

## **BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE**

### **COMBINED AGENDA - REGULAR MEETING**

**August 15, 2023 – 7:30 PM Executive Closed Session; 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](http://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**

7:30 PM

**1. CALL TO ORDER**

**Video**

**2. FLAG SALUTE**

**3. MAYOR'S OPENING MEETING STATEMENT**

**4. ROLL CALL**

**5. EXECUTIVE SESSION (if required)**

A. Resolution #2023-0342 - Authorizing an Executive Session Meeting of the Bernards Township Committee

8:00 PM

**6. PRESENTATION**

A. Resolution #2023-0341 - Recognizing Ridge High School Drama Club 2023 State Championship Awards

**7. PUBLIC WORK SESSION (if required)**

**8. REPORTS**

**9. CORRESPONDENCE**

8:05 PM

**10. PUBLIC COMMENT**

**11. STAFF COMMENTS, TOWNSHIP COMMITTEE COMMENTS AND BOARD / LIAISON REPORTS**

**12. FIRE & RESCUE APPOINTMENT**

A. Resolution #2023-0336 - Appointment to Membership in Township of Bernards Volunteer First Aid Squad of the Basking Ridge Fire Company #1 Monica Schwed, Junior Member

B. Resolution #2023-0345 - Appointment to Membership in Township of Bernards Volunteer Liberty Corner Fire Company Evan Borchert, Full Member

**13. UNFINISHED BUSINESS**

A. Ordinance #2531- An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 21 "Land Development" Section 63.3 "Certificates of Occupancy." – Planning Board Report - Public Hearing

B. 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 – Public Hearing



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

## 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 #2023-0332 - Approval of the Bill List Dated 08/15/2023
- 2) Resolution #2023-0333 - Approval of Block Party Permit for Juniper Way, 09/09/2023
- 3) Resolution #2023-0334 - Renewal of Membership in the Suburban Municipal Joint Insurance Fund
- 4) Resolution #2023-0337 - Approving the Person-to-Person Transfer of Liquor License #1802-36-009-005, Valor Hospitality Partners LLC t/a Delta Hotels by Marriott – Basking Ridge to 80 Allen V6 JV LLC t/a Delta Hotels by Marriott – Basking Ridge
- 5) Resolution #2023-0338 - 2024 Holiday Schedule
- 6) Resolution #2023-0339 - Approval of Block Party Permit for Harrison Brook Drive, 09/09/2023 (Rain date 09/10/2023)
- 7) Resolution #2023-0340 - Approval of Block Party Permit for Culberson Road, 09/09/2023 (Rain date 09/10/2023)
- 8) Resolution #2023-0343 - Authorizing and Approving Purchase of Commercial Toro Parts and Equipment Repairs from the Somerset County Cooperative #CC-0091-22 to Storr Tractor Company, 3191 Route 22, Branchburg, New Jersey Somerville, NJ 08876 In the Amount Not to Exceed \$60,000.00
- 9) Resolution #2023-0344 - Approval of Block Party Permit for Grist Mill Drive, 09/09/2023 (Rain date 09/10/2023)
- 10) Resolution #2023-0346- Authorization for Tax Refund
- 11) Resolution #2023-0347 - Award of Change Order #2 for 2022 Road Improvements To MECO, Inc., PO Box 536, Clarksburg, NJ 08510 Decrease of \$8,260.89 (0.85%)
- 12) Resolution #2023-0348 - Authorization for Tax Refund due to Veteran Exemption
- 13) Resolution #2023-0349 - Consenting to an Application by Steven Annese, to the New Jersey Department of Environmental Protection for a Transition Area Averaging Plan Waiver on Property Known as 3 Emerald Valley Way; Block 11401, Lot 21
- 14) Resolution #2023-0350 - Award of Purchase Orders for Identified Vendor; PMG SM AP LLC d/b/a Seal Master Atlantic Visiting Nurse
- 15) Resolution #2023-0351 - Award of Bid for Municipal HVAC Services to Unitemp Mechanical Degrees, LLC, 26 Worlds Fair Drive Unit D, Somerset, NJ 08873
- 16) Resolution #2023-0352 - Award of Bid for the Re-Bid 2023 Sidewalk Improvements to Messercola Excavating Co., Inc., 549 East Third Street, Plainfield, NJ 07060 - In the Amount of \$125,300.00.
- 17) Resolution #2023-0353 - Partial Rescinding of Resolution 2023-0271
- 18) Resolution #2023-0354 - Return of Performance Surety for Dewey Meadow, Block 8501, Lots 39 & 43
- 19) Resolution #2023-0355 - Personnel Appointment Keine Dorsey – Truck Driver – Department of Public Works
- 20) Resolution #2023-0356 - - Personnel Appointment Robert Kovach – Groundskeeper – Department of Public Works
- 21) Resolution #2023-0357 - Approval of Special Event Permit Liberty Corner Food Truck and Music Festival – Liberty Corner Fire Company Sunday, August 27, 2023, 11:00 AM – 6:00 PM
- 22) Resolution #2023-0358 - Approval of Special Event Permit Bernards Chinese American Association Mid-Autumn Festival September 23, 2023 – Pleasant Valley Park
- 23) Resolution #2023-0359 - Authorizing Submission of a Grant Application to the Somerset County Board of County Commissioners for a Grant Entitled Somerset County Municipal Youth Services Commission 2023-2024 Abbreviated Annual Grant Application: \$6,000 for funding Ridge Education Action & Community Health (REACH) and Grab and Go Teen Outreach
- 24) Resolution #2023-0360 - Authorizing Submission of a Grant Application to the Somerset County Board of County Commissioners for a Grant Entitled Somerset County Municipal Youth Services Commission “2023-2024 Competitive Grant Application” for \$4,000”



- 25) Resolution #2023-0361 - Approval of Special Event Permit Concert on The Green at Fellowship Village – 09/09/2023
- 26) Resolution #2023-0363 - Authorization for Tax Refund
- 27) Resolution #2023-0364 - Authorizing Submission of a Grant Application to the Somerset County Cultural and Heritage Commission for a State/County Partnership Local Arts Program Grant: \$8,000 for the Department of Parks & Recreation
- 28) Resolution #2023-0365 - Personnel Appointment Kendra Kelly – Administrative Assistant – Municipal Clerk's Office
- 29) Resolution #2023-0366 - Approval of Block Party Permit for Cayuga Way, 10/07/2023 (Rain date 10/14/2023)
- 30) Resolution #2023-0367 – Award of Change Order #1 for FY NJDOT Municipal Aid Funded Grant Keats Road, Thackeray Drive, & Highland Avenue Reconstruction To Reivax Contracting Corp., 165 River Road, Flemington, NJ 08822 Decrease of \$1,532.84 (0.13%)
- B. Resolution #2023-0335 - Personnel Appointments Special Law Enforcement Officer (SLEO) III - Police Department
- C. Resolution #2023-0362 – Memorializing Resolution of the Township Committee Action Regarding Ridge Baseball Club's One-Time Departure from the Lease to Allow a Pilot Program for Light Usage from September 1, 2023, to November 15, 2023, and from April 1, 2024, to April 23, 2024
- D. Resolution #2023-0368 - Change Order # 1 Authorizing And Approving An Additional Amount Of \$ 54,000.00 For New Jersey State Co-Operative Contract #T0106 (17-Fleet 00749) For The Upfit Of First Responder And Public Works Vehicles To Elite Vehicle Systems, 1000 Bennet Blvd-Unit 6, Lakewood, NJ 08701
- E. Ordinance #2533 - Accepting a Second Amended Declaration of Restrictions and Easement on Property Located at 49 Liberty Corner Road; Block 9601, Lot 4.03, from James E. and Kyung-Mi Orthmann to the Township of Bernards – Map – Introduction
- F. Approval of Minutes:  
07/25/2023 Open Session Minutes

**15. EXECUTIVE SESSION (if required)**

**16. ADJOURNMENT**

Christine V. Kieffer, Municipal Clerk

**Note(s):**

Ordinance #2523 introduced on July 25, 2023, to Authorize the Renewal of the Leasing of Property to the Ridge Baseball Club, Inc. for a Period of an Additional Twenty Years for Nominal Consideration is withdrawn and will not be acted upon.



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](http://www.bernards.org)

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## Resolution #2023-0342

Authorizing an Executive Session Meeting of the Bernards Township Committee

**WHEREAS**, NJSA 10:4-12 allows for a public body to go into closed session during a public meeting; and

**WHEREAS**, the Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public; and

**WHEREAS**, the regular meeting of the Township Committee will reconvene.

**NOW THEREFORE BE IT RESOLVED**, that the Township Committee will go into closed session for the following reason(s) as outlined in NJSA 10:4-12; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the Township Committee hereby declares that the discussion of subject(s) may be made public at a time when the Township Attorney advises the Township Committee that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion. That time is currently estimated as the time of said matter.

**NOW THEREFORE BE IT FINALLY RESOLVED** that the Township Committee, hereby declares that the public is excluded from the portion of the meeting during which the discussion(s) shall take place and hereby directs the Municipal Clerk to take the appropriate action to effectuate the terms of this resolution.

<u>Reason for Closed Session</u>		<u>Estimated Time of Disclosure or Upon Occurrence Of</u>
<input type="checkbox"/>	Any matter which by express provisions of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public Provision relied upon .	
<input type="checkbox"/>	Any matter in which the release of information would impair a right to receive funds from the federal government. .	
<input type="checkbox"/>	Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy. .	
<input type="checkbox"/>	Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.	
<input type="checkbox"/>	Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.	

