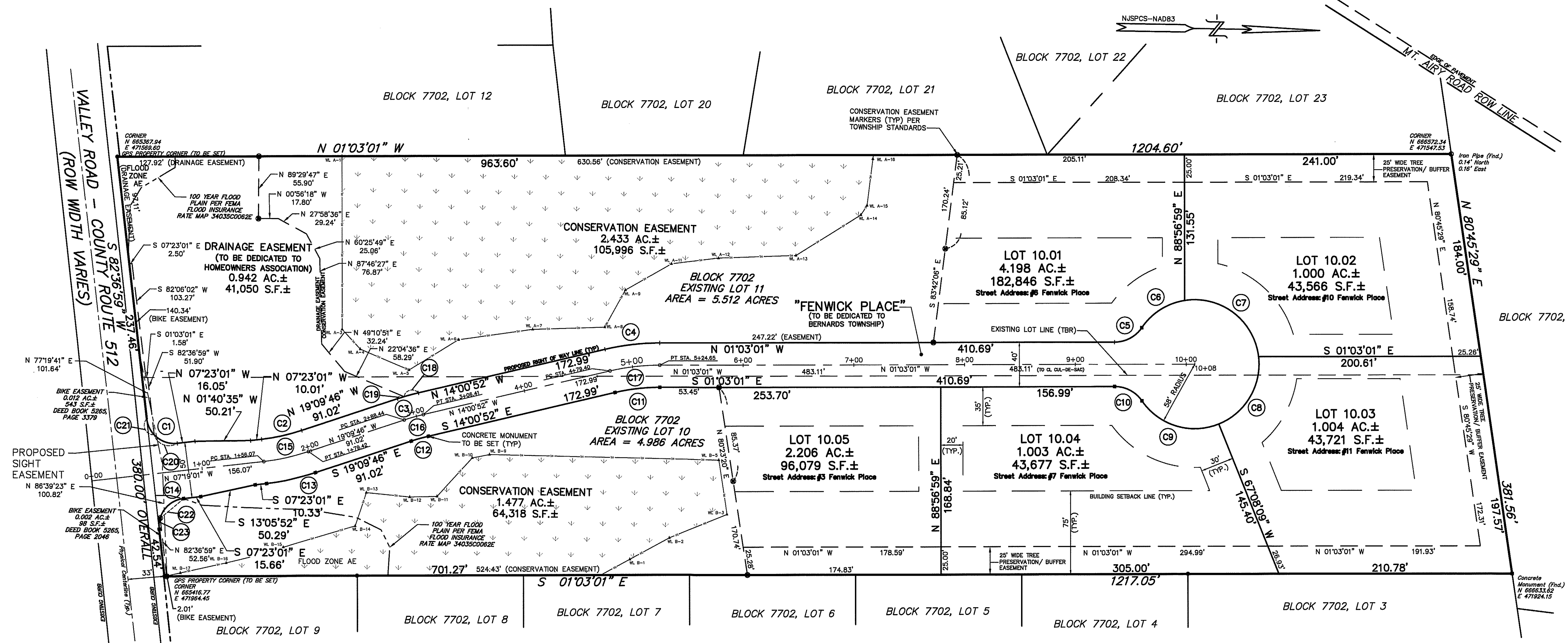
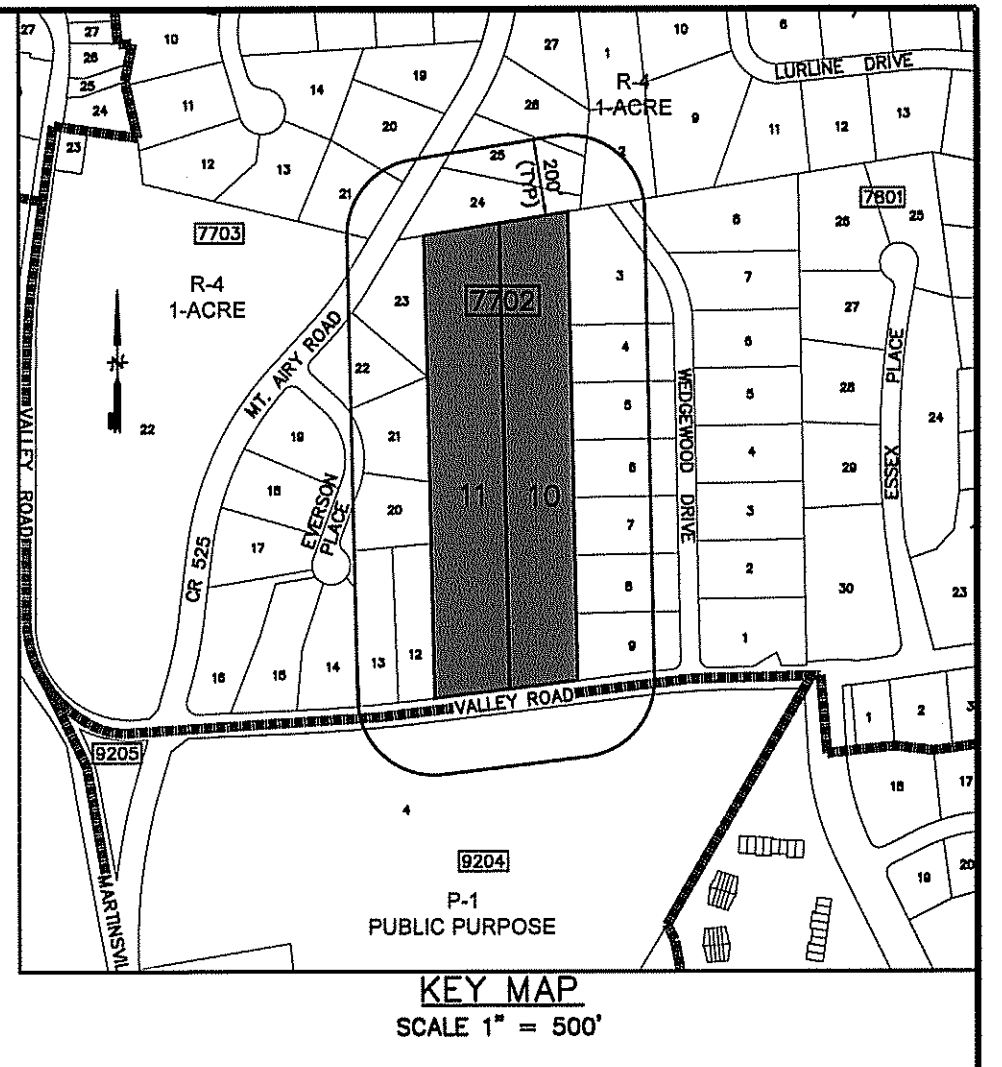
David Schley, PP, AICP, Township Planner

