

## TOWNSHIP COMMITTEE MEETING – MAY 12, 2025

Mayor Lane called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Tassie D. York, Jason Jones, Derel Stroud, Kevin McMillan and Mayor Robert Lane, Jr.

Also present were Stephanie Oppegaard, Acting Business Administrator, William Bray, Township Clerk, Leslie Park, Township Attorney.

Mayor Lane announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on March 21, 2025, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda is posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

The following items were discussed in open session:

Wesley Lake Gates – Committeeman Stroud stated he is in favor of keeping the gates open. Committeeman Stroud stated residents have asked for the gates to remain open. Committeeman Stroud stated it no longer makes sense to lock the gates and restrict access between Neptune Township and Asbury Park Borough. Committeeman Jones stated he is in favor of keeping the gates open. Committeeman Jones stated locking the gate sends the wrong message at a time when both communities are working to strengthen ties between them. Committeeman McMillan stated he wants to hear from more residents about the issue. Acting Business Administrator Oppegaard stated the Chief of Police stated the gates were put in place in 1996 and it reduced several quality-of-life issues including crime, vandalism, public intoxication, traffic and parking. Ms. Oppegaard stated the Chief of Police is concerned the increase in nightlife in Asbury Park could make some of these issues return if the gates are open at night. Committeeman Stroud stated the gates do not prevent access for Asbury Park visitors and therefore are not responsible for preventing such incidents.

Fletcher Lake Lights & Aerators Mayor Lane stated he was asked to brief the Committee on the Fletch Lake Commission's plans to add lights to the lake aerators. Mayor Laner stated the lights can help prevent algae growth. Mayor Lane stated the lights would also improve the esthetics of the lake. Mayor Lane asked if anyone had questions or concerns. Committeeman Jones stated it is a great idea. It was the consensus of the Committee to support the installation of the lights.

### 401 Overlook Mercantile Registration Hearing

Township Clerk Bray stated the property owner was provided notice of the hearing via regular and certified mail. Mayor Lane recognized George Roe to offer testimony to address the issues created by the short-term renters of the property. Township Attorney Park asked if Mr. Roe had received copies of the violations and calls for service the property has generated. Mr. Roe stated he did. Ms. Park stated a number of residents have come forward to complain about the home and the quality-of-life issues they have experienced. Ms. Park stated a petition was submitted about the property.

Mr. Roe stated last year they did not screen renters. Mr. Roe stated he feels he's being picked on by a neighbor who repeatedly calls the police to complain. Mr. Roe stated he now prevents rentals by anyone under the age of 26. Ms. Park asked what other changes have been put in place to address problems at the property with a renter, either during an incident or afterwards. Property Manager Nicole Kenny stated the listing says no parties and they are notified at time of leasing that parties are not allowed and no loud music. Ms. Kenny stated they have installed sound meters and video cameras on the outside of the property. Mr. Roe stated that a warning is issued if sound levels exceed 80 decibels for more than 10 minutes. Doreen, a neighbor, stated she has not heard noise since she moved in. She stated she works from home and has never heard any noise. Committeeman Stroud stated the complaints are being made in the evening. Mr. Roe stated he understands the complaints from 2023 but things have changed. Committeeman Stroud stated he has observed the issues and the house is being operated as a party house. Committeeman Stroud stated he has received complaints from numerous residents every time there is an issue at the home. Ms. Park stated residents are angry and concerned issue will continue this summer. Mr. Roe stated bad guests get bad reviews that they screen for. Committeeman Stroud stated AirBNB and Virbo have both suspended the home due to complaints. Mr. Roe stated he was fully booked for the summer. Ms. Park asked what changes to the lease have been made to address the issues. Mr. Roe stated guess with multiple warnings for noise will be asked to leave. Committeeman Jones asked has the township followed the procedure for revoking a mercantile registration? Ms. Park stated the only requirement is the hearing and notice to homeowner and both were satisfied. Ms. Park asked for a copy of the lease agreement that they use. Mr. Roe stated it can't be modified but they notify renters of other restrictions. Mr. Roe stated he is trying

to run a business and not create problems for the neighbors. Ms. Park stated the property owner will be notified once the committee makes a determination.

Committee Calendar: There was nothing at this time.

### EXECUTIVE SESSION

Committeeman Stroud offered the following resolution, moved and seconded by Committeeman Jones, that Resolution 25-202 be adopted:

#### **RESOLUTION 25-202 AUTHORIZE AN EXECUTIVE SESSION AS AUTHORIZED BY THE OPEN PUBLIC MEETINGS ACT**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

**WHEREAS**, this public body is of the opinion that such circumstances presently exist,

**THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Personnel – Staffing within DPW, Code & Construction, Police, EMS, Marina and Administration departments

Contract Negotiations – Purchase of Land with Public Funds, Public Contract negotiation  
Attorney Client Privilege - Ongoing Litigation Matters

3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.

4. This Resolution shall take effect immediately.

Res. 25-202 was Adopted on the following vote: AYE: York, Jones, Stroud, McMillan and Lane;  
NAY: none; ABSENT: none

The Committee entered Executive Session at 6:53 p.m.

The Committee returned from Executive Session at 7:42 p.m.

Mayor Lane called the Regular Meeting to order and requested the Clerk to call the roll. The following members were present: Tassie D. York, Jason Jones, Derel Stroud, Kevin McMillan and Mayor Robert Lane, Jr.

Also present at the dais were William Bray, Township Clerk, Stephanie Oppegaard, Acting Business Administrator and Leslie Park, Township Attorney.

Mayor Lane asked for After a moment of Silent Prayer for Pope Francis and Pope Leo and former long time Newark Mayor Sharp James and the Flag Salute. Mayor Lane asked the Clerk to indicate the fire exits.

The Clerk stated, "Fire exits are located in the rear of the room and to my right. In case of fire you will be notified by bell and or public address system, then proceed to the nearest smoke-free exit"

Mayor Lane announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on March 21, 2025, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, ordinances, and resolutions are posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

#### APPROVAL OF MINUTES

Mayor Lane was offered A Motion to approve the April 21 minutes by Committeeman Stroud, seconded by Committeewoman York. The minutes were approved on the following vote: AYE: York, Jones, Stroud, McMillan and Lane; NAY: none; ABSENT: None

#### AMEND COMMITTEE AGENDA

Mayor Lane asked for a motion to amend the agenda to add Resolutions 25-214, 25-215, 25-216, 25-217, 25-218, to the Consent Agenda. Committeeman McMillan offer the Motion, seconded by Committeewoman York. The motion was adopted by the following vote: AYE: York, Jones, Stroud, McMillan and Lane; NAY: none; ABSENT: none

PRESENTATIONS – Mayor Lane asked Jose Perez to come forward to receive a Commendation. Committeeman Stroud stated Mr. Perez was driving and came across a car accident where there was a baby that needed help. Committeeman Stroud stated Mr. Perez saved the baby's life. Committeeman Stroud read the Commendation and congratulated Mr. Perez for his actions.

PROCLAMATIONS There were none.

#### COMMENTS FROM THE DAIS

Committeewoman York – Nothing at this time

Committeeman Jones – Committeeman Jones stated EV charging station will be operating soon, 2024 road improvement program construction will begin in the fall 2025, DPW expansion is nearly complete, the elevator repairs will be done before the next meeting, the municipal parking lot was paved, Riley Road Pole Barn project is progressing, Mrytle Ave road reconstruction has begun, Municipal Courtroom improvements are being planned and the Wesley Lake Pedestrian Bridge improvements plan was completed.

Committeeman Stroud – Committeeman Stroud stated the Little Librarian of the week is 3-year-old Jordan, and the Senior Center is hosting the works of various artists and some will be for sale, and the Route 66 Redevelopment Project is moving forward with building demolition this month.

Committeeman McMillan – Committeeman McMillan stated he attended the retirement party for Mike Bascom, the Economic Development Committee is hosting a breakfast for business owners on May 21 at Jumping Brook, he attended the Mercey Center's sexual assault awareness event.

Mayor Lane – Mayor Lane stated he cut the ribbon for Ocean Grove Kitchen Company, the Food Truck Festival is May 17, and the Sharing Network 5K race is May 17.

#### BUSINESS ADMINISTRATOR'S REPORT

Ms. Oppegaard stated the township is conducting customer service training to improve communication and problem solving, the Township is applying for a state grant to provide reentry services to the recently incarcerated to help with their transition back into the community.

#### PUBLIC COMMENTS ON RESOLUTIONS

Mayor Lane asked for public comments regarding resolutions presented on this agenda only and they were as follows:

Nancy Clark, 47 Embury – Ms. Clark asked if the details of the added resolution could be announced. Clerk Bray read the resolution titles into the record. Ms. Clark asked about the Business Administrator appointment and congratulated Ms. Oppegaard.

There were no further comments. Mayor Lane closed public comments.

#### ORDINANCES – PUBLIC HEARING & FINAL ADOPTION

##### ORDINANCE 25-13

Mayor Lane opened the floor for Public Hearing on Ordinance 25-13. There were no comments. Mayor Lane closed the Public Hearing and called for a motion. Committeeman McMillan offered a motion that Ordinance 25-13 be Adopted on Second Reading, seconded by Committeeman Jones.

##### **ORDINANCE 25-13**

##### **AN ORDINANCE OF THE TOWNSHIP OF NEPTUNE ESTABLISHING MINIMUM STORMWATER MANAGEMENT REQUIREMENTS AND CONTROLS FOR “MAJOR DEVELOPMENTS”**

**BE IT ORDAINED**, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

## **Stormwater Control**

### **Section I. Scope and Purpose:**

#### **A. Policy Statement**

Flood control, groundwater recharge, and pollutant reduction shall be achieved through the use of stormwater management measures, including green infrastructure Best Management Practices (GI BMPs) and nonstructural stormwater management strategies. GI BMPs and low impact development (LID) should be utilized to meet the goal of maintaining natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. GI BMPs and LID should be developed based upon physical site conditions and the origin, nature and the anticipated quantity, or amount, of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

#### **B. Purpose**

The purpose of this ordinance is to establish minimum stormwater management requirements and controls for “major development,” as defined below in Section II.