- ☐ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection.
- ☐ Any investigations of violations or possible violations of the law.
- ☒ Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. *Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded, or the circumstances no longer present a potential impact.*  
***Attorney Client Privilege – Litigation – Harrison Brook Drive***
- ☐ Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose right could be adversely affect request in writing that such matter or matters be discussed at a public meeting subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 NJ 478.  
The employee(s) and nature of discussion is:
- ☐ Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.

Upon resolution

Agenda and Date Voted: 08/15/2023

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.**

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

**Resolution #2023-0341**  
Recognizing Ridge High School Drama Club  
2023 State Championship Awards

**WHEREAS**, Ridge Drama Club's musical production of "NEWSIES" participated in the State Musical Competition; and

**WHEREAS**, out of over 100 schools participating in the state musical competition, the club was nominated for 10 state awards for their musical production of "NEWSIES"; and

**WHEREAS**, Ridge Drama Club won six state championship awards for their production of "NEWSIES" at the Paper Mill Playhouse Rising Star Awards:

Outstanding Overall Production of a Musical	Outstanding Achievement in Choreography and staging: Rachel Miranda & Jennifer Disuiseppe
Outstanding Performance by a Featured Ensemble Member: Jaidyn Reilly	Outstanding Performance by a Chorus
James K. Mosser Memorial Rising Star Awards Scholarship for Performance: Libby Schmitt	Outstanding Performance by an Orchestra
	Outstanding Educator Awards: Tim Lynch

and;

**WHEREAS**, the greatest of these awards being the Overall Outstanding Production of a Musical, for the second year in a row, ranking Ridge Drama Club as the highest Production in the state of New Jersey; and

**WHEREAS**, the Drama Club has requested the display of a temporary cross-street banner recognizing this accomplishment.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards, that we do hereby recognize and congratulate the Ridge Drama Club, their Musical Director and staff, on their impressive accomplishments and their extraordinary talents and commitment to the arts; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Township Committee of the Township of Bernards hereby memorializes the display of a cross-street banner to be hung in downtown Basking Ridge center to celebrate their outstanding success.

Agenda and Date Voted: 08/15/2023

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0336**

Appointment to Membership in Township of Bernards Volunteer  
First Aid Squad of the Basking Ridge Fire Company #1  
Monica Schwed, 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 First Aid Squad of the Basking Ridge Fire Company #1 is recommending Monica Schwed, residing at 131 Mountain Road, 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 First Aid Squad of the Basking Ridge Fire Company #1 effective this date.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
**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.

Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0345**

Appointment to Membership in Township of Bernards Volunteer  
Liberty Corner Fire Company  
Evan Borchert, Full Member

**WHEREAS**, pursuant to §2-14.1 of the Revised General Ordinances of the Township of Bernards, the volunteer fire department consisting of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company, are hereby made the fire department for the Township of Bernards; and

**WHEREAS**, the Liberty Corner Fire Company is recommending, Evan Borchert, 23 Tysley Street, Basking Ridge, NJ, for appointment as a Full member.

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

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
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.

Municipal Clerk





# Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## ORDINANCE #2531

An Ordinance to Amend the Revised General Ordinances  
of the Township of Bernards, Chapter 21 "Land Development"  
Section 63.3 "Certificates of Occupancy"

**BE IT ORDAINED**, by the Township Committee of the Township of Bernards in the County of Somerset that Chapter 21, "Land Development," Section 63.3 "Certificates of Occupancy" of the Revised General Ordinances of the Township of Bernards is hereby amended: (new text is in **double underline**; deletions are **stricken**):

### § 21-63.3. Certificates of Occupancy. [Ord. #585, § 1002C; Ord. #808; Ord. #1103, § 61]

- a. It shall be unlawful to use or permit the use of any structure or part(s) thereof occupied for a new use; ~~or in the case of any nonresidential use, occupied by a new occupant; or occupied as a low- or moderate-income residential sales or rental unit, whether upon initial sale or rental, resale or rerelease;~~ or hereafter erected, altered, converted or enlarged wholly or in part, until a certificate of occupancy shall have been issued by the Construction Code Enforcement Official with the consent (as to matters outside of the Uniform Construction Code) of the Zoning Enforcement Officer. The Construction Code Enforcement Official shall issue a certificate of occupancy only when he or she is satisfied that the structure satisfies all code requirements; the Zoning Enforcement Officer has certified that the development complies with the provisions of this chapter; the Township Engineer has certified that the developer has complied with the requirements and conditions of the resolution(s) approving the development and is not in violation of the ordinances of the Township; and all other officials have made such certifications as this chapter may require prior to the issuance of a certificate of occupancy.
  1. Notwithstanding any other time requirement in this section, no certificate of occupancy shall be issued for a low- or moderate-income residential sales or rental unit unless the Municipal Housing Liaison of the Township has made a written determination that the unit is to be controlled by the deed restriction and mortgage lien required by the New Jersey Council on Affordable Housing, under N.J.A.C. 5:92, Subchapter 12, as amended from time to time. **[Ord. #2021, 7-15-2008, amended]**
- b. Unless additional time is agreed upon by the applicant in writing, a certificate of occupancy shall be granted or denied in writing within 10 days from the date that a written notification pursuant to Section 5:23-2.7 of the Uniform Construction Code of the State of New Jersey is filed with the Construction Code Enforcement Official and a duplicate is filed with the Zoning Enforcement Officer stating that the erection of the structure is completed in accordance with the approved permit and development plan.
- c. A temporary certificate of occupancy may be issued for any structure or use for which

development plan approval has been granted although not all conditions of the approval have been complied with. ~~Such temporary certificates of occupancy shall be issued only in extenuating circumstances and only with the approval of the Board which approved the development plan, which Board may establish specific terms and conditions for the issuance of a temporary certificate of occupancy, including the posting of a performance guaranty for any improvements not yet completed.~~

~~d. Should the Construction Code Enforcement Official decline to issue a certificate of occupancy, his or her reason for doing so shall be so stated on two copies of the application and one copy shall be returned to the applicant. If the reason for declining the issuance of the certificate of occupancy is based upon objections of the Zoning Enforcement Officer, said Officer shall state his or her objections and they shall be attached to the copy of the application which is returned to the applicant.~~

e.d. Upon notice being served of any condition found to exist in violation of any provision(s) of this chapter with respect to any land use, the certificate of occupancy for such use shall thereupon, without further notice, be null and void and a new certificate of occupancy shall be required for any further use of such structure of land.

c. ~~A monthly report of the certificates of occupancy issued shall be filed with the Township Tax Assessor. A record of all certificates of occupancy shall be kept in the office of the Construction Code Enforcement Official and copies shall be furnished on request to any person having a proprietary or tenancy interest in the structure and affected. The charge for each copy shall be established by resolution of the governing body except that there shall be no charge to a municipal agency.~~

*Explanatory Statement:*

*These revisions are required to align this ordinance with the NJ Uniform Construction Code and Regulations. The current ordinance was impractical and not being adhered to. This is administratively required.*

*Dennis Bettler C.B.O., Construction Official*

**TOWNSHIP OF BERNARDS  
PUBLIC NOTICE**

Ordinance #2531 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 08/15/2023, 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](mailto:ckieffer@bernards.org).

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

**BERNARDS TOWNSHIP  
DEPARTMENT OF ENGINEERING SERVICES  
PLANNING BOARD**

TO: Christine Kieffer, Township Clerk  
John P. Belardo, Esq., Township Attorney

CC: Kippy Piedici, Chairwoman  
Jonathan Drill, Esq., Board Attorney  
David Schley, Township Planner  
David Banisch, Board Planner  
Thomas Timko, Township Engineer

FROM: Cyndi Kiefer, Board Secretary

DATE: August 9, 2023

SUBJECT: Ordinance #2531 – An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Revised General Ordinances of the Township of Bernards, Chapter 21, "Land Development," Regarding Certificates of Occupancy.

The Planning Board reviewed proposed Ordinance #2531 at its public meeting held on May 16, 2023, and found that the ordinance is *not inconsistent* with the master plan.

A motion was made by Mr. Seville and seconded by Mr. Crane, finding that Ordinance #2531 is *not inconsistent* with the Township's master plan.

Roll Call:

Aye:	Baumann, Crane, Cuzzo, Ladyzinski, Manduke, Piedici, Seville
Nay:	NONE
Abstain:	NONE

Motion carried.



# Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://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

### TOWNSHIP OF BERNARDS PUBLIC NOTICE

Ordinance #2532 was introduced and passed on first reading by the Township Committee of the Township of Bernards in the County of Somerset on 07/25/2023 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 08/15/2023, 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](mailto:ckieffer@bernards.org).

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



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0332**

Approval of the Bill List Dated 08/15/2023

**BE IT RESOLVED**, that the bill list dated 08/15/2023 be audited, and if found correct, be paid.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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**Resolution #2023-0333**  
Approval of Block Party Permit for  
Juniper Way, 09/09/2023

**WHEREAS**, Diana Hackett, 23 Prospect Avenue, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close Juniper Way, on 09/09/2023 from 1:00PM to 7:00PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the request be approved.