2020 03 9880 7244-183

ZONING TABLE R-4 (RESIDENTIAL)								
BULK REQUIREMENT	REQUIRED	EXISTING LOT 10	EXISTING LOT 11	PROPOSED LOT 10.01	PROPOSED LOT 10.02	PROPOSED LOT 10.03	PROPOSED LOT 10.04	PROPOSED LOT 10.05
MIN. LOT AREA	1.00 AC. (43,600 S.F.)	4.97 AC. (217,205 S.F.)	5.51 AC. (240,101 S.F.)	4.198 AC. (182,846 S.F.)	1,000 AC. (43,567 S.F.)	1,004 AC. (43,721 S.F.)	2,206 AC. (96,079 S.F.)	2,206 AC. (96,079 S.F.)
MIN. LOT WIDTH (1)	200' (250' corner lots)	179'±	198'±	257.53 (South) / 964.47' (East)	148'(4)	117'(4)	277'	79.31 (South) / 655.75' (East) (4)
MIN. LOT FRONTAGE (2)	100'	180'±	200'±	965.75'	93.40'(4)	75.75'(4)	284.14'	735.40'
MIN. FRONT YARD	75'	134.8'	90.8'	35'(4)	35'(4)	35'(4)	35'(4)	35'(4)
MIN. REAR YARD	75'	>1,000'	>1,000'	75'	75'	75'	75'	75'
MIN. SIDE YARD	20'	19.7'	15.6'	20'	20'	20'	20'	20'
MIN. SIDE YARD COMBINED	50'	140.1'	128.39'	N/A	50'	50'	50'	N/A
MIN. IMPROVABLE AREA	10,000 S.F.	147,863 ± S.F.	167,773 ± S.F.	10,749 S.F.	10,301 S.F.	11,736 S.F.	10,516 S.F.	10,034 S.F.
MAX. COVERAGE (3)(6)	15.0%	2.9%	1.8%	3.57%	15.0%	14.95%	14.95%	7.2%
MAX. BUILDING HEIGHT	35'	<35'	<35'	<35'	<35'	<35'	<35'	<35'