#### **C. Applicability**

1. This ordinance shall be applicable to the following major developments:
  - a. Non-residential major developments; and
  - b. Aspects of residential major developments that are not pre-empted by the Residential Site Improvement Standards at N.J.A.C. 5:21.
2. This ordinance shall also be applicable to all major developments undertaken by Township of Neptune.
3. An application required by ordinance pursuant to C.1. above that has been submitted prior to October 15, 2024, shall be subject to the stormwater management requirements in effect on October 14, 2024.
4. An application required by ordinance for approval pursuant to C.1. above that has been submitted on or after March 2, 2021, but prior to October 15, 2024, shall be subject to the stormwater management requirements in effect on October 14, 2024.

#### **D. Compatibility with Other Permit and Ordinance Requirements**

Development approvals issued pursuant to this ordinance are to be considered an integral part of development approvals and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.

This ordinance is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.

### **Section II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on the corresponding definitions in the Stormwater Management Rules at N.J.A.C. 7:8-1.2.

“CAFRA Centers, Cores or Nodes” means those areas with boundaries incorporated by reference or revised by the Department in accordance with N.J.A.C. 7:7-13.16.

“CAFRA Planning Map” means the map used by the Department to identify the location of Coastal Planning Areas, CAFRA centers, CAFRA cores, and CAFRA nodes. The CAFRA Planning Map is available on the Department's Geographic Information System (GIS).

“Community basin” means an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond, established in accordance with N.J.A.C. 7:8-4.2(c)14, that is designed and constructed in accordance with the New Jersey Stormwater Best Management Practices Manual, or an alternate design, approved in accordance with N.J.A.C. 7:8-5.2(g), for an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond and that complies with the requirements of this chapter.

“Compaction” means the increase in soil bulk density.

“Contributory drainage area” means the area from which stormwater runoff drains to a stormwater management measure, not including the area of the stormwater management measure itself.

“Core” means a pedestrian-oriented area of commercial and civic uses serving the surrounding municipality, generally including housing and access to public transportation.

“County review agency” means an agency designated by the County Commissioners to review municipal stormwater management plans and implementing ordinance(s). The county review agency may either be:

1. A county planning agency or
2. A county water resource association created under N.J.S.A. 58:16A-55.5, if the ordinance or resolution delegates authority to approve, conditionally approve, or disapprove municipal stormwater management plans and implementing ordinances.

“Department” means the Department of Environmental Protection.

“Designated Center” means a State Development and Redevelopment Plan Center as designated by the State Planning Commission such as urban, regional, town, village, or hamlet.

“Design engineer” means a person professionally qualified and duly licensed in New Jersey to perform engineering services that may include, but not necessarily be limited to, development of project requirements, creation and development of project design and preparation of drawings and specifications.

“Development” means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation or enlarge-enlargement of any building or structure, any mining excavation or landfill, and any use or change in the use of any building or other structure, or land or extension of use of land, for which permission is required under the Municipal Land Use Law, N.J.S.A. 40:55D-1 *et seq.*

In the case of development of agricultural land, development means: any activity that requires a State permit, any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act, N.J.S.A. 4:1C-1 *et seq.*

“Disturbance” means the placement or reconstruction of impervious surface or motor vehicle surface, or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation. Milling and repaving is not considered disturbance for the purposes of this definition.

“Drainage area” means a geographic area within which stormwater, sediments, or dissolved materials drain to a particular receiving waterbody or to a particular point along a receiving waterbody.

“Environmentally constrained area” means the following areas where the physical alteration of the land is in some way restricted, either through regulation, easement, deed restriction or ownership such as: wetlands, floodplains, threatened and endangered species sites or designated habitats, and parks and preserves. Habitats of endangered or threatened species are identified using the Department's Landscape Project as approved by the Department's Endangered and Nongame Species Program.

“Environmentally critical area” means an area or feature which is of significant environmental value, including but not limited to: stream corridors, natural heritage priority sites, habitats of endangered or threatened species, large areas of contiguous open space or upland forest, steep slopes, and well head protection and groundwater recharge areas. Habitats of endangered or threatened species are identified using the Department’s Landscape Project as approved by the Department’s Endangered and Nongame Species Program.

“Empowerment Neighborhoods” means neighborhoods designated by the Urban Coordinating Council “in consultation and conjunction with” the New Jersey Redevelopment Authority pursuant to N.J.S.A 55:19-69.

“Erosion” means the detachment and movement of soil or rock fragments by water, wind, ice, or gravity.

“Green infrastructure” means a stormwater management measure that manages stormwater close to its source by:

1. Treating stormwater runoff through infiltration into subsoil;
2. Treating stormwater runoff through filtration by vegetation or soil; or
3. Storing stormwater runoff for reuse.

"HUC 14" or "hydrologic unit code 14" means an area within which water drains to a particular receiving surface water body, also known as a subwatershed, which is identified by a 14-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

“Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

“Infiltration” is the process by which water seeps into the soil from precipitation.

“Lead planning agency” means one or more public entities having stormwater management planning authority designated by the regional stormwater management planning committee pursuant to N.J.A.C. 7:8-3.2, that serves as the primary representative of the committee.

“Major development” means an individual “development,” as well as multiple developments that individually or collectively result in:

1. The disturbance of one or more acres of land since February 2, 2004;
2. The creation of one-quarter acre or more of “regulated impervious surface” since February 2, 2004;
3. The creation of one-quarter acre or more of “regulated motor vehicle surface” since March 2, 2021; or
4. A combination of 2 and 3 above that totals an area of one-quarter acre or more. The same surface shall not be counted twice when determining if the combination area equals one-quarter acre or more.

Major development includes all developments that are part of a common plan of development or sale (for example, phased residential development) that collectively or individually meet any one or more of paragraphs 1, 2, 3, or 4 above. Projects undertaken by any government agency that otherwise meet the definition of “major development” but which do not require approval under the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., are also considered “major development.”

“Motor vehicle” means land vehicles propelled other than by muscular power, such as automobiles, motorcycles, autocycles, and low speed vehicles. For the purposes of this definition, motor vehicle does not include farm equipment, snowmobiles, all-terrain vehicles, motorized wheelchairs, go-carts, gas buggies, golf carts, ski-slope grooming machines, or vehicles that run only on rails or tracks.

“Motor vehicle surface” means any pervious or impervious surface that is intended to be used by “motor vehicles” and/or aircraft, and is directly exposed to precipitation including, but not limited to, driveways, parking areas, parking garages, roads, race-tracks, and runways.

“Municipality” means any city, borough, town, township, or village.

“New Jersey Stormwater Best Management Practices (BMP) Manual” or “BMP Manual” means the manual maintained by the Department providing, in part, design specifications, removal rates, calculation methods, and soil testing procedures approved by the Department as being capable of contributing to the achievement of the stormwater management standards specified in this chapter. The BMP Manual is periodically amended by the Department as necessary to provide design specifications on additional best management practices and new information on already included practices reflecting the best available current information regarding the particular practice and the Department’s determination as to the ability of that best management practice to contribute to compliance with the standards contained in this chapter. Alternative stormwater management measures, removal rates, or calculation methods may be utilized, subject to any limitations specified in this chapter, provided the design engineer demonstrates to the municipality, in accordance with Section IV.F. of this ordinance and N.J.A.C. 7:8-5.2(g), that the proposed measure and its design will contribute to achievement of the design and performance standards established by this chapter.

“Node” means an area designated by the State Planning Commission concentrating facilities and activities which are not organized in a compact form.

“Nutrient” means a chemical element or compound, such as nitrogen or phosphorus, which is essential to and promotes the development of organisms.

“Person” means any individual, corporation, company, partnership, firm, association, political subdivision of this State and any state, interstate or Federal agency.

“Pollutant” means any dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, refuse, oil, grease, sewage sludge, munitions, chemical wastes, biological materials, medical wastes, radioactive substance (except those regulated under the Atomic Energy Act of 1954, as amended (42 U.S.C. §§ 2011 *et seq.*)), thermal waste, wrecked or discarded equipment, rock, sand, cellar dirt, industrial, municipal, agricultural, and construction waste or runoff, or other residue discharged directly or indirectly to the land, ground waters or surface waters of the State, or to a domestic treatment works.

“Pollutant” includes both hazardous and nonhazardous pollutants.

"Public roadway or railroad" means a pathway for use by motor vehicles or trains that is intended for public use and is constructed by, or on behalf of, a public transportation entity. A public roadway or railroad does not include a roadway or railroad constructed as part of a private development, regardless of whether the roadway or railroad is ultimately to be dedicated to and/or maintained by a governmental entity.

“Public transportation entity” means a Federal, State, county, or municipal government, an independent State authority, or a statutorily authorized public-private partnership program pursuant to P.L. 2018, c. 90 (N.J.S.A. 40A:11-52 et seq.), that performs a public roadway or railroad project that includes new construction, expansion, reconstruction, or improvement of a public roadway or railroad.

“Recharge” means the amount of water from precipitation that infiltrates into the ground and is not evapotranspired.

“Regulated impervious surface” means any of the following, alone or in combination:

1. A net increase of impervious surface;
2. The total area of impervious surface collected by a new stormwater conveyance system (for the purpose of this definition, a “new stormwater conveyance system” is a stormwater conveyance system that is constructed where one did not exist immediately prior to its construction or an existing system for which a new discharge location is created);
3. The total area of impervious surface proposed to be newly collected by an existing stormwater conveyance system; and/or
4. The total area of impervious surface collected by an existing stormwater conveyance system where the capacity of that conveyance system is increased.

“Regulated motor vehicle surface” means any of the following, alone or in combination:

1. The total area of motor vehicle surface that is currently receiving water;
2. A net increase in motor vehicle surface; and/or  
quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant, where the water quality treatment will be modified or removed.

“Sediment” means solid material, mineral or organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water or gravity as a product of erosion.