Agenda and Date Voted: 08/15/2023

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0334**

Renewal of Membership in the  
Suburban Municipal Joint Insurance Fund

**WHEREAS**, Bernards Township is a member of the Suburban Municipal Joint Insurance Fund; and

**WHEREAS**, said renewed membership terminates as of December 31, 2023, unless earlier renewed by agreement between the Municipality and the Fund; and

**WHEREAS**, the Municipality desires to renew said membership.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. The Township of Committee of the Township of Bernards agrees to renew its membership in the Suburban Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing, or as modified from time to time by lawful act of the Fund, for a three-year period beginning January 1, 2024 and ending 12:01 am, January 1, 2027.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Suburban Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0337**

Approving the Person-to-Person Transfer of  
Liquor License #1802-36-009-005,  
Valor Hospitality Partners LLC t/a Delta Hotels by Marriott – Basking Ridge  
to 80 Allen V6 JV LLC t/a Delta Hotels by Marriott – Basking Ridge

**WHEREAS**, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License #1802-36-009-005, heretofore issued to 80 Allen V6 JV LLC, for premises located at 80 Allen Road, Basking Ridge, NJ 07920; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

**NOW THEREFORE BE IT RESOLVED**, that the Township Committee of the Township of Bernards does hereby approve, effective August 15, 2023, the transfer of the aforesaid Plenary Retail Consumption License to 80 Allen V6 JV LLC t/a Delta Hotels by Marriott – Basking Ridge, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to 80 Allen V6 JV LLC, effective August 15, 2023.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution # 2023-0338 2024 Holiday Schedule

**Now, Be It Resolved,** by the Township Committee of the Township of Bernards that the 2024 Holiday Schedule is as follows:

Monday, January 1, 2024	New Year's Day
Monday, January 15, 2024	Martin Luther King, Jr. Day
Monday, February 19, 2024	Presidents' Day
Friday, March 29, 2024	Good Friday
Monday, May 27, 2024	Memorial Day
Thursday, July 4, 2024	Independence Day
Monday, September 2, 2024	Labor Day
Monday, October 14, 2024	Columbus Day
Thursday, November 28, 2024	Thanksgiving Day
Friday, November 29, 2024	Day after Thanksgiving Day
Tuesday, December 24, 2024	Christmas Eve
Wednesday, December 25, 2024	Christmas Day

One (1) floating holiday will be offered.

Agenda and Date Voted: 08/15/2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk

### **EXPLANATORY STATEMENT:**

The above holiday schedule represents the township's policy of providing 13 paid holidays.  
Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0339**

Approval of Block Party Permit for  
Harrison Brook Drive, 09/09/2023  
(Rain date 09/10/2023)

**WHEREAS**, Desiree Noland, 88 Harrison Brook Drive, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close Harrison Brook Drive, on 09/09/2023 (rain date 09/10/2023), from 3:00 PM to 10:00 PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the request be approved.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0340**

Approval of Block Party Permit for  
Culberson Road, 09/09/2023  
(Rain date 09/10/2023)

**WHEREAS**, Jaclyn Rudderow, 67 Culberson Road, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close a section of Culberson Rd, on 09/09/2023 (rain date 09/10/2023), from 12:00 PM to 7:00 PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the request be approved.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0343

Authorizing and Approving Purchase of Commercial Toro Parts and Equipment Repairs from the Somerset County Cooperative #CC-0091-22 to Storr Tractor Company,  
3191 Route 22, Branchburg, New Jersey Somerville, NJ 08876  
In the Amount Not to Exceed \$60,000.00

**WHEREAS**, the Township of Bernards wishes to purchase Commercial Toro Parts and Equipment Repairs from the Somerset County Cooperative #CC-0091-22; and

**WHEREAS**, the Somerset County Cooperative # CC-0091-22 awarded a contract to Storr Tractor Company, 3191 Route 22, Branchburg, New Jersey 08876, 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 DPW Director and Purchasing Agent to purchase Commercial Toro Parts and Equipment Repairs from the Somerset County Cooperative #CC-0091-22 awarded to Storr Tractor Company, 3191 Route 22, Branchburg, New Jersey 08876.

**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 Storr Tractor Company, 3191 Route 22, Branchburg, New Jersey 08876.

Agenda and Date Voted: 08/15/2023

### 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.

  
For Purchasing Agent

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

Date: August 2, 2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0344**

Approval of Block Party Permit for  
Grist Mill Drive, 09/09/2023  
(Rain date 09/10/2023)

**WHEREAS**, Shari Brower, 370 Grist Mill Drive, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close Grist Mill Drive from 375 to 343, on 09/09/2023 (rain date 09/10/2023), from 1:00 PM to 6:00 PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the request be approved.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2023-0346** Authorization for Tax Refund

**WHEREAS**, the following tax overpayment exists due to receipt of property tax money and the property becoming Veteran Exempt; and

**WHEREAS**, the overpayment must be returned to the Veteran property owner to clear the account; and

**WHEREAS**, the tax collector is recommending a refund be issued.

Block/Lot	Quarter/Year	Amount	Issue Refund to
7803/5	2Q 2023	\$1,399.68	John J. Burns 105 Lurline Dr Basking Ridge, NJ 07920

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

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**

### **INTERPRETIVE STATEMENT:**

*This property was granted a Veteran Exemption from property taxes. As such, the above payment received is due back to the Veteran property owner. I recommend a refund be issued to clear this 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 # 2023-0347

Award of Change Order #2 for 2022 Road Improvements  
To MECO, Inc., PO Box 536, Clarksburg, NJ 08510  
Decrease of \$8,260.89 (0.85%)

**WHEREAS**, the Engineering Department requests the following change order be authorized by the Township Committee:

CO	Original Award	Change Amount	New Total
	\$974,775.50 RA2023-0175		\$974,775.50
CO #1	RA2023-0304	+\$6,300.00 (0.65%)	\$981,075.50
CO #2		- \$8,260.89 (0.85%)	\$972,814.61
TOTAL			\$972,814.61

**WHEREAS**, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to MECO, Inc., PO Box 536, Clarksburg, NJ 08510; and

**WHEREAS**, the Chief Financial Officer is directed to credit Capital Ordinance #2499, line account #C-04-55-499-A01.

**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 change order to MECO, Inc., PO Box 536, Clarksburg, NJ 08510 in the amount of \$8,260.89 for a new total award of \$972,814.61.

Agenda and Date Voted: 08/15/2023

### EXPLANATORY STATEMENT

This change order represents the net contract change as a result of the revisions per field conditions.

Date: August 3, 2023

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

### PURCHASING CERTIFICATION

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

Date: August 3, 2023

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

Christine Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0348

### Authorization for Tax Refund due to Veteran Exemption

**WHEREAS**, the following tax overpayment exists due to funds being collected through direct withdrawal and a mortgage company also remitting payment for the same period; and

**WHEREAS**, the overpayment must be returned to the homeowner to clear the account; and

**WHEREAS**, the tax collector is recommending a refund be issued.

Block/Lot	Quarter/Year	Amount	Issue Refund to
7102/28	3Q 2023	\$2,498.15	Saideswara R Vadlamudi 453 Lyons Rd Basking Ridge, NJ 07920

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

Agenda and Date Voted: 08/15/2023

#### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V Kieffer, Municipal Clerk

#### INTERPRETIVE STATEMENT:

*A double payment of 3<sup>rd</sup> Quarter 2023 property taxes was received for this account. The tax collector suggests a refund of the erroneous overpayment to the property owner 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](http://www.bernards.org)

## **Resolution #2023-0349**

Consenting to an Application by Steven Annese,  
to the New Jersey Department of Environmental Protection  
for a Transition Area Averaging Plan Waiver  
on Property Known as 3 Emerald Valley Way; Block 11401, Lot 21

**WHEREAS**, Steven Annese, 3 Emerald Valley Way, obtained a permit to construct an inground pool in 2021;  
and

**WHEREAS**, the approval was for a project that did not encroach in the Township's wetlands buffer easement;  
and

**WHEREAS**, the improvements were constructed several feet into the buffer and approval from the New Jersey Department of Environmental Protection is required for a modified buffer; and

**WHEREAS**, once NJDEP approval is obtained the easement will be modified for acceptance by the Township;  
and

**WHEREAS**, due to the existing buffer easement, the NJDEP application requires that the property owner obtain the Township's consent to submit the application.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that the Township consents to Steven Annese's submittal of a NJDEP Transition Area Averaging Plan Waiver application and authorizes the Township Engineer to sign the application on behalf of the Township.

Agenda and Date Voted: 8/15/2023

### **EXPLANATORY STATEMENT**

Approvals for the construction of the pool were exceeded placing the improvements several feet into the Township's easement. The effect on the buffer is minimal while relocating the improvements would be extremely difficult. Approval of this resolution authorizing the submittal of a Transition Area Waiver Averaging Plan application will offset the reduced buffer in one area by increasing the buffer in another area.

Thomas Timko, PE, CME, Township Engineer

### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 8/15/2023.**

\_\_\_\_\_  
**Christine Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0350

Award of Purchase Orders for Identified Vendor; PMG SM AP LLC d/b/a Seal Master Atlantic Visiting Nurse

**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
PMG SM AP LLC d/b/a Seal Master Atlantic Visiting Nurse	\$ 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: 08/15/2023

### 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: August 7, 2023

Francis J. Decibus, QPA, RPPO Purchasing Agent

### PURCHASING CERTIFICATION

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

Date: August 7, 2023

Francis J. Decibus, QPA, RPPO, Purchasing Agent

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

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 #2023-0351

Award of Bid for Municipal HVAC Services to  
Unitemp Mechanical Degrees, LLC, 26 Worlds Fair Drive Unit D, Somerset, NJ 08873

**WHEREAS**, the Township of Bernards received bids on Thursday, August 3, 2023 at 10:30 AM for Municipal HVAC Services: The Bid Summary is as follows:

BIDDER NAME	DPW/YR	LIBRARY /YR	MUNICIPAL BLDG/YR	POLICE DEPT/YR	HOURLY RATE	OT RATE	PARTS DISCOUNT	BID ALT TOTAL
Unitemp Mechanical Degrees, LLC	\$6,000.00	\$6,960.00	\$6,200.00	\$6,000.00	\$135.00	\$185.00	2%	\$6,180.00
McCloskey Mechanical Contractors, Inc.	\$11,160.00	\$15,808.00	\$39,060.00	\$7,440.00	\$95.00	\$142.00	10%	\$23,272.00

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award the contract to Unitemp Mechanical Degrees, LLC, 26 Worlds Fair Drive Unit D, Somerset, NJ 08873; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations to be charged are: 3-01-29-390-241, 3-01-26-310-241 and 3-01-26-310-231 (4-01-29-390-241, 4-01-26-310-241, 4-01-26-310-231, 5-01-29-390-241, 5-01-26-310-241, 5-01-26-310-231 and 6-01-29-390-241, 6-01-26-310-241, 6-01-26-310-231) (pending Township Committee budget year approval); and

**WHEREAS**, this contract has been awarded to Unitemp Mechanical Degrees, LLC, through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

**WHEREAS**, as provided by Local Public Contract Law 40A:11-15, this contract is for one (1) year with an option for renewal for two (2) additional one (1) year periods providing that funds are appropriated in the respective operating budgets for the expenditure and performance is satisfactory.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the Purchasing Agent is hereby authorized to issue a contract and purchase order to: Unitemp Mechanical Degrees, LLC, 26 Worlds Fair Drive Unit D, Somerset, NJ 08873.