ZONING INFORMATION NOTES:

- SECTION 21-3.1 DEFINITIONS LOT WIDTH - SHALL MEAN THE DISTANCE BETWEEN THE SIDE LOT LINES MEASURED ALONG A LINE DRAWN PARALLEL TO THE FRONT LOT LINE AT A DISTANCE FROM THE FRONT LINE EQUAL TO THE MINIMUM FRONT YARD SETBACK. WHERE THE MINIMUM WIDTH IS REQUIRED TO BE INCREASED AS A RESULT OF BEING A CORNER LOT, ONLY ONE WIDTH NEED BE INCREASED. FOR CUL-DE-SAC OR PIE SHAPED LOTS IN EXISTENCE OR PRELIMINARY APPROVED AS OF FEBRUARY 12, 2008, THE LOT WIDTH SHALL BE MEASURED AT THE ACTUAL OR APPROVED LOCATION OF THE HOUSE, BUT NOT CLOSER TO THE STREET RIGHT-OF-WAY THAN THE MINIMUM FRONT YARD SETBACK. [ORD. #1429, 5-29-2001, AMENDED ORD. #1999 § 1, 2-12-2008, AMENDED]
- SECTION 21-3.1 DEFINITIONS LOT FRONTAGE - SHALL MEAN THE HORIZONTAL DISTANCE BETWEEN SIDE LOT LINES MEASURED ALONG THE STREET RIGHT-OF-WAY LINE. IN THE CASE OF A CORNER LOT, EITHER STREET FRONTAGE WHICH MEETS THE MINIMUM FRONTAGE REQUIRED FOR THAT ZONE MAY BE CONSIDERED THE LOT FRONTAGE.
- SECTION 21-3.1 DEFINITIONS COVERAGE OR LOT COVERAGE - SHALL MEAN THE PORTION OF A LOT, EXPRESSED AS A PERCENTAGE OF THE LOT AREA, COVERED BY ANY OF THE FOLLOWING: [ORD. #2255, 12-10-2013, AMENDED]
 - BUILDING OR STRUCTURES, INCLUDING ALL AREAS UNDER A ROOF, EXCLUDING OPEN DECKS NOT ENCLOSED BY WALLS OR A ROOF.
 - PARKING AREAS, LOADING AREAS, DRIVEWAYS, AND OTHER AREAS DESIGNED FOR VEHICULAR USE, REGARDLESS OF THE SURFACE MATERIAL.
 - PATIOS AND WALKWAYS, REGARDLESS OF THE SURFACE MATERIAL.
 - THE WATER SURFACE OF ALL SWIMMING POOLS, FOUNTAINS, AND MAN-MADE PONDS.
 - E ANY IMPERVIOUS SURFACE, WHETHER OR NOT LISTED ABOVE
- VARIANCE / WAIVER GRANTED
- THE PROPOSED ROAD R.O.W AREA IS 1.088 ACRES (47,416 S.F.)
- THE MAXIMUM PERMITTED IMPERVIOUS SURFACES ARE LIMITED TO 15% OF LOT AREA (LOTS 10.02, 10.03, 10.04) AND LIMITED TO 6,534 SF (LOTS 10.01,10.05) BASED UPON THE STORMWATER MANAGEMENT DESIGN LIMITS.
- FUTURE LOT OWNERS PROPOSING FURTHER DEVELOPMENT (PATIOS, POOLS, SHEDS, ETC.) SHALL NOT BE REQUIRED TO CONSTRUCT ADDITIONAL STORMWATER FACILITIES, AS MAY BE OTHERWISE REQUIRED BY ORDINANCE PROVIDED THE FUTURE IMPERVIOUS COVERAGE DOES NOT EXCEED THE LIMITS SPECIFIED IN NOTE 6 AND ALSO PROVIDED THAT THE FUTURE IMPROVEMENT IS LOCATED AND DESIGNED SUCH THAT THE STORMWATER MANAGEMENT SYSTEM AS CONSTRUCTED WILL FUNCTION AS NEEDED TO THE SATISFACTION OF THE TOWNSHIP ENGINEER.
- THE MAXIMUM PERMITTED WIDTH OF THE HOUSES IS 90 FEET.
- THE HOUSE ON LOT 10.01 SHALL BE LOCATED A MINIMUM OF 45' FROM THE CONSERVATION EASEMENT BOUNDARY.
- THE HOUSE ON LOT 10.04 SHALL BE LOCATED A MINIMUM OF 60' FROM THE NORTHERLY PROPERTY LINE AND 45' FROM THE SOUTHERLY PROPERTY LINE.
- THE HOUSE ON LOT 10.05 SHALL BE LOCATED A MINIMUM OF 50' FROM THE NORTHERLY PROPERTY LINE AND 20' FROM THE CONSERVATION EASEMENT BOUNDARY.