“Site” means the lot or lots upon which a major development is to occur or has occurred.

“Soil” means all unconsolidated mineral and organic material of any origin.

“State Development and Redevelopment Plan Metropolitan Planning Area (PA1)” means an area delineated on the State Plan Policy Map and adopted by the State Planning Commission that is intended to be the focus for much of the State’s future redevelopment and revitalization efforts.

“State Plan Policy Map” is defined as the geographic application of the State Development and Redevelopment Plan’s goals and statewide policies, and the official map of these goals and policies.

“Stormwater” means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, or is captured by separate storm sewers or other sewage or drainage facilities, or conveyed by snow removal equipment.

“Stormwater management BMP” means an excavation or embankment and related areas designed to retain stormwater runoff. A stormwater management BMP may either be normally dry (that is, a detention basin or infiltration system), retain water in a permanent pool (a retention basin), or be planted mainly with wetland vegetation (most constructed stormwater wetlands).

“Stormwater management measure” means any practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants,



or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.

“Stormwater runoff” means water flow on the surface of the ground or in storm sewers, resulting from precipitation.

“Stormwater management planning agency” means a public body authorized by legislation to prepare stormwater management plans.

“Stormwater management planning area” means the geographic area for which a stormwater management planning agency is authorized to prepare stormwater management plans, or a specific portion of that area identified in a stormwater management plan prepared by that agency.

“Tidal Flood Hazard Area” means a flood hazard area in which the flood elevation resulting from the two-, 10-, or 100-year storm, as applicable, is governed by tidal flooding from the Atlantic Ocean. Flooding in a tidal flood hazard area may be contributed to, or influenced by, stormwater runoff from inland areas, but the depth of flooding generated by the tidal rise and fall of the Atlantic Ocean is greater than flooding from any fluvial sources. In some situations, depending upon the extent of the storm surge from a particular storm event, a flood hazard area may be tidal in the 100-year storm, but fluvial in more frequent storm events.

“Urban Coordinating Council Empowerment Neighborhood” means a neighborhood given priority access to State resources through the New Jersey Redevelopment Authority.

“Urban Enterprise Zones” means a zone designated by the New Jersey Enterprise Zone Authority pursuant to the New Jersey Urban Enterprise Zones Act, N.J.S.A. 52:27H-60 et. seq.

“Urban Redevelopment Area” is defined as previously developed portions of areas:

1. Delineated on the State Plan Policy Map (SPPM) as the Metropolitan Planning Area (PA1), Designated Centers, Cores or Nodes;
2. Designated as CAFRA Centers, Cores or Nodes;
3. Designated as Urban Enterprise Zones; and
4. Designated as Urban Coordinating Council Empowerment Neighborhoods.

“Water control structure” means a structure within, or adjacent to, a water, which intentionally or coincidentally alters the hydraulic capacity, the flood elevation resulting from the two-, 10-, or 100-year storm, flood hazard area limit, and/or floodway limit of the water. Examples of a water control structure may include a bridge, culvert, dam, embankment, ford (if above grade), retaining wall, and weir.

“Waters of the State” means the ocean and its estuaries, all springs, streams, wetlands, and bodies of surface or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

“Wetlands” or “wetland” means an area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.

### **Section III. Design and Performance Standards for Stormwater Management Measures**

- A. Stormwater management measures for major development shall be designed to provide erosion control, groundwater recharge, stormwater runoff quantity control, and stormwater runoff quality treatment as follows:

1. The minimum standards for erosion control are those established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C. 2:90.
  2. The minimum standards for groundwater recharge, stormwater quality, and stormwater runoff quantity shall be met by incorporating green infrastructure.
- B. The standards in this ordinance apply only to new major development and are intended to minimize the impact of stormwater runoff on water quality and water quantity in receiving water bodies and maintain groundwater recharge. The standards do not apply to new major development to the extent that alternative design and performance standards are applicable under a regional stormwater management plan or Water Quality Management Plan adopted in accordance with Department rules.

#### **Section IV. Stormwater Management Requirements for Major Development**

- A. The development shall incorporate a maintenance plan for the stormwater management measures incorporated into the design of a major development in accordance with Section X.
- B. Stormwater management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species as documented in the Department's Landscape Project or Natural Heritage Database established under N.J.S.A. 13:1B-15.147 through 15.150, particularly *Helonias bullata* (swamp pink) and/or *Clemmys muhlbergi* (bog turtle).
- C. The following linear development projects are exempt from the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.P, Q and R:
1. The construction of an underground utility line provided that the disturbed areas are revegetated upon completion;
  2. The construction of an aboveground utility line provided that the existing conditions are maintained to the maximum extent practicable; and
  3. The construction of a public pedestrian access, such as a sidewalk or trail with a maximum width of 14 feet, provided that the access is made of permeable material.
- D. A waiver from strict compliance from the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.O, P, Q and R may be obtained for the enlargement of an existing public roadway or railroad; or the construction or enlargement of a public pedestrian access, provided that the following conditions are met:
1. The applicant demonstrates that there is a public need for the project that cannot be accomplished by any other means;
  2. The applicant demonstrates through an alternatives analysis, that through the use of stormwater management measures, the option selected complies with the requirements of Section IV.O, P, Q and R to the maximum extent practicable;
  3. The applicant demonstrates that, in order to meet the requirements of Section IV.O, P, Q and R, existing structures currently in use, such as homes and buildings, would need to be condemned; and
  4. The applicant demonstrates that it does not own or have other rights to areas, including the potential to obtain through condemnation lands not falling under IV.D.3 above within the upstream drainage area of the receiving stream, that would provide additional opportunities to mitigate the requirements of Section IV.O, P, Q and R that were not achievable onsite.
- E. Tables 1 through 3 below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater Best Management Practices Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in Section IV.O, P, Q and R. When designed in accordance with the most current version of the New Jersey Stormwater Best Management Practices Manual, the stormwater management measures found at N.J.A.C. 7:8-5.2 (f) Tables 5-1, 5-2 and 5-3 and listed below in Tables 1, 2 and 3 are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater Best Management Practices to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPs designed in

accordance with the New Jersey Stormwater BMP Manual, the Department shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the Department’s website at:

<https://dep.nj.gov/stormwater/bmp-manual/>.

- F. Where the BMP tables in the NJ Stormwater Management Rule are different due to updates or amendments with the tables in this ordinance the BMP Tables in the Stormwater Management rule at N.J.A.C. 7:8-5.2(f) shall take precedence.

Table 1 Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity				
Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Cistern	0	Yes	No	--
Dry Well <sup>(a)</sup>	0	No	Yes	2
Grass Swale	50 or less	No	No	2 <sup>(e)</sup> 1 <sup>(f)</sup>
Green Roof	0	Yes	No	--
Manufactured Treatment Device <sup>(a)</sup> <sup>(g)</sup>	50 or 80	No	No	Dependent upon the device
Pervious Paving System <sup>(a)</sup>	80	Yes	Yes <sup>(b)</sup> No <sup>(c)</sup>	2 <sup>(b)</sup> 1 <sup>(c)</sup>
Small-Scale Bioretention Basin <sup>(a)</sup>	80 or 90	Yes	Yes <sup>(b)</sup> No <sup>(c)</sup>	2 <sup>(b)</sup> 1 <sup>(c)</sup>
Small-Scale Infiltration Basin <sup>(a)</sup>	80	Yes	Yes	2
Small-Scale Sand Filter	80	Yes	Yes	2
Vegetative Filter Strip	60-80	No	No	--

(Notes corresponding to annotations <sup>(a)</sup> through <sup>(g)</sup> are found after Table 1, 2, and 3)

Table 2 Green Infrastructure BMPs for Stormwater Runoff Quantity (or for Groundwater Recharge and/or Stormwater Runoff Quality with a Waiver or Variance from N.J.A.C. 7:8-5.3)				
Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Bioretention System	80 or 90	Yes	Yes <sup>(b)</sup> No <sup>(c)</sup>	2 <sup>(b)</sup> 1 <sup>(c)</sup>
Infiltration Basin	80	Yes	Yes	2
Sand Filter <sup>(b)</sup>	80	Yes	Yes	2
Standard Constructed Wetland	90	Yes	No	N/A
Wet Pond <sup>(d)</sup>	50-90	Yes	No	N/A

(Notes corresponding to annotations <sup>(b)</sup> through <sup>(d)</sup> are found after Table 1, 2, and 3)

Table 3 BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Waiver or Variance from N.J.A.C. 7:8-5.3				
Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (feet)
Blue Roof	0	Yes	No	N/A
Extended Detention Basin	40-60	Yes	No	1
Manufactured Treatment Device <sup>(h)</sup>	50 or 80	No	No	Dependent upon the device
Sand Filter <sup>(c)</sup>	80	Yes	No	1
Subsurface Gravel Wetland	90	No	No	1
Wet Pond	50-90	Yes	No	N/A

(Notes corresponding to annotations <sup>(b)</sup> through <sup>(d)</sup> are found after Table 1, 2, and 3)

- Notes to Tables 1, 2, and 3:
- (a) subject to the applicable contributory drainage area limitation specified at Section IV.O.2;
  - (b) designed to infiltrate into the subsoil;
  - (c) designed with underdrains;
  - (d) designed to maintain at least a 10-foot wide area of native vegetation along at least 50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation;
  - (e) designed with a slope of less than two percent;
  - (f) designed with a slope of equal to or greater than two percent;
  - (g) manufactured treatment devices that meet the definition of green infrastructure at Section II;
  - (h) manufactured treatment devices that do not meet the definition of green infrastructure at Section II.
- G. An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the Department in accordance with Section VI.B. Alternative stormwater management measures may be used to satisfy the requirements at Section IV.O only if the measures meet the definition of green infrastructure at Section II. Alternative stormwater management measures that function in a similar manner to a BMP listed at Section O.2 are subject to the contributory drainage area limitation specified at Section O.2 for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at Section O.2 shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for compliance with the stormwater runoff quality standard unless a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from Section IV.O.
- H. Whenever the stormwater management design includes one or more BMPs that will infiltrate stormwater into subsoil, the design engineer shall assess the hydraulic impact on the groundwater table and design the site, so as to avoid adverse hydraulic impacts. Potential adverse hydraulic impacts include, but are not limited to, exacerbating a naturally or seasonally high water table, so as to cause surficial ponding, flooding of basements, or

interference with the proper operation of subsurface sewage disposal systems or other subsurface structures within the zone of influence of the groundwater mound, or interference with the proper functioning of the stormwater management measure itself.