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.

\_\_\_\_\_  
Ray Haydian / President

Agenda and Date Voted: 08/15/2023

#### EXPLANATORY STATEMENT

There were two bidders who bid for the Municipal HVAC Services contract. McCloskey Mechanical Contractors, Inc. failed to comply with the specifications of the bid and therefore were rejected. Unitemp Mechanical Degrees, LLC was the only bidder to meet all specifications of the bid, in particular they were the only bidder to submit proof of a technician possessing Distech Controls Certification. It is my recommendation, based on the review of the bid packages submitted, to award a contract to Unitemp Mechanical Degrees, LLC. They were the lowest bidder to meet all of the bid specifications and possess the required certifications.

Date: 8/7/2023

Ryan Wallace  
Director of Public Works

#### 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 contract for Municipal HVAC Services. Monies are available in: 3-01-29-390-241, 3-01-26-310-241 and 3-01-26-310-231 (4-01-29-390-241, 4-01-26-310-241, 4-01-26-310-231, 5-01-29-390-241, 5-01-26-310-241, 5-01-26-310-231 and 6-01-29-390-241, 6-01-26-310-241, 6-01-26-310-231) (pending Township Committee budget year approval).

Date: August 7, 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: August 7, 2023

#### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## Resolution #2023-0352

Award of Bid for the Re-Bid 2023 Sidewalk Improvements to  
Messercola Excavating Co., Inc., 549 East Third Street, Plainfield, NJ 07060 - In the Amount of \$125,300.00.

**WHEREAS**, the Township of Bernards received bids on Tuesday August 1, 2023 at 11:00 AM for the Re-Bid 2023 Sidewalk Improvements:

BIDDERS NAME	TOTAL BID AMOUNT
Messercola Excavating Co., Inc.	\$125,300.00
AA Berms, LLC	\$149,200.00
Ochoa Enterprises, LLC	\$349,900.00

**WHEREAS**, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to award the contract to the lowest bidder Messercola Excavating Co., Inc., 549 East Third Street, Plainfield, NJ 07060 in the amount of \$125,300.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line-item appropriations or Capital Ordinance #2470 line account C-04-55-470-A02 (\$100,000.00), and Capital Ordinance #2499 line account C-04-55-499-A03 (\$25,300.00); and

**WHEREAS**, this contract has been awarded to Messercola Excavating Co., Inc., 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 Messercola Excavating Co., Inc., 549 East Third Street, Plainfield, NJ 07060 in the amount of \$125,300.00; and

**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 Messercola Excavating Co., Inc. ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated as Specified for the Re-Bid 2023 Sidewalk Improvements.
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 started within fourteen (14) days of notice and completed within five (5) days of start for a particular location.
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. This contract will be a 1-year contract with 2 possible 1-year extensions.
11. 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.
12. 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.
13. 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.

\_\_\_\_\_  
Fernando Messercola, President

Agenda and Date Voted: 08/15/2023

**EXPLANATORY STATEMENT**

This contract represents an on-call contract for sidewalk repair and replacement throughout the Township. The award of this contract is part of the Township's capital improvement program.

Date: August 3, 2023

Katelyn E. Dmitruck, PE  
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 \$125,300.00. Monies are available in the Capital Ordinance #2470 line item account C-04-55-470-A02 (\$100,000.00), and Capital Ordinance #2499 line account C-04-55-499-A03 (\$25,300.00).


Date: August 7, 2023

  
Sean McCarthy  
Chief Financial Officer

**PURCHASING CERTIFICATION**

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

Date: August 3, 2023

  
Francis J. Decibus, QPA  
Purchasing Agent

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0353**

### **Partial Rescinding of Resolution 2023-0271**

**WHEREAS**, Resolution 2023-0271, titled Authorizing the Mailing of Estimated 3<sup>rd</sup> Quarter 2023 Tax Bills, was passed on May 23, 2023; and

**WHEREAS**, said resolution has four conditions outlined for approval; and

**WHEREAS**, items 1 and 2 are no longer needed due to the receipt of the 2023 tax rate.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that we do be hereby approve and authorize rescinding items 1 & 2 of Resolution 2023-0271.

Agenda and Date Voted: 08/15/2023

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**

#### ***INTERPRETIVE STATEMENT:***

*Resolution 2023-0271 outlined the use of estimated bills which are no longer needed.*

*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 # 2023-0354

Return of Performance Surety for  
Dewey Meadow, Block 8501, Lots 39 & 43

**WHEREAS**, the Township Engineer of the Township of Bernards, Somerset County, New Jersey, 07920, has the following Performance Surety:

Name of Applicant: Bernards Plaza Associates, LLC  
Address: 820 Morris Turnpike  
Short Hills, NJ 07078

Performance Surety: FP0024308

Insurance Company: First Indemnity of America Insurance Company  
Address: 2740 Route 10  
Morris Plains, NJ 07950

Amount: \$252,403.95

**WHEREAS**, the aforesaid applicant is requesting return of their Performance Surety; and

**WHEREAS**, the Township Engineer recommends return of the Performance Surety to the applicant; and

**WHEREAS**, no Maintenance Surety required.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the aforesaid Performance Surety be released to the above named applicant.

Agenda and Date Voted: 08/15/2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine Kieffer, Municipal Clerk

### EXPLANATORY STATEMENT:

The site work for this project has been satisfactorily completed. There are no site improvements that are to be accepted or maintained by the Township therefore no maintenance surety is required.

Jennifer Martins, Administrative Assistant 08/07/2023



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510 \* [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0355**

### **Personnel Appointment**

Keine Dorsey – Truck Driver – Department of Public Works

**WHEREAS**, a full time Truck Driver position became available due to a vacancy; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Officer have deemed it necessary to fill this position; and

**WHEREAS**, Keine Dorsey has applied for and is qualified to fill said position; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Officer recommend appointment of Keine Dorsey to full-time Truck Driver.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Keine Dorsey be appointed full-time Truck Driver with a hire date of Monday, August 21, 2023 at an hourly rate of \$19.78 for a 40-hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

Agenda and Dated Voted: 08/15/2023

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**

#### **EXPLANATORY STATEMENT**

A Truck Driver position became available due to a vacancy within the Roads division. The position was posted and advertised according to township policy. Keine Dorsey applied for the position and is qualified to fill said position. Mr. Dorsey comes to Bernards Township with seasonal public works experience, truck maintenance and driving experience as well as a CDL Class B license.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510 \* [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0356**

### **Personnel Appointment**

**Robert Kovach – Groundskeeper – Department of Public Works**

**WHEREAS**, a full time Groundskeeper position became available due to a vacancy; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Officer have deemed it necessary to fill this position; and

**WHEREAS**, Robert Kovach has applied for and is qualified to fill said position; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Officer recommend appointment of Robert Kovach to full-time Groundskeeper.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Robert Kovach be appointed full-time Groundskeeper with a hire date of Monday, August 21, 2023 at an hourly rate of \$19.78 for a 40 hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

Agenda and Dated Voted: 08/15/2023

#### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.**

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**

#### **EXPLANATORY STATEMENT**

A Groundskeeper position became available due to a vacancy within the Grounds division. The position was posted and advertised according to township policy. Robert Kovach applied for the position and is qualified to fill said position. Mr. Kovach comes to Bernards Township with experience in building maintenance and mechanical work.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510 [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0357**

### **Approval of Special Event Permit**

**Liberty Corner Food Truck and Music Festival – Liberty Corner Fire Company**  
**Sunday, August 27, 2023, 11:00 AM – 6:00 PM**

**WHEREAS**, Ron DePasquale, representing Liberty Corner Fire Company, (LCFC) “the applicant,” has requested a special event permit for 08/27/2023 from 11:00 AM to 6:00 PM for the purpose of holding a Food Truck and Music Festival Fundraiser at the Liberty Corner Firehouse on Fireman’s Field; and

**WHEREAS**, the applicant is in receipt of the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. Seq.

**WHEREAS**, the applicant has secured a Social Affairs Permit from the Division of Alcoholic Beverage Control and alcohol control will be in accordance with said permit; and

**WHEREAS**, the Municipal Clerk, Police, Recreation Director, Fire Official, Health Director, DPW Director, Risk Manager, and Township Administrator has reviewed the application; and

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that approval is hereby granted contingent upon submission of the outstanding final documents.