R.O.W. CURVE TABLE					
NO.	LENGTH	RADIUS	DELTA	CHORD DIRECTION	CHORD LENGTH
C1	39.27'	25.00'	90°00'00"	N 37°36'59" E	35.36'
C2	37.01'	180.00'	114°46'45"	N 13°16'23" W	36.94'
C3	19.77'	220.00'	5°08'54"	N 16°35'19" W	19.76'
C4	49.78'	220.00'	12°57'51"	N 07°31'56" W	49.67'
C5	29.00'	30.00'	55°22'35"	N 28°44'19" W	27.88'
C6	47.02'	58.00'	46°27'06"	N 33°12'03" W	45.75'
C7	93.40'	58.00'	92°16'11"	N 38°09'35" E	83.63'
C8	75.75'	58.00'	74°50'03"	S 60°17'18" E	70.48'
C9	78.15'	58.00'	77°11'51"	S 15°43'39" W	72.37'
C10	29.00'	30.00'	55°22'35"	S 26°38'17" W	27.88'
C11	40.73'	180.00'	12°57'51"	S 07°31'56" E	40.84'
C12	16.17'	180.00'	05°08'54"	S 16°35'19" E	16.17'
C13	45.23'	220.00'	11°46'45"	S 13°16'23" E	45.15'
C14	39.27'	25.00'	90°00'00"	S 52°23'01" E	35.36'
C15	13.46'	220.00'	03°30'16"	S 15°46'00" E	13.45'
C16	6.31'	220.00'	01°38'38"	S 18°20'27" W	6.31'
C17	23.18'	25.00'	53°07'49"	N 19°10'53" E	22.36'
C18	16.09'	25.00'	36°52'11"	N 64°10'53" E	15.81'
C19	29.20'	25.00'	66°55'33"	S 40°50'48" E	27.57'
C20	10.07'	25.00'	23°04'27"	S 85°50'47" E	10.00'

CENTERLINE CURVE TABLE					
NO.	LENGTH	RADIUS	DELTA	CHORD DIRECTION	CHORD LENGTH
C15	200.00'	41.35'	11°50'45"	N 131°4'23" W	41.28'
C16	200.00'	17.97'	05°08'54"	N 16°35'19" W	17.97'
C17	200.00'	45.25'	12°57'51"	N 07°31'56" W	45.16'

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE INFORMATION AND BELIEF THAT THIS LAND SURVEY DATED FEBRUARY 24, 2010 HAS BEEN MADE UNDER MY SUPERVISION AND MEETS THE MINIMUM SURVEY DETAIL REQUIREMENTS, WITH OUTBOUND CORNERS MARKED, FROM A PLAN BY THE STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND THAT THE OUTBOUND CORNER MARKERS AS SHOWN HAVE BEEN FOUND OR SET.

STEVEN D. PARENT, PROFESSIONAL LAND SURVEYOR NJ LIC: 246503626900 DATE 7/20/20

MAP PREPARER CERTIFICATION

I HEREBY CERTIFY THAT THIS MAP HAS BEEN MADE UNDER MY SUPERVISION AND COMPLIES WITH THE PROVISIONS OF THE MAP FILING LAW.

Eugene N. Weber, PROFESSIONAL LAND SURVEYOR NJ LIC: 0825749 DATE 7.20.20

MUNICIPAL CLERK CERTIFICATION

THE MONUMENTS SHOWN ON THIS MAP SHALL BE SET WITHIN AN APPROPRIATE TIME LIMIT AS PROVIDED FOR IN THE MUNICIPAL LAND USE LAW, P.L. 1975, c.291 (C.40:550-1 ET SEQ.) OR LOCAL ORDINANCE.