- I. Design standards for stormwater management measures are as follows:
  1. Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
  2. Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm. For elevations higher than the water quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars of six inches. In addition, the design of trash racks must comply with the requirements of Section VIII.C;
  3. Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
  4. Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs at Section VIII; and
  5. The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.
- J. Manufactured treatment devices may be used to meet the requirements of this subchapter, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the Department. Manufactured treatment devices that do not meet the definition of green infrastructure at Section II may be used only under the circumstances described at Section IV.O.4.
- K. Any application for a new agricultural development that meets the definition of major development at Section II shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at Sections IV.O, P, Q and R and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
- L. If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
- M. Any stormwater management measure authorized under the municipal stormwater management plan or ordinance shall be reflected in a deed notice recorded in the Office of the Clerk of the County of Monmouth. A form of deed notice shall be submitted to the municipality for approval prior to filing. The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.O, P, Q and R and shall identify the location of the stormwater management measure(s) in NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to Section X.B.5. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded on the deed shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.

N. A stormwater management measure approved under the municipal stormwater management plan or ordinance may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards pursuant to Section IV of this ordinance and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Office of the Clerk of the County of Monmouth and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with M above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with M above.

O. Green Infrastructure Standards

1. This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards.
2. To satisfy the groundwater recharge and stormwater runoff quality standards at Section IV.P and Q, the design engineer shall utilize green infrastructure BMPs identified in Table 1 at Section IV.F. and/or an alternative stormwater management measure approved in accordance with Section IV.G. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

Best Management Practice	Maximum Contributory Drainage Area
Dry Well	1 acre
Manufactured Treatment Device	2.5 acres
Pervious Pavement Systems	Area of additional inflow cannot exceed three times the area occupied by the BMP
Small-scale Bioretention Systems	2.5 acres
Small-scale Infiltration Basin	2.5 acres
Small-scale Sand Filter	2.5 acres

3. To satisfy the stormwater runoff quantity standards at Section IV.R, the design engineer shall utilize BMPs from Table 1 or from Table 2 and/or an alternative stormwater management measure approved in accordance with Section IV.G.
4. If a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from the requirements of this subsection, then BMPs from Table 1, 2, or 3, and/or an alternative stormwater management measure approved in accordance with Section IV.G may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R.
5. For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right-of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at Section IV.P, Q and R, unless the project is granted a waiver from strict compliance in accordance with Section IV.D.

P. Groundwater Recharge Standards

1. This subsection contains the minimum design and performance standards for groundwater recharge as follows:
2. The design engineer shall, using the assumptions and factors for stormwater runoff and groundwater recharge calculations at Section V, either:

- i. Demonstrate through hydrologic and hydraulic analysis that the site and its stormwater management measures maintain 100 percent of the average annual pre-construction groundwater recharge volume for the site; or
  - ii. Demonstrate through hydrologic and hydraulic analysis that the increase of stormwater runoff volume from pre-construction to post-construction for the projected 2-year storm, as defined and determined pursuant to Section V.D of this ordinance, is infiltrated.
3. This groundwater recharge requirement does not apply to projects within the “urban redevelopment area,” or to projects subject to 4 below.
4. The following types of stormwater shall not be recharged:
  - i. Stormwater from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than “reportable quantities” as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with Department approved remedial action work plan approved pursuant to the Administrative Requirements for the Remediation of Contaminated Sites rules, N.J.A.C. 7:26C, or Department landfill closure plan and areas; and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities; and
  - ii. Industrial stormwater exposed to “source material.” “Source material” means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

Q. Stormwater Runoff Quality Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of major development. Stormwater runoff quality standards are applicable when the major development results in an increase of one-quarter acre or more of regulated motor vehicle surface.
2. Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm as follows:
  - i. Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
  - ii. If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
3. The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollutant Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NJPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with 2 above, unless the major development is itself subject to a NJPDES permit with a numeric effluent limitation for TSS or the NJPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.
4. The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in Table 4, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

**Table 4 - Water Quality Design Storm Distribution**

Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.00830	45	0.2000	85	1.1170
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.2350	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.01660	50	0.2583	90	1.1500
11	0.01828	51	0.2783	91	1.1550
12	0.01996	52	0.2983	92	1.1600
13	0.02164	53	0.3183	93	1.1650
14	0.02332	54	0.3383	94	1.1700
15	0.02500	55	0.3583	95	1.1750
16	0.03000	56	0.4116	96	1.1800
17	0.03500	57	0.4650	97	1.1850
18	0.04000	58	0.5183	98	1.1900
19	0.04500	59	0.5717	99	1.1950
20	0.05000	60	0.6250	100	1.2000
21	0.05500	61	0.6783	101	1.2050
22	0.06000	62	0.7317	102	1.2100
23	0.06500	63	0.7850	103	1.2150
24	0.07000	64	0.8384	104	1.2200
25	0.07500	65	0.8917	105	1.2250
26	0.08000	66	0.9117	106	1.2267
27	0.08500	67	0.9317	107	1.2284
28	0.09000	68	0.9517	108	1.2300
29	0.09500	69	0.9717	109	1.2317
30	0.10000	70	0.9917	110	1.2334
31	0.10660	71	1.0034	111	1.2351
32	0.11320	72	1.0150	112	1.2367
33	0.11980	73	1.0267	113	1.2384
34	0.12640	74	1.0383	114	1.2400
35	0.13300	75	1.0500	115	1.2417
36	0.13960	76	1.0568	116	1.2434
37	0.14620	77	1.0636	117	1.2450
38	0.15280	78	1.0704	118	1.2467
39	0.15940	79	1.0772	119	1.2483
40	0.16600	80	1.0840	120	1.2500

5. If more than one BMP in series is necessary to achieve the required 80 percent TSS reduction for a site, the applicant shall utilize the following formula to calculate TSS reduction:

$$R = A + B - (A \times B) / 100,$$

Where

R = total TSS Percent Load Removal from application of both BMPs, and  
A = the TSS Percent Removal Rate applicable to the first BMP  
B = the TSS Percent Removal Rate applicable to the second BMP.

6. Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in Section IV.P, Q and R.



7. In accordance with the definition of FW1 at N.J.A.C. 7:9B-1.4, stormwater management measures shall be designed to prevent any increase in stormwater runoff to waters classified as FW1.
8. The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.
9. Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post-construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.
10. The stormwater runoff quality standards do not apply to the construction of one individual single-family dwelling, provided that it is not part of a larger development or subdivision that has received preliminary or final site plan approval prior to December 3, 2018, and that the motor vehicle surfaces are made of permeable material(s) such as gravel, dirt, and/or shells.

**R. Stormwater Runoff Quantity Standards**

1. This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts of major development.
2. In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at Section V, complete one of the following:
  - i. Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the current and projected 2-, 10-, and 100-year storm events, as defined and determined in Section V.C and D, respectively, of this ordinance, do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
  - ii. Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the current and projected 2-, 10-, and 100-year storm events, as defined and determined pursuant to Section V.C and D, respectively, of this ordinance, and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
  - iii. Design stormwater management measures so that the post-construction peak runoff rates for the current and projected 2-, 10-, and 100-year storm events, as defined and determined in Section V.C and D, respectively, of this ordinance, are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
  - iv. In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with 2.i, ii and iii above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that the increased volume, change in timing, or increased rate of the stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
3. The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.

**Section V. Calculation of Stormwater Runoff and Groundwater Recharge:**

**A. Stormwater runoff shall be calculated in accordance with the following:**

1. The design engineer shall calculate runoff using ~~one of~~ the following methods:

The USDA Natural Resources Conservation Service (NRCS) methodology,

including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 *Part 630, Hydrology National Engineering Handbook*, incorporated herein by reference as amended and supplemented. This methodology is additionally described in *Technical Release 55 - Urban Hydrology for Small Watersheds* (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at:

<https://directives.sc.egov.usda.gov/viewerFS.aspx?hid=21422>

or at United States Department of Agriculture Natural Resources Conservation Service, New Jersey State Office.

2. For the purpose of calculating curve numbers and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. The term “curve number” applies to the NRCS methodology above at Section V.A.1. A curve number or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover has existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
  3. In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.
  4. In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS *Technical Release 55 – Urban Hydrology for Small Watersheds* or other methods may be employed.
  5. If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural stormwater management measures.
- B. Groundwater recharge may be calculated in accordance with the following:

The New Jersey Geological Survey Report GSR-32: A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Stormwater Best Management Practices Manual; at the New Jersey Geological Survey website at:

<https://www.nj.gov/dep/njgs/pricelst/greport/gsr32.pdf>

or at New Jersey Geological and Water Survey, 29 Arctic Parkway, PO Box 420 Mail Code 29-01, Trenton, New Jersey 08625-0420.

- C. The precipitation depths of the current two-, 10-, and 100-year storm events shall be determined by multiplying the values determined in accordance with items 1 and 2 below:
1. The applicant shall utilize the National Oceanographic and Atmospheric Administration (NOAA), National Weather Service’s Atlas 14 Point Precipitation Frequency Estimates: NJ, in accordance with the location(s) of the drainage area(s) of the site. This data is available at:  
[https://hdsc.nws.noaa.gov/hdsc/pfds/pfds\\_map\\_cont.html?bkmrk=nj](https://hdsc.nws.noaa.gov/hdsc/pfds/pfds_map_cont.html?bkmrk=nj); and
  2. The applicant shall utilize Table 5: Current Precipitation Adjustment Factors below, which sets forth the applicable multiplier for the drainage area(s) of the site, in

accordance with the county or counties where the drainage area(s) of the site is located. Where the major development lies in more than one county, the precipitation values shall be adjusted according to the percentage of the drainage area in each county. Alternately, separate rainfall totals can be developed for each county using the values in the table below.