Agenda and Date Voted: 08/15/2023

#### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.**

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0358**

Approval of Special Event Permit  
Bernards Chinese American Association  
Mid-Autumn Festival  
September 23, 2023 – Pleasant Valley Park

**WHEREAS**, Jane Zhang, representing Bernards Chinese American Association, 3 Wellington Drive, Basking Ridge, NJ 07920, “the applicant,” has requested a special event permit for Mid-Autumn Festival on September 23, 2023, with the event time being from 2:00PM – 5:00PM; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq. and has applied for, and received, the necessary departmental permits; and

**WHEREAS**, the Municipal Clerk, Police Department, Recreation Director, Health Officer, Risk Manager, Fire Official, and Director of Public Works have reviewed the application and find it complete.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request be approved as submitted.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
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 #2023-0359**

Authorizing Submission of a Grant Application to the  
Somerset County Board of County Commissioners for a Grant Entitled  
Somerset County Municipal Youth Services Commission 2023-2024 Abbreviated Annual Grant  
Application: \$6,000 for funding Ridge Education Action & Community Health (REACH) and  
Grab and Go Teen Outreach

**WHEREAS**, the Youth Services Coordinator is recommending the Township Committee approve a grant application to the Somerset County Board of County Commissioners for a Grant Entitled Somerset County Municipal Youth Services Commission 2023-2024 Abbreviated Annual Grant Application which would provide \$6,000 for funding Ridge Education Action & Community Health (REACH) youth leadership group and Grab and Go Teen Outreach; and

**WHEREAS**, the Township has received notification of the availability of grant funds that have been awarded to Bernards Township since 2000 for the purpose of conducting the youth activities; and

**WHEREAS**, funds this year will be used to fund REACH in the context of training and providing support for a group of alcohol, tobacco, and other drug free peer leaders in the Bernards Township community and funds will also be used to fund “Grab and Go Teen Outreach”, which would provide take-home activity kits for adolescents in the Bernards Township community.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the Somerset County Board of County Commissioners entitled Somerset County Municipal Youth Services Commission 2023-2024 Abbreviated Annual Grant Application for: \$6,000 for the Municipal Youth Services Commission; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serves as the project manager for this grant application which is due on August 31, 2023.

Agenda and Date Voted: 08/15/2023

### **EXPLANATORY STATEMENT**

This resolution authorizes a contract between Bernards Township and the Somerset County Board of County Commissioners for funding of training and supplies for Ridge Education Action & Community Health (REACH) and Grab and Go Teen Outreach. The Township Committee of the Township of Bernards has established, by Ordinance #1963, a Municipal Alliance Against Substance Abuse (“Municipal Alliance”) and the Municipal Youth Services Commission.

Date: 8/15/23

Kaitlin V. Cartoccio, MPH, MCHES  
Health Educator/ Municipal Alliance Grant Coordinator

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted  
by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2023-0360**

Authorizing Submission of a Grant Application to the  
Somerset County Board of County Commissioners for a Grant Entitled  
Somerset County Municipal Youth Services Commission “2023-2024 Competitive Grant  
Application” for \$4,000”

**WHEREAS**, the Youth Services Coordinator is recommending the Township Committee approve a grant application to the Somerset County Board of County Commissioners for a Grant entitled Somerset County Municipal Youth Services Commission “2023-2024 Competitive Grant Application” which would provide \$4,000 for funding a program entitled “Creating Opportunities for Positive Emotions (COPE)”; and

**WHEREAS**, the Township has received notification of the availability of grant funds that are available to Bernards Township with the purpose of conducting youth activities. Funds for this grant would be used to sponsor “Creating Opportunities for Positive Emotions (COPE)” which will provide students at Cedar Hill Elementary School, Oak Street Elementary School, Mount Prospect Elementary School, and Liberty Corner Elementary School with the opportunity to learn how to cope with difficult emotions and the tools necessary to do so.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the Somerset County Board of County Commissioners entitled Somerset County Municipal Youth Services Commission “2023-2024 Competitive Grant Application” for \$4,000; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serves as the project manager for this grant application which is due on August 31, 2023.

Agenda and Date Voted: 08/15/2023

### **EXPLANATORY STATEMENT**

This resolution authorizes a contract between Bernards Township and the Somerset County Board of County Commissioners for funding supplies for “Creating Opportunities for Positive Emotions (COPE)” for Bernard Township Schools. The Township Committee of the Township of Bernards has established, by ordinance #1860, a Municipal Alliance Against Substance Abuse (“Municipal Alliance”); and ordinance #1963 Established a Municipal Youth Services Commission.

Date: 8/15/23

Kaitlin V. Cartoccio, MPH, MCHES  
Health Educator/ Municipal Alliance Grant Coordinator

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted  
by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0361**

Approval of Special Event Permit  
Concert on The Green at Fellowship Village – 09/09/2023

**WHEREAS**, Patricia Yannotta, Executive Director, Sieminski Theater & Lifestyle Director, representing Fellowship Village “the applicant,” 8000 Fellowship Road, Basking Ridge, NJ 07920, has requested a special event permit for September 9, 2023, from 4:00 PM to 7:00 PM for the purpose of holding a Concert on The Green at their site, “special event”; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq.; and

**WHEREAS**, the Municipal Clerk, Police Chief, Health Officer, Fire Official, and Parks and Recreation Director have reviewed the application; and

**WHEREAS**, the applicant will hire one off-duty police officer for this event.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby approve the special event application.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2023-0363** Authorization for Tax Refund

**WHEREAS**, an overpayment exists due to the former owner of the property not advising our office that he sold the property, and the County not relaying the change of ownership information to us, and the pulling of an ACH direct withdrawal for 3<sup>rd</sup> Quarter 2023 property taxes from the former owner's bank account; and

**WHEREAS**, per written request of former property owner, the Tax Collector has suggested that a refund be issued and made payable to the former owner.

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

Block & Lot	Quarter & Year	Amount	Issue Refund To
10601/15.03/CONDO	3Q2023	\$2,845.91	Jinhui Zhao 42 Spincaster Drive Spring, TX 77389

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**

### **INTERPRETIVE STATEMENT:**

*This property has an erroneous overpayment due to the former owner of the property neglecting to advise us of the sale and the pulling of 3<sup>rd</sup> Quarter 2023 property taxes via direct withdrawal from his bank 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](http://www.bernards.org)

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## **Resolution #2023-0364**

Authorizing Submission of a Grant Application to the  
Somerset County Cultural and Heritage Commission for a State/County Partnership Local Arts  
Program Grant: \$8,000 for the Department of Parks & Recreation

**WHEREAS**, the Director of Parks and Recreation is recommending the Township Committee approve a grant application to the Somerset County Cultural and Heritage Commission for the NJ State Council on the Arts State/County Partnership Local Arts Program Grant, which would provide up to \$8,000 towards the 2024 productions for Plays in the Park; and

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the Somerset County Cultural and Heritage Commission for a State/County Partnership Local Arts Program Grant; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Jennifer Gander of the Bernards Township Parks & Recreation Department serves as the Project Manager for this grant application and the Project Manager and CFO are hereby authorized to sign the grant on behalf of the Township.

Agenda and Date Voted: 08/15/2023

### **EXPLANATORY STATEMENT**

The Department applies for the LAP Grant annually to help support the production of Plays in the Park. We apply for approximately 50% of our total production cost. In 2022 we were awarded \$3,500.

Date: 8/9/2023

Jennifer Gander  
Director, Parks & Recreation

### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.**

\_\_\_\_\_  
**Christine V. Kieffer, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0365**

### **Personnel Appointment**

Kendra Kelly – Administrative Assistant – Municipal Clerk's Office

**WHEREAS**, the full-time position of Administrative Assistant become available due to a vacancy; and

**WHEREAS**, the Municipal Clerk, Township Administrator, Chief Financial Officer and Human Resources Officer have deemed it necessary to fill this position; and

**WHEREAS**, Kendra Kelly has applied for and is qualified to fill said position; and

**WHEREAS**, the Municipal Clerk, Township Administrator, Chief Financial Officer and Human Resources Officer recommend appointment of Kendra Kelly to the position of full-time Administrative Assistant.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that Kendra Kelly be appointed full-time Administrative Assistant with a hire date of Monday, September 11, 2023 at an hourly rate of \$24.00 for a 40-hour work week.

Agenda and Date Voted: 08/15/2023

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk

#### **EXPLANATORY STATEMENT**

The Administrative Assistant position in the Municipal Clerk's Office became available due to a vacancy. The position was approved and advertised per Township policy. Kendra Kelly applied for the position and is qualified to fill said position. Ms. Kelly has 18 years of experience in project management and administrative work.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2023-0366**

Approval of Block Party Permit for  
Cayuga Way, 10/07/2023  
(Rain date 10/14/2023)

**WHEREAS**, Scott & Holly Oberman, 14 Cayuga Way, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close Cayuga Way, on 10/07/2023 (rain date 10/14/2023), from 6:00 PM to 10:00 PM for the purpose of holding a block party; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

**WHEREAS**, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the request be approved.

Agenda and Date Voted: 08/15/2023

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
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 # 2023-0367

Award of Change Order #1 for FY NJDOT Municipal Aid Funded Grant Keats Road, Thackeray Drive, & Highland Avenue Reconstruction  
To Reivax Contracting Corp., 165 River Road, Flemington, NJ 08822  
Decrease of \$1,532.84 (0.13%)

**WHEREAS**, the Engineering Department requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Decrease	New Total
Reivax Contracting Corp.	Number 1	\$1,168,961.89 RA2023-0220	\$1,532.84 (0.13%)	\$1,167,429.05
TOTAL CO	CO #1		\$1,532.84 (0.13%)	\$1,167,429.05

**WHEREAS**, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to Reivax Contracting Corp., 165 River Road, Flemington, NJ 08822; and

**WHEREAS**, the Chief Financial Officer is directed to credit Capital Ordinance #2499, line account #C-04-55-499-A02.

**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 change order to Reivax Contracting Corp., 165 River Road, Flemington, NJ 08822.