I CERTIFY THAT A BOND HAS BEEN GIVEN TO THE MUNICIPALITY, GUARANTEEING THE FUTURE SETTING OF THE MONUMENTS SHOWN ON THIS MAP AND SO DESIGNATED.

Rhonda Pisano, MUNICIPAL CLERK DATE 8/5/2020

MUNICIPAL CLERK CERTIFICATION

I HEREBY CERTIFY THAT THE TOWNSHIP OF BERNARDS HAS APPROVED THE STREETS, AVENUES, ROADS, LANES OR ALLEYS SHOWN HEREON.

Rhonda Pisano, MUNICIPAL CLERK DATE 8/5/2020

OWNERS CERTIFICATION

I HEREBY CONSENT TO THE FILING OF THIS PLAT.

FENWICK VALLEY ROAD, LLC, OWNER DATE 7/21/20

MUNICIPAL ENGINEER CERTIFICATION

I HAVE CAREFULLY EXAMINED THIS MAP AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IT CONFORMS WITH THE PROVISIONS OF THE MAP FILING LAW RESOLUTION OF APPROVAL AND THE MUNICIPAL ORDINANCES AND REQUIREMENTS APPLICABLE THERETO.

THOMAS TIMKO, PE, NJ LICENSE NUMBER 46449, MUNICIPAL ENGINEER DATE 8/26/20

PLANNING BOARD CERTIFICATION

THIS MAP WAS APPROVED AT A REGULAR MEETING OF THE BERNARDS TOWNSHIP PLANNING BOARD HELD ON 2/11/2020 AND SAID MAP SHALL BE FILED IN THE SOMERSET COUNTY CLERK'S OFFICE ON OR BEFORE 11/23/2020 IN ACCORDANCE WITH CHAPTER 358, P.L. 1953, AND AS AMENDED BY CHAPTER 141, P.L. 1960.

Kathleen J. Pineda, CHAIRPERSON DATE 8/26/2020

CYNDI KIEFER, SECRETARY DATE 8/27/2020

PLANNING BOARD CERTIFICATION

THIS PLAT COMPLIES WITH REVISED NEW JERSEY STATUTES 40:27-1 THROUGH 40:27-6.13

Thomas R. D'Amico, SOMERSET COUNTY PLANNING BOARD DATE 8-31-20

COVENANTS AND RESTRICTIONS

SIGHT EASEMENT RESTRICTIONS
SIGHT EASEMENTS SHALL BE KEPT CLEAR OF ALL SIGHT OBSTRUCTION; NO PERMANENT OR TEMPORARY STRUCTURE OR VEGETATION SHALL BE PLACED THAT WILL VIOLATE THE INTENT OF THE CLEAR SIGHT AREA. THE PROPOSED SIGHT EASEMENT SHALL BE DEEDED TO THE COUNTY OF SOMERSET.

DRAINAGE EASEMENT
THE DRAINAGE EASEMENT ON LOT 10.01 SHALL BE DEEDED TO THE HOMEOWNER'S ASSOCIATION AND THE TOWNSHIP. THE HOMEOWNER'S ASSOCIATION SHALL BE RESPONSIBLE FOR OPERATING AND MAINTAINING THE STORMWATER MANAGEMENT FACILITIES WHICH SERVE THE DEVELOPMENT. THE FACILITIES INCLUDE A DETENTION/INFILTRATION BASIN, FENWICK INFLOW PIPES, OUTLET STRUCTURE AND OUTFLOW PIPES. THE FACILITIES SHALL BE OPERATED AND MAINTAINED IN ACCORDANCE WITH THE STORMWATER MANAGEMENT FACILITIES OPERATION AND MAINTENANCE PLAN AS PREPARED BY FINELLI CONSULTING ENGINEERS AND ON FILE WITH THE TOWNSHIP CLERK. THE TOWNSHIP SHALL HAVE THE RIGHT BUT NOT THE OBLIGATION TO ENTER THE EASEMENT FOR THE PURPOSE OF MAINTAINING SAID FACILITIES IN THE EVENT THAT THE HOMEOWNER'S ASSOCIATION FAILS TO DO SO.