**Table 5: Current Precipitation Adjustment Factors**

County	Current Precipitation Adjustment Factors		
	2-year Design Storm	10-year Design Storm	100-year Design Storm
Atlantic	1.01	1.02	1.03
Bergen	1.01	1.03	1.06
Burlington	0.99	1.01	1.04
Camden	1.03	1.04	1.05
Cape May	1.03	1.03	1.04
Cumberland	1.03	1.03	1.01
Essex	1.01	1.03	1.06
Gloucester	1.05	1.06	1.06
Hudson	1.03	1.05	1.09
Hunterdon	1.02	1.05	1.13
Mercer	1.01	1.02	1.04
Middlesex	1.00	1.01	1.03
Monmouth	1.00	1.01	1.02
Morris	1.01	1.03	1.06
Ocean	1.00	1.01	1.03
Passaic	1.00	1.02	1.05
Salem	1.02	1.03	1.03
Somerset	1.00	1.03	1.09
Sussex	1.03	1.04	1.07
Union	1.01	1.03	1.06
Warren	1.02	1.07	1.15

- D. Table 6: Future Precipitation Change Factors provided below sets forth the change factors to be used in determining the projected two-, 10-, and 100-year storm events for use in this chapter, which are organized alphabetically by county. The precipitation depth of the projected two-, 10-, and 100-year storm events of a site shall be determined by multiplying the precipitation depth of the two-, 10-, and 100-year storm events determined from the National Weather Service’s Atlas 14 Point Precipitation Frequency Estimates pursuant to (c)1 above, by the change factor in the table below, in accordance with the county or counties where the drainage area(s) of the site is located. Where the major development and/or its drainage area lies in more than one county, the precipitation values shall be adjusted according to the percentage of the drainage area in each county. Alternately, separate rainfall totals can be developed for each county using the values in the table below.

**Table 6: Future Precipitation Change Factors**

County	Future Precipitation Change Factors		
	2-year Design Storm	10-year Design Storm	100-year Design Storm
Atlantic	1.22	1.24	1.39
Bergen	1.20	1.23	1.37
Burlington	1.17	1.18	1.32
Camden	1.18	1.22	1.39
Cape May	1.21	1.24	1.32
Cumberland	1.20	1.21	1.39

Essex	1.19	1.22	1.33
Gloucester	1.19	1.23	1.41
Hudson	1.19	1.19	1.23
Hunterdon	1.19	1.23	1.42
Mercer	1.16	1.17	1.36
Middlesex	1.19	1.21	1.33
Monmouth	1.19	1.19	1.26
Morris	1.23	1.28	1.46
Ocean	1.18	1.19	1.24
Passaic	1.21	1.27	1.50
Salem	1.20	1.23	1.32
Somerset	1.19	1.24	1.48
Sussex	1.24	1.29	1.50
Union	1.20	1.23	1.35
Warren	1.20	1.25	1.37

**Section VI. Sources for Technical Guidance:**

- A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the Department’s website at:

<https://dep.nj.gov/stormwater/bmp-manual/>.

1. Guidelines for stormwater management measures are contained in the New Jersey Stormwater Best Management Practices Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in Tables 1, 2, and 3.
2. Additional maintenance guidance is available on the Department’s website at:

<https://dep.nj.gov/stormwater/maintenance-guidance/>.

- B. Submissions required for review by the Department should be mailed to:

The Division of Watershed Protection and Restoration, New Jersey Department of Environmental Protection, Mail Code 501-02A, PO Box 420, Trenton, New Jersey 08625-0420.

**Section VII. Solids and Floatable Materials Control Standards:**

- A. Site design features identified under Section IV.F above, or alternative designs in accordance with Section IV.G above, to prevent discharge of trash and debris from drainage systems shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, “solid and floatable materials” means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section VII.A.2 below.
1. Design engineers shall use one of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
    - i. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines; or
    - ii. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in

slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- iii. For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.
2. The standard in A.1. above does not apply:
- i. Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
  - ii. Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
  - iii. Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
    - a. A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
    - b. A bar screen having a bar spacing of 0.5 inches.

Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

- iv. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm as specified in N.J.A.C. 7:8; or
- v. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

## **Section VIII. Safety Standards for Stormwater Management Basins:**

- A. This section sets forth requirements to protect public safety through the proper design and operation of stormwater management basins. This section applies to any new stormwater management basins and/or BMPs.
- B. The provisions of this section are not intended to preempt more stringent municipal or county safety requirements for new or existing stormwater management basins and/or BMPs. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management basins and/or BMPs to be retrofitted to meet one or more of the safety standards in Section VIII.C.1, VIII.C.2, and VIII.C.3 for trash racks, overflow grates, and escape provisions at outlet structures.
- C. Requirements for Trash Racks, Overflow Grates and Escape Provisions
  - 1. A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from the Stormwater management basin and/or BMPs to ensure proper functioning of the basin outlets in accordance with the following:
    - i. The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars;
    - ii. The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure;
    - iii. The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack; and

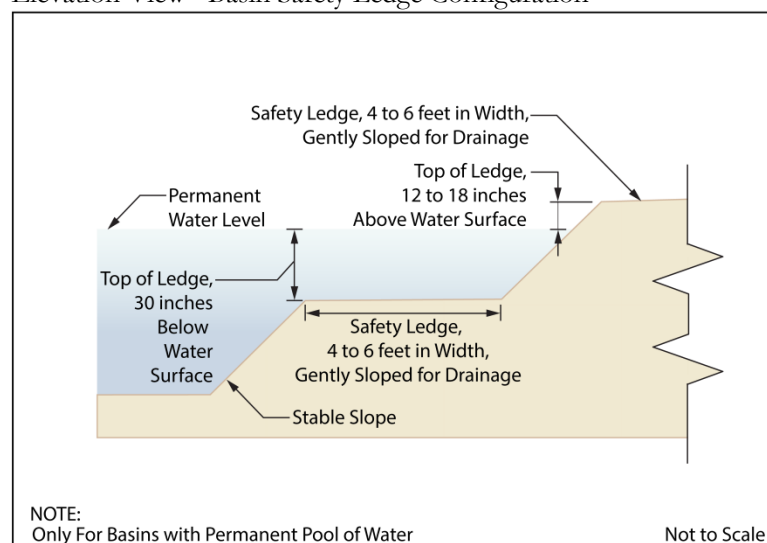
- iv. The trash rack shall be constructed of rigid, durable, and corrosion resistant material and designed to withstand a perpendicular live loading of 300 pounds per square foot.
2. An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, such grate shall meet the following requirements:
  - i. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
  - ii. The overflow grate spacing shall be no greater than two inches across the smallest dimension
  - iii. The overflow grate shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.
3. Stormwater management basins and/or BMPs shall include escape provisions as follows:
  - i. If a stormwater management basins and/or BMPs has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management basins and/or BMPs. With the prior approval of the municipality pursuant to VIII.C, a free-standing outlet structure may be exempted from this requirement;
  - ii. Safety ledges shall be constructed on the slopes of all new stormwater management basins and/or BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See VIII.E for an illustration of safety ledges in a stormwater management basin and/or BMP; and
  - iii. In new stormwater management basins and/or BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

#### D. Variance or Exemption from Safety Standard

A variance or exemption from the safety standards for stormwater management basin and/or BMP may be granted only upon a written finding by the municipality that the variance or exemption will not constitute a threat to public safety.

#### E. Safety Ledge Illustration

Elevation View –Basin Safety Ledge Configuration



### Section IX. Requirements for a Site Development Stormwater Plan:

#### A. Submission of Site Development Stormwater Plan

1. Whenever an applicant seeks municipal approval of a development subject to this ordinance, the applicant shall submit all of the required components of the Checklist for the Site Development Stormwater Plan at Section IX.C below as part of the submission of the application for approval.

2. The applicant shall demonstrate that the project meets the standards set forth in this ordinance.
3. The applicant shall submit the specified number of copies of the materials listed in the checklist for site development stormwater plans in accordance with Section IX.C of this ordinance.

B. Site Development Stormwater Plan Approval

The applicant's Site Development project shall be reviewed as a part of the review process by the municipal board or official from which municipal approval is sought. That municipal board or official shall consult the municipality's review engineer to determine if all of the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this ordinance.

C. Submission of Site Development Stormwater Plan

The following information shall be required:

1. Topographic Base Map

The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 200 feet beyond the limits of the proposed development, at a scale of 1"=200' or greater, showing 2-foot contour intervals. The map as appropriate may indicate the following: existing surface water drainage, shorelines, steep slopes, soils, erodible soils, perennial or intermittent streams that drain into or upstream of the Category One waters, wetlands and flood plains along with their appropriate buffer strips, marshlands and other wetlands, pervious or vegetative surfaces, existing man-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown.

2. Environmental Site Analysis

A written and graphic description of the natural and man-made features of the site and its surroundings should be submitted. This description should include a discussion of soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention should be given to unique, unusual, or environmentally sensitive features and to those that provide particular opportunities or constraints for development.

3. Project Description and Site Plans

A map (or maps) at the scale of the topographical base map indicating the location of existing and proposed buildings roads, parking areas, utilities, structural facilities for stormwater management and sediment control, and other permanent structures. The map(s) shall also clearly show areas where alterations will occur in the natural terrain and cover, including lawns and other landscaping, and seasonal high groundwater elevations. A written description of the site plan and justification for proposed changes in natural conditions shall also be provided.

4. Land Use Planning and Source Control Plan

This plan shall provide a demonstration of how the goals and standards of Sections III through V are being met. The focus of this plan shall be to describe how the site is being developed to meet the objective of controlling groundwater recharge, stormwater quality and stormwater quantity problems at the source by land management and source controls whenever possible.