Agenda and Date Voted: 08/15/2023

### EXPLANATORY STATEMENT

This change order represents the net contract change as a result of the revisions per field conditions.

Date: August 3, 2023

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

### PURCHASING CERTIFICATION

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

Date: August 7, 2023

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2023-0335**

### **Personnel Appointments**

#### **Special Law Enforcement Officer (SLEO) III - Police Department**

**WHEREAS**, Pursuant to N.J.S.A. 40A:14-146.10, local unit may, as it deems necessary, appoint Special Law Enforcement Officer(s) III sufficient to perform the duties and responsibilities permitted by local ordinances authorized by N.J.S.A. 40A:14-118 and within the conditions and limitations as may be established pursuant to the act; and

**WHEREAS**, the Township of Bernards wish to have Special Law Enforcement Officer(s) III specifically trained for the safety and security of the students, faculty, staff and visitors of the Bernards Township District Schools located in Bernards Township; and

**WHEREAS**, the Township of Bernards has entered into a Memorandum of Agreement, per resolution 2023-0293, with the Bernards Township Board of Education regarding the hiring of Special Law Enforcement Officer(s) III; and

**WHEREAS**, the Chief of Police, Township Administrator, and Human Resources Officer recommend appointment of the following individual(s), who have met the hiring requirements, to the position of Special Law Enforcement Officer III on a regular, part time basis, effective September 1, 2023 at an hourly rate of \$40.00, with hours to be determined in conjunction with the Board of Education:

**David Malina, SLEO III**  
**James Nugent, SLEO III**  
**Randy Pelley, SLEO III**  
**Daniel Snyder, SLEO III**  
**Brian Stanton, SLEO III**  
**Todd Widitz, SLEO III**

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the above individuals be appointed as a Special Law Enforcement Officer III for the 2023-2024 school year.

Agenda and Date Voted: 08/15/2023

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk

#### **EXPLANATORY STATEMENT**

The SLEO III position became available per the agreement with the Board of Education. All the individuals listed above are qualified to fill the SLEO III position. The Board of Education will reimburse the Township for the officer's expenses on a monthly basis.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920

908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0362

Memorializing Resolution of the Township Committee Action Regarding Ridge Baseball Club's One-Time Departure from the Lease to Allow a Pilot Program for Light Usage from September 1, 2023, to November 15, 2023, and from April 1, 2024, to April 23, 2024

**WHEREAS**, Ridge Baseball Club, Inc. (RBC") is a nonprofit corporation, organized under the laws of the State of New Jersey, which operates the Ridge Baseball Complex located on Valley Road (the "Premises") in the Township of Bernards (the "Township") to provide recreational baseball opportunities for members of the RBC; and

**WHEREAS**, RBC entered into a Lease Agreement for the Premises dated May 13, 2004, and First Amendment to Lease Agreement dated November 27, 2007, Second Amendment to Lease Agreement dated March 25, 2008, and Third Amendment Agreement to Lease Agreement dated November 30, 2011 (the "Lease"); and

**WHEREAS**, in order to run an effective Fall program, because of the early Fall and Spring sunsets, RBC has requested artificial lighting from September 1, 2023, to November 15, 2023, and from April 1, 2024, to April 23, 2024, which periods of time lighting is not presently permitted under the Lease;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township that this resolution will memorialize the decision of the Township Committee made at their August 15, 2023, meeting as follows:

1. The request for a one-time departure from the Lease to allow for light usage from September 1, 2023, to November 15, 2023, (the "Pilot"); and from April 1, 2024, to April 23, 2024, is granted; and
2. RBC will continue to adhere to the lighting times specified in the Lease at Section D, Paragraph 15, Subsections (a) through (d), and are as follows:
  - a. Sundays – no later than 9:00 P.M.
  - b. Fridays and Saturdays – no later than 10:00 P.M.
  - c. Mondays through Thursdays when school is in session – no later than 9:00 P.M.
  - d. Mondays through Thursday when school is not in session – no later than 10:00 P.M.
3. Ordinance #2523 introduced on July 25, 2023, to Authorize the Renewal of the Leasing of Property to the Ridge Baseball Club, Inc. for a Period of an Additional Twenty Years for Nominal Consideration is withdrawn.
4. The Township Committee during the pilot program of light usage from September 1, 2023, to November 15, 2023, will monitor the impact of the lights during that period as to its impact on the adjoining residential properties in the area of the RBC baseball complex so as to evaluate RBC's request to include in a future Lease amendment the permanent allowance of lights from September 1 to November 15 and from April 1 to April 23.

Agenda Date and Vote: 08/15/2023

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

\_\_\_\_\_  
Christine V. Kieffer, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2023-0368

Change Order # 1 Authorizing And Approving An Additional Amount Of \$ 54,000.00 For  
New Jersey State Co-Operative Contract #T0106 (17-Fleet 00749) For The Upfit Of First Responder And Public Works Vehicles To  
Elite Vehicle Systems, 1000 Bennet Blvd-Unit 6, Lakewood, NJ 08701

**WHEREAS**, the Township Committee of Bernards Township adopted resolution # 2023-0234 on April 25, 2023 for the upfit of first responder and public works vehicles to New Jersey State Co-Operative Contract #T0106 (17-Fleet 00749) to Elite Vehicle Systems, 1000 Bennet Blvd-Unit 6, Lakewood, NJ 08701; and

**WHEREAS**, the purchase of three (3) 2023 AWD Dodge Chargers will require upfitting of emergency equipment upon delivery; 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 Police Department and Purchasing Agent to utilize this contract for the upfit of new first responder vehicle.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards that the Purchasing Agent be authorized to issue a change order in the amount of \$ 54,000.00 to Elite Vehicle Systems, 1000 Bennet Blvd-Unit 6, Lakewood, NJ 08701 for a new not to exceed amount of \$ 96,000.00.

Agenda and Date Voted: 08/15/2023

### PURCHASING CERTIFICATION

Adoption will permit the upfitting of first responder vehicles from noted state cooperative vendor in acquiring required equipment due to supply chain issues. I hereby certify that I have prepared this resolution and reviewed it for accuracy. acquiring

Date: August 10, 2023

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 08/15/2023.

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Christine V. Kieffer, Municipal Clerk



# Ordinance of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **ORDINANCE #2533**

Accepting a Second Amended Declaration of Restrictions and Easement  
on Property Located at 49 Liberty Corner Road; Block 9601, Lot 4.03,  
from James E. and Kyung-Mi Orthmann 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 James E. Orthmann and Kyung-Mi Orthmann, 49 Liberty Corner Road, Far Hills, NJ, 07931, a Second Amended Declaration of Restrictions and Easement relating to Block 9601, Lot 4.03, in Bernards Township.
2. The declaration 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.

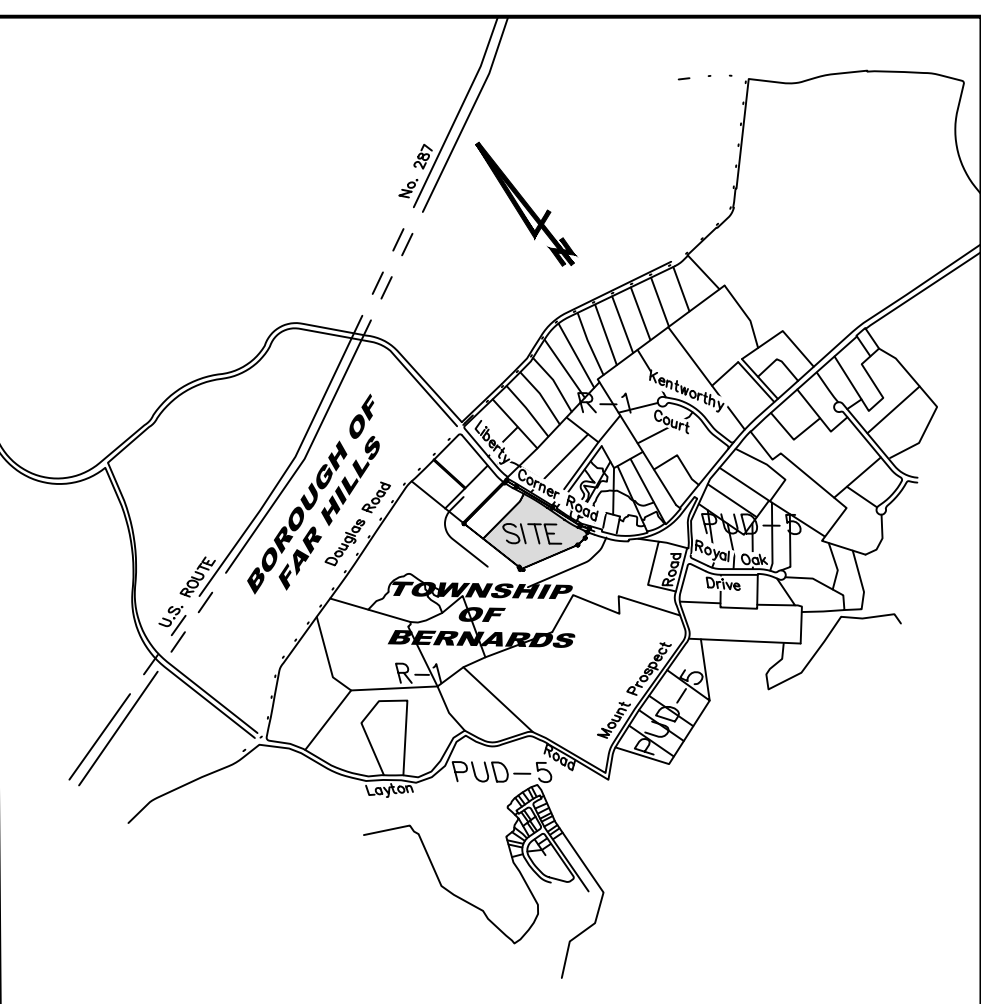
### **EXPLANATORY STATEMENT**

This Second Amended Declaration of Restrictions and Easement is provided in conjunction with a February 21, 2023, Planning Board approval (Application #PB22-004) that modifies certain conditions of prior Board approvals. Under prior approvals, an existing carriage house on the subject property was planned to remain as an accessory building when a new dwelling was constructed on the property. Under the 2023 approval, the existing carriage house will remain as the principal dwelling on the property, and a new dwelling will not be constructed. The modified approval requires that two prior declarations recorded in 2011 and 2014 be amended to be consistent with the modified approval. In their resolution, the Planning Board specifically recommends to the Township Committee that the Committee consent to a Second Amended Declaration and Easement. An escrow account is maintained by the Planning Board to reimburse the Township for costs incurred in the processing of this document.