CONSERVATION EASEMENTS
THE CONSERVATION EASEMENTS ON LOTS 10.01 AND 10.05 CONTAIN ENVIRONMENTALLY SENSITIVE AREAS INCLUDING FLOODPLAINS, FRESHWATER WETLANDS, AND FRESHWATER WETLANDS TRANSITION AREAS. REFER TO NJDEP WETLANDS PERMIT DATED OCTOBER 3, 2017, FILE NUMBER 1802-09-00061. THE LANDS WITHIN THESE AREAS SHALL BE REQUIRED TO REMAIN IN THEIR NATURAL STATE. NO LAND DISTURBANCE OR REMOVAL OF TREES AND VEGETATION SHALL BE PERMITTED. THE PROPOSED CONSERVATION EASEMENTS SHALL BE DEEDED TO THE TOWNSHIP OF BERNARDS.

TREE PRESERVATION / BUFFER EASEMENTS
THE TREE PRESERVATION / BUFFER EASEMENTS AS SHOWN HEREON ARE ESTABLISHED TO PRESERVE NATURAL WOODED AREAS AND TREES WHICH EXIST ALONG THE DEVELOPMENT PERIMETER. NO LAND DISTURBANCE, GRADING OR REMOVAL OF TREES AND VEGETATION SHALL BE PERMITTED BY THE LOT OWNERS WITHIN THESE EASEMENT AREAS. THE PROPOSED TREE PRESERVATION / BUFFER EASEMENTS SHALL BE DEEDED TO THE TOWNSHIP OF BERNARDS.

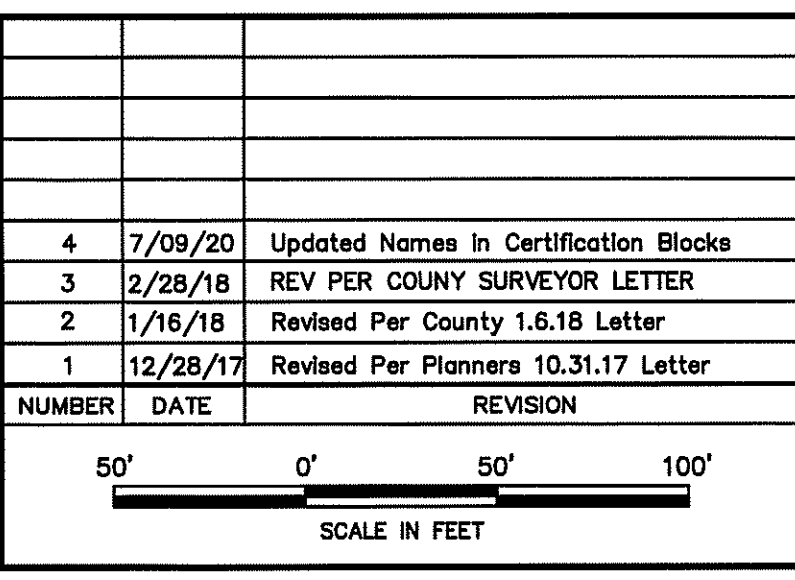
OWNER / APPLICANT

FENWICK VALLEY ROAD, LLC
2A COMBS HOLLOW ROAD
MENDHAM, NJ 07945
TEL.: 732-718-6265

SURVEY REFERENCE

- 7/09/20 Updated Names In Certification Blocks
- 2/28/18 REV PER COUNTY SURVEYOR LETTER
- 1/16/18 Revised Per County 1.6.18 Letter
- 12/28/17 Revised Per Planner 10.31.17 Letter

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FINELLI CONSULTING ENGINEERS
CORPORATE AUTHORIZATION NO. 24622918500

TELEPHONE: (908) 635-9500 FAX: (908) 635-9909
205 ROUTE 31 NORTH WASHINGTON, N.J. 07872

Eugene N. Weber, P.E., L.S.
NJ Professional License No. 25749

FINAL PLAT MAJOR SUBDIVISION
BLOCK 7702 LOTS 10 & 11
3526 & 3536 VALLEY ROAD
TOWNSHIP OF BERNARDS
SOMERSET COUNTY, NEW JERSEY

DATE: 3/20/17 SCALE: 1"=50' PROJECT NUMBER: PBE517011
DRN. BY/CHK. BY: JSS FIELD BOOK: SHEET: 1 of 1