5. Stormwater Management Facilities Map

The following information, illustrated on a map of the same scale as the topographic base map, shall be included:

- i. Total area to be disturbed, paved or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to control and dispose of stormwater.

- ii. Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention and emergency spillway provisions with maximum discharge capacity of each spillway.

6. Calculations

- i. Comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in Section IV of this ordinance.
- ii. When the proposed stormwater management control measures depend on the hydrologic properties of soils or require certain separation from the seasonal high water table, then a soils report shall be submitted. The soils report shall be based on onsite boring logs or soil pit profiles. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soils present at the location of the control measure.

7. Maintenance and Repair Plan

The design and planning of the stormwater management facility shall meet the maintenance requirements of Section X.

8. Waiver from Submission Requirements

The municipal official or board reviewing an application under this ordinance may, in consultation with the municipality's review engineer, waive submission of any of the requirements in Section IX.C.1 through IX.C.6 of this ordinance when it can be demonstrated that the information requested is impossible to obtain or it would create a hardship on the applicant to obtain and its absence will not materially affect the review process.

**Section X. Maintenance and Repair:**

A. Applicability

Projects subject to review as in Section I.C of this ordinance shall comply with the requirements of Section X.B and X.C.

B. General Maintenance

1. The design engineer shall prepare a maintenance plan for the stormwater management measures incorporated into the design of a major development.
2. The maintenance plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.
3. If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
4. Responsibility for maintenance shall not be assigned or transferred to the owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume these tasks; however, the individual cannot be legally responsible for all of the maintenance required.
5. If the party responsible for maintenance identified under Section X.B.3 above is not a public agency, the maintenance plan and any future revisions based on Section X.B.7



below shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.

6. Preventative and corrective maintenance shall be performed to maintain the functional parameters (storage volume, infiltration rates, inflow/outflow capacity, etc.) of the stormwater management measure, including, but not limited to, repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
7. The party responsible for maintenance identified under Section X.B.3 above shall perform all of the following requirements:
  - i. maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;
  - ii. evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and
  - iii. retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by Section X.B.6 and B.7 above.
8. The requirements of Section X.B.3 and B.4 do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as issued by the Department.

*Note: It may be appropriate to delete requirements in the maintenance and repair plan that are not applicable if the ordinance requires the facility to be dedicated to the municipality. If the municipality does not want to take this responsibility, the ordinance should require the posting of a two year maintenance guarantee in accordance with N.J.S.A. 40:55D-53. Maintenance and inspection guidance can be found on the Department's website at:*

<https://dep.nj.gov/stormwater/maintenance-guidance/>.

9. In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.
- C. Nothing in this subsection shall preclude the municipality in which the major development is located from requiring the posting of a performance or maintenance guarantee in accordance with N.J.S.A. 40:55D-53

#### **Section XI. Penalties:**

Any person(s) who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this ordinance shall be subject to the following penalties as outlined in the Neptune Township General Code Section 1.5 – General Penalties.

#### **Section XII. Severability:**

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

#### **Section XIII. Effective Date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as required by law.

Ordinance 25-13 was Adopted on Second Reading on the following vote: AYE: York, Jones, Stroud, McMillan and Lane; NAY: none; ABSENT: none

**ORDINANCES – INTRODUCTION**

**ORDINANCE 25-15**

Committeewoman York offered a motion that Ordinance 25-15 be Introduced on First Reading, seconded by Committeeman Stroud.

**ORDINANCE NO. 25-15**

**AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING AND OR REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE**

**BE IT ORDAINED**, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

**SECTION 1.**

Volume I, Chapter VII, Section 7-21.7, Resident Handicapped On-Street Parking, is hereby amended to add the following:

<u>Name of Street</u>	<u>No. Of Spaces</u>	<u>Location</u>
Cookman	1	82 Feet west of the southwest intersection of Cookman Ave. and Pilgrim Pathway

**SECTION 2.**

Volume I, Chapter VII, Section 7-21.7, Resident Handicapped On-Street Parking, is hereby amended by removing the following:

<u>Name of Street</u>	<u>No. Of Spaces</u>	<u>Location</u>
Atlantic Avenue	1	47 feet east of the Northeast Corner of Atlantic Ave. and Central Ave.
McClintock Street	1	North side of McClintock Street beginning 95 feet west of the northwest intersection of McClintock Street and Beach Avenue
Cookman	1	80 Feet west of the southwest intersection of Cookman Ave. and Pilgrim Pathway

**SECTION 3.**

This ordinance shall take effect upon publication in accordance with law.

Ordinance 25-15 was Introduced on First Reading on the following vote: AYE: York, Jones, Stroud, McMillan and Lane; NAY: none; ABSENT: none

**CONSENT AGENDA**

Mayor Lane asked if any member of the Committee wanted a separate vote on any of the resolutions. Committeeman Stroud asked for separate votes on Resolutions 25-209, 215, 216, 217, 218

Committeeman McMillan offered a motion to adopt the resolutions of the Consent Agenda, seconded by Committeeman Jones.

**RESOLUTION 25-203**

**AUTHORIZING THE PAYMENT OF BILLS**

**BE IT RESOLVED**, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

**May 12, 2025, BILL LIST**

Current Fund	\$1,637,610.21
Grant Fund	\$73,132.16
Trust Other	\$29,315.57
General Capital	\$289,684.71
Sewer Operating Fund	\$1,022,998.57
Sewer Capital Fund	\$48,920.03
Marina Operating Fund	\$16,979.52
Marina Capital Fund	\$0.00

Dog Trust	\$454.20
Library Trust	\$150.00
UDAG Reciprocal Trust	\$0.00
Payroll Fund	\$0.00

Bill List Total \$3,119,244.97

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Assistant C.F.O.

List of Bills - (All Funds)

Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025

Vendor	Description	Account	PO Payment	Check Total
Current Fund				
21 - A. R. COMMUNICATIONS	PO 39853 RADIO EQUIPMENT REPAIRS		170.00	
01-201-28-372-020 Senior Citizens Programs OE		170.00		170.00
70 - ADF, LLC	PO 39855 2025 PAYROLL SERVICES		2,402.88	
01-201-20-130-020 Financial Admin OE		2,402.88		2,402.88
5171 - ALL TRAFFIC SOLUTIONS	PO 40471 Mail PO to 3100 Research Dr. State Colle		708.65	
01-201-25-240-020 Police Department OE		708.65		708.65
146 - ALLIANCE COMMERCIAL PEST INC	PO 40130 PEST-MONTHLY SERVICE		225.00	
01-201-26-310-020 Buildings and Grounds OE		225.00		225.00
152 - ALLIED FIRE & SAFETY EQP INC.	PO 40312 Open PO for dry chem recharge, etc		194.00	
01-201-25-240-020 Police Department OE		194.00		194.00
10168 - ALLY BANK	PO 40030 Ally Bank PO Box 951 Horsham PA 19044		22.00	
01-201-25-240-020 Police Department OE		22.00		22.00
7805 - AMERICAN UNIFORM AND SUPPLY	PO 39878 2025 EMS Uniforms		2,376.71	
01-201-25-253-020 EMS OE		2,376.71		
	PO 40465 HI VIZ LIME SAFETY CAP CROSSING GUARD HA		239.70	
01-201-25-240-020 Police Department OE		239.70		2,616.41
10230 - AMROCK LLC - ESCROW ONE	PO 40430 Amrock, LLC - Escrow One, 662 Woodward A		4,894.93	
		4,894.93		4,894.93
8491 - AT&T MOBILITY	PO 40320 2025 CELL PHONE CHARGES		420.02	
01-201-31-440-020 Telephone OE		420.02		420.02
8348 - BLACK LAGOON POND MANAGEMENT	PO 40467 2025 POND MAINTENANCE WESLEY LAKE		150.00	
01-201-27-335-020 Environmental/Shade Tree Services OE		150.00		
	PO 40467 2025 POND MAINTENANCE WESLEY LAKE		1,768.00	
01-201-42-335-020 Interlocal -Wesley Lake		1,768.00		1,918.00
5868 - BRUNO'S PIZZA	PO 40216 Food for meetings, ie, Pastors welcome,		205.69	
01-201-25-240-020 Police Department OE		205.69		205.69
616 - CARLOS ENCARNACION	PO 39310 2024 MEDICARE PART B REIMBURSEMENT		2,096.40	
01-203-23-220-020 (2024) Employee Group Insurance OE		2,096.40		2,096.40
724 - CHERYL OTTEN	PO 40444 Reimbursement from Amazon purchase of 30		1,031.81	
01-295-55 RESERVE FOR STATE LIBRARY AID		1,031.81		1,031.81
9642 - CINTAS CORPORATION	PO 40089 2025 MEDICINE CABINET REFILLS		364.94	
01-201-20-100-020 General Admin OE		69.04		
01-201-22-195-020 Uniform Construction Code OE		70.12		
01-201-26-300-020 Other Public Works Functions OE		53.86		
01-201-20-165-020 Engineering Services OE		79.83		
01-201-25-240-020 Police Department OE		92.09		364.94

List of Bills - (All Funds)

Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025

Vendor	Description	Account	PO Payment	Check Total
819 - COASTER 01-201-20-120-020 Municipal Clerk OE	PO 40410 Ord. 25-07	397.00	397.00	397.00
8363 - CONNELL CONSULTING LLC 01-201-25-240-020 Police Department OE	PO 40365 OPRA for professionals Bridge 4/15/25	159.00	159.00	159.00
6451 - CONSTELLIS, LLC 01-201-26-315-020 Public Works Vehicle Maintenance OE	PO 39808 2025 VEHICLE MAINTENANCE - CONTRACT	79,094.16	79,094.16	79,094.16
959 - DAN PIENCIAK 01-201-28-372-020 Senior Citizens Programs OE	PO 39896 TAI CHI CHIH CLASS INSTRUCTION	480.00	480.00	480.00
4918 - DENTAL SERVICES ORGANIZATION, INC. 01-201-23-220-020 Employee Group Insurance OE	PO 39689 2025 DENTAL PREMIUMS - 85a160	6,013.21	6,013.21	6,013.21
10225 - DRAKE UNIVERISTY 01-201-25-240-020 Police Department OE	PO 40356 Drake University The Ray Center 2507 Uni	320.00	320.00	320.00
7413 - DYNAMIC EARTH, LLC 01-203-20-165-020 (2024) Engineering Services OE	PO 39563 PROFESSIONAL ENVIRONMENTAL CONSULTING SE	4,500.00	4,500.00	4,500.00
8284 - EAST COAST EMERGENCY LIGHTING, INC. 01-201-25-240-020 Police Department OE	PO 40196 2020 present ford interceptor suv combin	636.00	636.00	636.00
8666 - EDWARD BRAKNA 01-201-28-372-020 Senior Citizens Programs OE	PO 39901 CERAMICS INSTRUCTION	1,260.00	1,260.00	1,260.00
9467 - EMS CONSULTING SERVICES 01-201-25-253-020 EMS OE	PO 39766 2025 EMS Billing	6,631.96	6,631.96	6,631.96
6233 - FOX ROTHSCHILD LLP 01-203-20-155-020 (2024) Legal Services OE	PO 38770 LEGAL COUNSEL TO REPRESENT FORMER POLICE	1,221.48	1,221.48	1,221.48
9274 - FUN EXPRESS LLC 01-201-29-390-020 Education Municipal Library OE	PO 39796 Crafts, party supplies and summer readin	36.99	36.99	36.99
1476 - GALLS, INC. 01-201-25-240-020 Police Department OE	PO 39688 PISM uniforms Grace, Phillips, Bascom	2,062.35	2,062.35	
01-201-25-240-020 Police Department OE	PO 40238 FlexFit proformance caps	1,674.00	1,674.00	3,736.35
309 - GANNETT NEW YORK-NEW JERSEY LOCAL I 01-201-20-120-020 Municipal Clerk OE	PO 40412 Revised 2025 Meeting Schedule	104.32	104.32	
01-201-20-120-020 Municipal Clerk OE	PO 40450 2025 Municipal Budget	350.00	350.00	454.32
9178 - GEESE CHASERS 01-201-27-335-020 Environmental/Shade Tree Services OE	PO 40202 2025 GEESE MANAGEMENT OF WESLEY LAKE	758.35	758.35	758.35

List of Bills - (All Funds)

Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025

Vendor	Description	Account	PO Payment	Check Total
5076 - Gen-El Safety & Industrial Products	PO 39672 20-022-0617-000 Sensor, Oxygen , MicroRA		2,510.15	
01-203-42-341-020 (2024) Interlocal - TNSA - Special OPS		826.56		
01-203-42-340-020 (2024) Interlocal - Neptune FD Calibration		1,000.00		
01-203-44-997-020 (2024) Capital Outlay - Public Safety		683.59		2,510.15
1517 - GENE J. ANTHONY, ESQ.	PO 39778 2025 SPECIAL COUNSEL/RENT LEVELING BOARD		14,993.20	
01-201-20-155-020 Legal Services OE		14,993.20		14,993.20
9811 - GENERAL PLUMBING SUPPLY INC	PO 39736 Draw down for materials - plumbing repai		10.24	
01-201-28-375-020 Maintenance of Parks OE		10.24		
	PO 39736 Draw down for materials - plumbing repai		17.25	
01-201-28-375-020 Maintenance of Parks OE		17.25		27.49
7276 - GLENCO SUPPLY INC	PO 40297 Draw for Misc Sign and Paint Supplies		340.00	
01-201-26-290-020 Streets and Road Maintenance OE		340.00		340.00
6317 - HOME DEPOT CREDIT SERVICES	PO 39821 Drawdown for Supplies		26.20	
01-201-26-290-020 Streets and Road Maintenance OE		26.20		
	PO 39821 Drawdown for Supplies		513.59	
01-201-26-290-020 Streets and Road Maintenance OE		513.59		539.79
1812 - INGRAM BOOKS	PO 40304 Titles to be Vouchered		4,893.15	
01-201-29-390-020 Education Municipal Library OE		4,893.15		4,893.15
10232 - INK CREATIVE STRATEGIES	PO 40445 2025 PUBLIC RELATIONS FIRM		1,800.00	
01-201-30-412-020 Publicity & Tourism OE		1,800.00		1,800.00
5032 - Institute for Forensic Psychology	PO 40068 Psychological Evaluations - EMT		1,800.00	
01-201-20-105-020 Human Resources OE		1,800.00		1,800.00
1824 - INSTITUTE FOR PROFESSIONAL	PO 40403 MICHELE NARCISO - JUNE 4TH - AVOIDING TH		100.00	
01-201-20-145-020 Revenue Administration OE		100.00		100.00
1829 - INTERFAITH NEIGHBORS	PO 40377 FOOD SUPPLIES FOR MENS/WOMENS BREAKFAST/		240.00	
01-201-28-372-020 Senior Citizens Programs OE		240.00		240.00
5895 - J. RANDY BISHOP	PO 40105 REIMBURSE FOR MATERIALS AND SUPPLIES		27.99	
01-201-28-372-020 Senior Citizens Programs OE		27.99		27.99
1964 - JERSEY CENTRAL POWER & LIGHT	PO 39742 2025 STREET LIGHTING		1,018.88	
01-201-31-435-020 Street Lighting OE		1,018.88		1,018.88
1964 - JERSEY CENTRAL POWER & LIGHT	PO 39743 2025 ELECTRICITY CHARGES		10,428.44	
01-201-31-430-020 Electricity OE		10,428.44		10,428.44
6219 - JOSEPH FAZZIO WALL LLC	PO 39964 Rundown for Materials		12.74	
01-201-26-290-020 Streets and Road Maintenance OE		12.74		12.74
10026 - JULIAN F GORELLI ESQ	PO 40328 LEGAL SERVICES FOR MICHAEL O REID V NEPT		1,280.00	
01-201-20-155-020 Legal Services OE		1,280.00		1,280.00

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Vendor	Description	Account	PO Payment	Check Total
2189 - KENCOR INC 01-201-26-310-020 Buildings and Grounds OE	PO 40364 2025 ELEVATOR MONTHLY MAINTENANCE	742.88	742.88	742.88
10235 - KRISTA I NEWMAN	PO 40463 Krista I Newman & Andrew J Thomas, 428 M	1,869.63	1,869.63	1,869.63
2322 - LEON S. AVAKIAN, INC. 01-201-20-165-020 Engineering Services OE	PO 40146 2025 GENERAL PLANNING	3,075.00	3,075.00	3,075.00
8632 - LIFE SUPPORT TRAINING 01-203-25-254-020 (2024) Volunteer Recruitment & Retention Prog	PO 39650 EMT Course for Volunteer Brody Timpone (	2,500.00	2,500.00	2,500.00
8549 - LINDSAY OKUSZKI 01-201-28-372-020 Senior Citizens Programs OE	PO 39915 REIMBURSE FOR MISCELLANEOUS EXPENSES/SU	175.40	175.40	175.40
6243 - LYNN PEAVEY COMPANY 01-201-25-240-020 Police Department OE	PO 40258 Heat seal evidence bags, basic fingerpri	628.83	628.83	628.83
8278 - MARAZITI FALCON LLP 01-201-20-155-020 Legal Services OE	PO 39962 2025 REDEVELOPMENT ATTORNEY PER RES 25-0	9,781.85	9,781.85	9,781.85
10224 - MARK SAFRANKO 01-295-55 RESERVE FOR STATE LIBRARY AID	PO 40427 Writer's Workshop 2 hours	400.00	400.00	400.00
5070 - Mauro Baldanza 01-201-25-252-020 Office of Emergency Management OE	PO 40432 2025 WILDFIRE TTX EVALUATOR	400.00	400.00	400.00
7774 - MAZZA MULCH INC 01-201-28-375-020 Maintenance of Parks OE	PO 40399 Black Mulch	500.00	500.00	
01-201-28-375-020 Maintenance of Parks OE	PO 40399 Black Mulch	345.00	345.00	
01-201-28-375-020 Maintenance of Parks OE	PO 40399 Black Mulch	750.00	750.00	1,595.00
9847 - METROPOLITAN LIFE INSURANCE COMPANY 01-201-23-220-020 Employee Group Insurance OE	PO 39788 2025 DISABILITY PREMIUMS - ACCOUNT 53862	875.33	875.33	875.33
2624 - MGL PRINTING SOLUTIONS 01-201-20-145-020 Revenue Administration OE	PO 40340 WHITE TAX SALE CERTIFICATES	20.00	20.00	
01-201-20-100-020 General Admin OE	PO 40359 11" Filler Sheet 250PK	338.00	338.00	358.00
10055 - MICHAEL CAMPBELL 01-201-27-335-020 Environmental/Shade Tree Services OE	PO 40408 2025 GOOSE CONTROL FLETCHER LAKE	1,250.00	1,250.00	1,250.00
2644 - MICHAEL G. CELLI, JR. 01-201-20-155-020 Legal Services OE	PO 39773 2025 SPECIAL COUNSEL INCLUSIJVE OF TAX A	5,427.00	5,427.00	
01-201-20-155-020 Legal Services OE	PO 39774 2025 RCA/SHADE TREE ATTORNEY PER RES 25-	1,444.50	1,444.50	6,871.50

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Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025