Date: August 4, 2023

David Schley, PP, AICP, Township Planner





SCALE: 1" = 2000

## TREE REMOVAL AND REPLACEMENT

TREE DIAMETER	SPECIES & QUANTITY	REPLACEMENT QUANTITY *	TOTAL
<10"	0	1	0
10" - 12"	APPLE(2), PEAR(1)	2	6
12.01" - 18"	APPLE(1)	3	3
18.01" - 24"	0	4	0
24.01" - 30"	HONEYLOCUST(1)	5	5
30.01" - 36"	0	6	0
36.01" - 40"	0	9	0
40.01" OR GREATER	OAK(1)	10	10

TOTAL = 6                      TOTAL = 24

\* REPLACEMENT TREES SHALL BE NURSERY GRADE QUALITY BALLED AND BURLAPPED AND NOT LESS THAN 2 ½ TO 3 INCHES CALIPER, BE CONSISTANT WITH THE TYPE AND SPECIES REMOVED FROM THE SITE AND SHALL BE PLANTED IN ACCORDANCE WITH ACCEPTED NURSERY PRACTICES. REMOVAL PROTECTION AND REPLACEMENT SHALL BE IN ACCORDANCE WITH SECTION 21-45 OF THE TOWNSHIP CODE.

**BERNARDS TOWNSHIP UTILITIES**

ALGONQUIN GAS TRANSMISSION CO  
1 LINDBERGH RD  
STONEY POINT, NJ 10980  
(908) 757-1212

BELL ATLANTIC CORPORATION  
SECRETARY, 46TH FLOOR  
1717 ARCH  
PHILADELPHIA, PA 19102

JCP & L/GPU  
SERVICE TAX DEPT  
PO BOX 1911  
MORRISTOWN, NJ 07962-1911

PUBLIC SERVICE ELECTRIC AND GAS  
MANAGER-CORPORATE PROPERTIES  
80 PARK PLAZA, 8EB  
NEWARK, NJ 07102

VERIZON COMMUNICATIONS  
ENGINEERING  
290 W MT PLEASANT AVE, SITE 1400  
LIVINGSTON, NJ 07039-2763

NEW JERSEY AMERICAN WATER CO  
DONNA SHORT, GIS SUPERVISOR  
NJ-AMERICAN WATER COMPANY, INC.  
1025 LAUREL OAK RD  
VOORHEES, NJ 08043

CABLEVISION OF RARITAN VALLEY  
275 CENTENIAL AVE, CN8005  
PISCATAWAY, NJ 08855  
ATTN: MARGUERITE PREDEVRILLE  
CONSTRUCTION DEPT

BERRAUX TWP SEWERAGE AUTHY  
1 COLLYER LN  
BASKING RIDGE, NJ 07920  
(908) 204-3002

ENVIRONMENTAL DISPOSAL CORP  
WILLIAM HALSEY, PRESIDENT  
601 STATE HWY. 202/206  
BEDMINSTER, NJ 07921  
(908) 234-0677

NEW JERSEY BELL TELEPHONE CO  
EDWARD D. YOUNG III, SECRETARY  
VERIZON LEGAL DEPT.  
540 BROAD ST-ROOM 2001  
NEWARK, NJ 07101  
(201) 649-2233

TRANSCONTINENTAL GAS PIPELINE  
DIVISION OFFICE  
3200 S WOOD AVE  
LINDEN, NJ 07036

VERIZON BUSINESS/MCI  
RIGHT OF WAY DEPT.  
2400 N GLENVILLE DR  
RICHARDSON, TX 75082

### SOILS LEGEND

LbtB - LANSLOWNE SILT LOAM, 2  
TO 6 PERCENT SLOPES

NehB - NESHAMINY SILT LOAM, 2 TO  
6 PERCENT SLOPES

NehC - NESHAMINY SILT LOAM, 6 TO 12 PERCENT SLOPES

## 200 Foot Property Owners List

Block	Lot	Owner	Site Address	Mail Address	Mail City State Zip
7301	53	ARONWALD, BRUCE & BENECIA	34 LIBERTY CORNER RD	34 LIBERTY CORNER RD	FAR HILLS, NJ 07931
7301	52	MANDUKE, LAUREN & ROSSI II, JOSEPH	46 LIBERTY CORNER RD	46 LIBERTY CORNER RD	FAR HILLS, NJ 07931
7301	50	WATSON, DOUGLAS & LINDA J	52 LIBERTY CORNER RD	52 LIBERTY CORNER RD	FAR HILLS, NJ 07931
7301	49	LYNCH, SHAWN F & JENNIFER C	56 LIBERTY CORNER RD	56 LIBERTY CORNER RD	FAR HILLS, NJ 07931
7301	48	DURSO, CAROL L & FRANK M	66 LIBERTY CORNER RD	66 LIBERTY CORNER RD	FAR HILLS, NJ 07931
7301	47	GOGGI, STEPHEN & JULIA ZLOTSKY	76 LIBERTY CORNER RD	76 LIBERTY CORNER RD	FAR HILLS, NJ 07931
9601	4.02	UNITED STATES GOLF ASSOCIATION	41 LIBERTY CORNER RD	77 LIBERTY CORNER RD	LIBERTY CORNER, NJ 07938
9601	5.01	UNITED STATES GOLF ASSOCIATION	77 LIBERTY CORNER RD	77 LIBERTY CORNER RD	LIBERTY CORNER, NJ 07938
9601	5.01-Q0042	UNITED STATES GOLF ASSOCIATION	77 LIBERTY CORNER RD	77 LIBERTY CORNER RD	LIBERTY CORNER, NJ 07938

2	7-12-23	REVISED AS PER DAVE SCHLEY EMAIL 7-12-23
1	5-31-23	REVISED AS PER DAVE SCHLEY LETTER 9-21-22
NO.	DATE	REVISION DESCRIPTION

**LOT DEVELOPMENT PLAN  
PROPOSED GARAGE ADDITIONS  
LOT 4.03 BLOCK 9601  
49 LIBERTY CORNER ROAD  
BERNARDS TOWNSHIP  
SOMERSET COUNTY NEW JERSEY**



**APGAR ASSOCIATES**  
ENGINEERS - LAND SURVEYORS - PLANNERS  
P.O. BOX 310 • 13 DE MUN PLACE  
FAR HILLS, NEW JERSEY 07931  
(908)234-0416

N.J. CERT. OF AUTH. NO. 24GA28023100 (908)234-0416  
**JAMES O. MADSEN**  
 PROFESSIONAL ENGINEER  
 N.J. P.E. LIC. NO. 36637

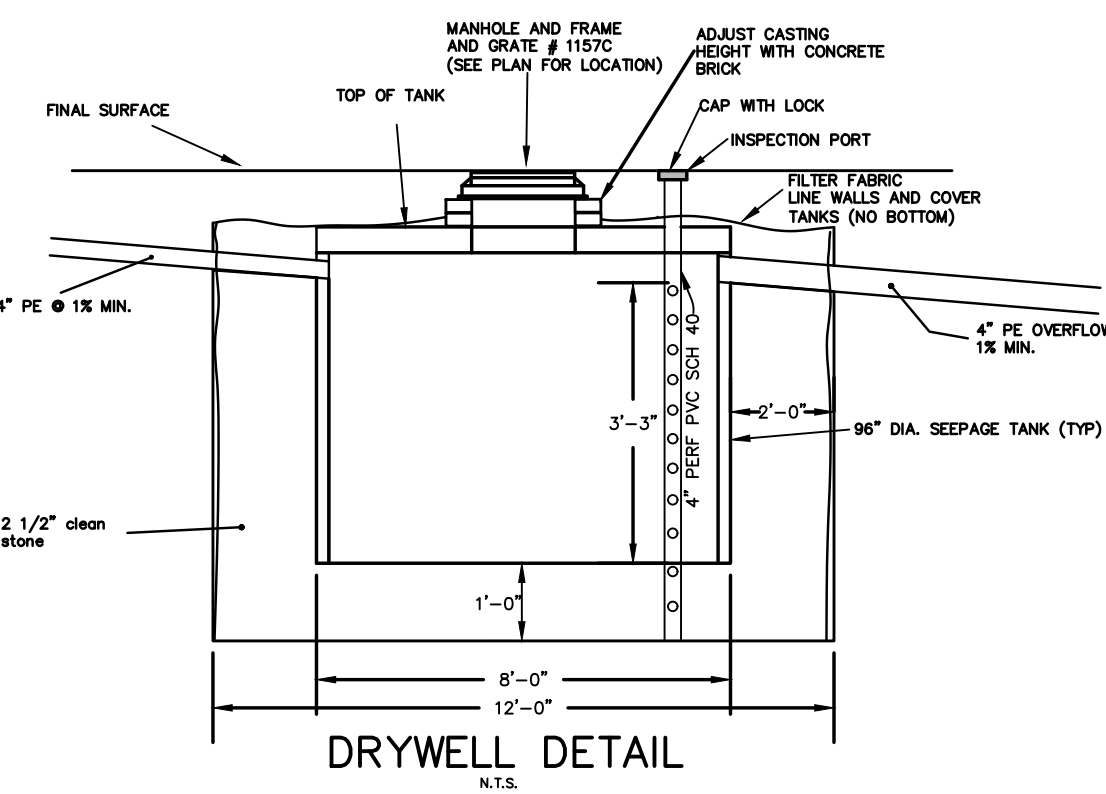
MAP	CAD	SCALE: 1" = 50'	DRAWN:	CHECKED:
FOLDER	9649		APPROVED:	DAT FILE
BOOK	####	DATE: MAY 3, 2022	JOB 3-9649	DWG:LDP

**MAP REFERENCES:**

1. SUBDIVISION PLAN ENTITLED "MINOR SUBDIVISION PLAN" PREPARED BY LANGAN, LAST REVISED 10/13/14.
2. "CONCEPTUAL FULL DEVELOPMENT PLAN", DATED 10-09-09, PREPARED BY HENDERSON AND BODWELL, LLP., WILLIAM R. BODWELL, PE NJ UC NO. 26845.
3. "CONCEPTUAL FULL DEVELOPMENT PLAN", DATED 05/02/2014, PREPARED BY LANGAN, LAST REVISED 10/13/14.

SIGHT LINE NOTE:

1. ALL VEGETATION LOCATED WITHIN FIVE (5) BEHIND THE LINES OF SIGHT SHALL BE CLEARED
- N.O.T.E.S.**
1. BOUNDARY INFORMATION SHOWN PER REFERENCE NO. 1.
  2. TOPOGRAPHIC INFORMATION SHOWN PER "CONCEPTUAL FLAT DEVELOPMENT PLAN DATED 10-09-09, PREPARED BY HENDERSON AND BOWDELL, LLC"
  3. EXISTING SEPTIC DEVELOPMENT SHOWN PER "CONCEPTUAL FLAT DEVELOPMENT PLAN DATED 10-09-09, PREPARED BY HENDERSON AND BOWDELL, LLC"
  4. THIS PLAN SPECIFIC TO LOT 4.03 BUCKLEY 9801, LOT 4.03 WAS FORMERLY KNOWN BUCKLEY 9801, LOT 4.01. THE CHANGE IN LOT NUMBER WAS AT THE REQUEST OF THE TOWNSHIP PLANNING BOARD. FOR INFORMATION PERTINENT TO THE SEPTIC, CONCEPTUAL FLAT DEVELOPMENT PLAN DATED 10-09-09, PREPARED BY HENDERSON AND BOWDELL, LLC
  5. PER I.G.I. FILE NO. 18022-09-00011 FWW (09001) DATED JULY 29, 2009, THE WETLANDS OR TRANSITION AREA BUFFERS LOCATED ON THIS SITE.
  6. THE MINIMUM FRONT YARD SETBACK ON LOT 4.03 SHALL BE 200 FEET.
  7. THE GARAGE AND APARTMENT BUILDING ON THE SITE SHALL BE REMOVED. THE GARAGE MAY BE RETAINED TEMPORARILY, WHILE THE CARPORT AND APARTMENT ARE BEING CONSTRUCTED. THE EXISTING SHED IS TO BE REMOVED.
  8. THERE SHALL BE NO FURTHER SUBDIVISION OF LOT 4.03.
  9. THIS PLAN REPLACES AND SUPERSEDES THE CONCEPTUAL FLAT DEVELOPMENT PLAN APPROVED BY THE TOWNSHIP ENGINEER ON 05-05-09.
  10. THE STORMWATER MANAGEMENT DESIGN SHALL BE SUBJECT TO REVIEW AND APPROVAL BY THE TOWNSHIP ENGINEER PRIOR TO ISSUANCE OF A CONSTRUCTION PERMIT.



### DRYWELL STORAGE CALCULATIONS

**Required Storage**  
**Roof Area = 894 sf**  
**Runoff = 3"**  
 $894 \times 3/12"/ft = 224 \text{ cf}$

Storage In Tank =  $\pi \times r^2 \times h$   
Where:  $\pi = 3.14$ ;  $r = 3.67$  ft;  $h = \text{overflow height} = 3.25$  ft  
Storage In Tank = 137.52 ft<sup>3</sup>

**Storage In Stone = [(L<sub>PIT</sub> x W<sub>PIT</sub> x D<sub>PIT</sub>) - Tank Volume] x % Voids**  
**Where: L<sub>PIT</sub> = 12.00 ft; W<sub>PIT</sub> = 12.00 ft; D<sub>PIT</sub> = 4.25 ft; % Voids = 33%**

$$\text{Storage in Stone} = [612.0 \text{ ft}^3 - 163.36 \text{ ft}^3] \times 0.33 = 148.05 \text{ ft}^3$$

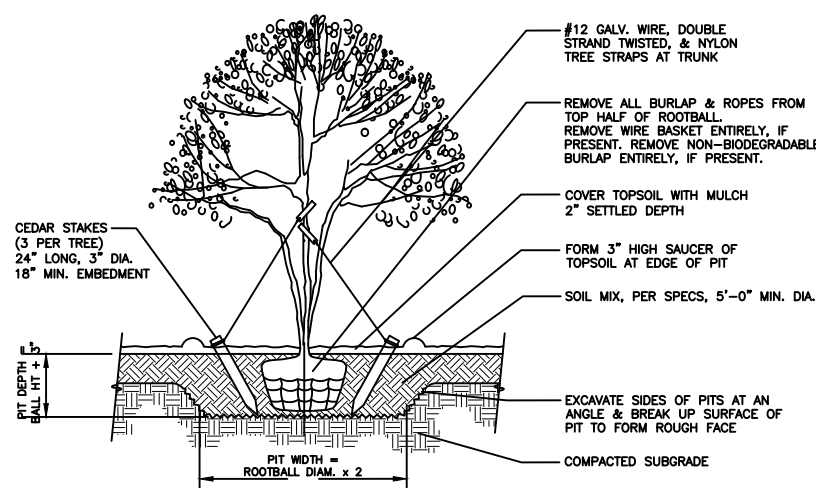
**Total Storage = 137.52 ft<sup>3</sup> + 148.05 ft<sup>3</sup> = 285.57 ft<sup>3</sup> (One Tank**

Use 1 DW = 285.57 cf

Ok  $285.57 \text{ cf} > 224 \text{ cf}$

ZONE: R-1 (RESIDENTIAL)											
	MINIMUM LOT AREA (AC)	MINIMUM LOT WIDTH (FT)	MINIMUM FRONTAGE (FT)	MINIMUM FRONT YARD (FT)	MINIMUM REAR YARD (FT)	MINIMUM SIDE YARD (FT)	SIDE YARD COMBINED (FT)	MINIMUM IMPROVABLE LOT AREA (SF)	MAXIMUM COVERAGE	MAXIMUM ALLOWABLE DENSITY	MAXIMUM BUILDING HEIGHT
REQUIRED	3	250	125	200 (1)	100	50	100	25,000	15% (57,106 SF)	0.33	35'
LOT 4.03	8.74	716.21 (2)	751	221.86	242.12	127.0	420.8	106,291	4.58% (17,475.76 SF)	0.114	<= 35' + CUPOLA

(1) FRONT YARD SETBACK IS 200 FEET FOR LOT 4.03  
(2) LOT WIDTH CALCULATED USING A FRONT YARD SETBACK OF 200 FEET.



## DECIDUOUS TREE PLANTING

N.T.S

### EXISTING LOT COVERAGE

652.60	S.F.	PROPOSED GARAGES	918.00	S.F.
669.87	S.F.	PROPOSED FRONT ENTRY	15.47	S.F.
72.00	S.F.	PROPOSED DRIVE INCL. REMAINING EXIST. DRIVE	10,114.93	S.F.
830.56	S.F.	HOUSE, INCLUDING 2 STORY, 1 STORY AND CHIMNEY	3,643.30	S.F.
221.11	S.F.	OVERHANGS	659.87	S.F.
037.12	S.F.	PORCH	72.00	S.F.
941.29	S.F.	REMAINING AND PROPOSED FRONT WALKS	956.46	S.F.
46.09	S.F.	PATIO & STEPS	941.29	S.F.
114.60	S.F.	PLANTERS	46.09	S.F.
30.75	S.F.	REMAINING STEPS	105.60	S.F.
986.26	S.F.	REMAINING WALL	2.75	S.F.
582.25	S.F.	TOTAL LOT COVERAGE	17,475.76	S.F.

### PROPOSED LOT COVERAGE

PROPOSED GARAGES	918.00	S.F.
PROPOSED FRONT ENTRY	15.47	S.F.
PROPOSED DRIVE INCL. REMAINING EXIST. DRIVE	10,114.93	S.F.
HOUSE, INCLUDING 2 STORY, 1 STORY AND CHIMNEY OVERHANGS	3,643.30	S.F.
PORCH	659.87	S.F.
REMAINING AND PROPOSED FRONT WALKS	72.00	S.F.
PATIO & STEPS	956.46	S.F.
PLANTERS	941.29	S.F.
REMAINING STEPS	46.09	S.F.
REMAINING WALK	105.60	S.F.
	2.75	S.F.
<b>TOTAL LOT COVERAGE</b>	<b>17,475.76</b>	<b>S.F.</b>