Vendor	Description	Account	PO Payment	Check Total
9519 - MODERN GROUP	PO 40120 TH Gen not serviced in years, control sc		4,676.04	
01-201-26-310-020 Buildings and Grounds OE		4,676.04		4,676.04
10238 - MOISE GONTRANT	PO 40506 Moise Gontrant & Robine Phillipe, 32 Blu		2,219.73	
		2,219.73		2,219.73
9989 - MONMOUTH MUNICIPAL JUDGES ASSOC	PO 40524 Annual Municipality Dues 2025		200.00	
01-201-43-490-020 Municipal Court OE		200.00		200.00
2757 - MONMOUTH COUNTY TREASURER	PO 40177 B Taylor, Bartlett MOI 4/2-9/25		600.00	
01-201-25-240-020 Police Department OE		600.00		600.00
10006 - MONMOUTH COUNTY TREASURER	PO 40414 2025 911 SHARED SERVICE FEE		460,073.00	
01-201-42-240-020 Interlocal - Police Department OE		460,073.00		
	PO 40415 2025 CRS SHARED SERVICE FEE		1,875.00	
01-201-42-240-020 Interlocal - Police Department OE		1,875.00		461,948.00
2907 - N J GRAVEL & SAND CO	PO 40100 Drawdown for landscape materials		143.36	
01-201-28-375-020 Maintenance of Parks OE		143.36		143.36
8580 - NICOLE FRANCHINO	PO 39897 CHAIR YOGA INSTRUCTION		240.00	
01-201-28-372-020 Senior Citizens Programs OE		240.00		
	PO 39898 BALANCE & FLEXIBILITY INSTRUCTION		420.00	
01-201-28-372-020 Senior Citizens Programs OE		420.00		
	PO 39899 STANDING STRONG INSTRUCTION		480.00	
01-201-28-372-020 Senior Citizens Programs OE		480.00		
	PO 39900 SHAPING UP/SITTING DOWN INSTRUCTION		420.00	
01-201-28-372-020 Senior Citizens Programs OE		420.00		
	PO 40382 SHAPING UP/SITTING DOWN INSTRUCTION		360.00	
01-201-28-372-020 Senior Citizens Programs OE		360.00		
	PO 40383 BALANCE & FLEXIBIITY INSTRUCTION		360.00	
01-201-28-372-020 Senior Citizens Programs OE		360.00		2,280.00
10207 - NJ ASSOCIATION OF FORENSIC SCIENTISTS	PO 40245 NJ Assoc of Forensic Scientists PO Box 9		360.00	
01-201-25-240-020 Police Department OE		360.00		360.00
10153 - NJ CRIME SCENE INVESTIGATORS ASSOC	PO 39943 Berardi 124th Spring NJSP CSI Course		2,450.00	
01-201-25-240-020 Police Department OE		2,450.00		2,450.00
3161 - NJ NATURAL GAS	PO 39860 2025 CHARGES		10,965.92	
01-201-31-446-020 Natural Gas OE		10,965.92		10,965.92
9563 - NJ STATE TREASURER	PO 40428 2025 Police Bicycle Patrol Course JUTA S		375.00	
01-201-25-240-020 Police Department OE		375.00		
	PO 40429 2025 Police Bicycle Patrol Course JUTA S		375.00	
01-201-25-240-020 Police Department OE		375.00		750.00
5938 - NJEMA	PO 40393 NJEMA 2025 EMERGENCY MANAGEMENT SYMPOSIU		340.00	
01-201-25-252-020 Office of Emergency Management OE		340.00		340.00
5938 - NJEMA	PO 40552 NJCEM APPLICATION FEE - C LANGER		100.00	
01-201-25-252-020 Office of Emergency Management OE		100.00		100.00



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Vendor		Description	Account	PO Payment	Check Total
9521 - NJHIA		PO 40354 30th Annual Advanced Homicide Investigat		1,400.00	
01-201-25-240-020	Police Department OE		1,400.00		1,400.00
5360 - NJLM		PO 39673 Orientation for Municipal Officials That		130.00	
01-203-20-100-020	(2024) General Admin OE		130.00		130.00
5360 - NJLM		PO 40210 Job Posting - Construction Official		275.00	
01-201-20-105-020	Human Resources OE		275.00		275.00
5360 - NJLM		PO 40309 Job Posting - Township Administrator		275.00	
01-201-20-105-020	Human Resources OE		275.00		275.00
3227 - NJSACOP		PO 40201 Pre-Employment Background Investigations		598.00	
01-201-25-240-020	Police Department OE		598.00		
		PO 40346 NJ Internal Affairs Invest Program - Bal		449.00	
01-201-25-240-020	Police Department OE		449.00		
		PO 40347 Front Line Supervision Program 2025 NJSA		2,400.00	
01-201-25-240-020	Police Department OE		2,400.00		
		PO 40349 ABC Enforcement Techniques for Law Enfor		300.00	
01-201-25-240-020	Police Department OE		300.00		3,747.00
9964 - NRG BUSINESS MARKETING		PO 40092 2025 CHARGES		157.69	
01-201-31-446-020	Natural Gas OE		157.69		157.69
7438 - NW FINANCIAL GROUP, LLC		PO 39879 2024 FINANCIAL ADVISORY SERVICES		2,000.00	
01-203-20-130-020	(2024) Financial Admin OE		2,000.00		2,000.00
3289 - OCEAN GROVE CHAMBER OF COMMERCE		PO 40271 SUBLEASE FOR 39 PILGRIM PATHWAY TOURISM		5,550.00	
01-201-30-412-020	Publicity & Tourism OE		5,550.00		5,550.00
580 - OPTIMUM		PO 39780 2025 CHARGES		3,390.23	
01-201-31-450-020	Telecommunications Costs OE		3,390.23		3,390.23
9677 - FANGARO TRAINING AND MANAGEMENT		PO 40175 2-Day FTO Course 4/7-8/25 OCPA DePalma		299.00	
01-201-25-240-020	Police Department OE		299.00		299.00
1194 - PAYMENT PROCESSING CENTER		PO 40295 Rosetta Stone Database		2,717.00	
01-201-29-390-020	Education Municipal Library OE		2,717.00		2,717.00
3420 - PEDRONI FUEL CO.		PO 39760 2025 FUEL		22,779.76	
01-201-31-460-020	Gasoline OE		22,779.76		22,779.76
3511 - PREVENTION SPECIALISTS INC.		PO 40194 DOT Clearinghouse Service		225.00	
01-201-20-105-020	Human Resources OE		225.00		
		PO 40209 NON DOT Drug Tests February 2025		584.00	
01-201-20-105-020	Human Resources OE		584.00		809.00
9126 - READY REFRESH BY NESTLE		PO 39782 2025 WATER COOLER RENTALS		1,079.06	
01-201-26-310-020	Buildings and Grounds OE		1,079.06		1,079.06



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Vendor	Description	Account	PO Payment	Check Total
9302 - REMINGTON & VERNICK ENGINEERS I 01-201-20-165-020 Engineering Services OE	PO 39829 2025 INTERIM TOWNSHIP ENGINEER PER RES 2	24,900.50	24,900.50	24,900.50
10241 - ROBERT FUSCO 01-194-16-500 MRNA	PO 40522 REFUND	36.00	36.00	36.00
3832 - RUTGERS YOUTH SPORTS RESEARCH COUNC 01-201-28-370-020 Recreation Services and Programs OE	PO 40222 Coaches SAFETY Clinic registrations & ca	1,005.00	1,005.00	1,005.00
6039 - RUTGERS, THE STATE UNIVERSITY OF NJ 01-201-26-300-020 Other Public Works Functions OE	PO 40505 2025 NJ Clean Communities Certification	299.00	299.00	299.00
8256 - SCHENCK, PRICE, SMITH & KING LLP 01-203-20-155-020 (2024) Legal Services OE	PO 38664 DAVIS, GONZALEZ & SAVAGE	34.65	34.65	34.65
7533 - SHI INTERNATIONAL CORP 01-201-20-140-020 MIS OE	PO 40327 WASABI - RCS - OVERCHARGE	25.28	25.28	25.28
3989 - SHOPRITE 01-201-28-372-020 Senior Citizens Programs OE	PO 39883 FOOD SUPPLIES, PAPER GOODS, ETC.	30.97	30.97	30.97
3989 - SHOPRITE 01-201-28-372-020 Senior Citizens Programs OE	PO 40379 FOOD SUPPLIES, PAPER GOODS, ETC.	334.76	334.76	334.76
7864 - SHORE CUSTOMS 01-201-26-290-020 Streets and Road Maintenance OE	PO 40388 Labor remove wiring/relays for computer	1,620.00	1,620.00	1,620.00
4015 - SIGNS SEALED & DELIVERED 01-201-20-120-020 Municipal Clerk OE	PO 40442 2025 MAGNETIC SIGNS	225.00	225.00	225.00
10233 - SOUTHERN NJ CHAPTER OF THE 01-201-20-150-020 Tax Assessment Admin OE	PO 40447 Appraisal class for Dawn and George	90.00	90.00	90.00
9144 - SPLASH LAB EXPERIENCE 01-295-55 RESERVE FOR STATE LIBRARY AID	PO 40046 Five children's slime/painting/tie dye in	317.24	317.24	317.24
5676 - STAPLES BUSINESS ADVANTAGE 01-201-22-205-020 Mercantile Licensing OE	PO 39706 OFFICE SUPPLIES	147.11	147.11	
01-201-20-130-020 Financial Admin OE	PO 39864 2025 OFFICE SUPPLIES	617.34	669.67	
01-201-20-100-020 General Admin OE		52.33		816.78
7640 - STATE OF NJ TOXICOLOGY LABORATORY 01-203-25-240-020 (2024) Police Department OE	PO 38986 Drug testing, applicants, random, etc	1,035.00	1,035.00	1,035.00
4133 - STAVOLA ASPHALT CO 01-201-26-290-020 Streets and Road Maintenance OE	PO 39801 Draw for Asphalt	124.37	124.37	
01-201-26-290-020 Streets and Road Maintenance OE	PO 39801 Draw for Asphalt	584.67	584.67	709.04

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Vendor	Description	Account	PO Payment	Check Total
9459 - STUCK UP STICKER COMPANY 01-201-25-240-020 Police Department OE	PO 40407 Full color printed vinyl decals std nept	281.60	281.60	281.60
4951 - TEAM LIFE 01-201-25-253-020 EMS OE	PO 39851 2025 Team Life Supplies (AED Supplies)	100.00	100.00	100.00
9093 - TECHNHA-PRO ELECTRIC, LLC 01-201-31-435-020 Street Lighting OE	PO 40375 2025 STREET LIGHT REPAIRS	553.75	553.75	553.75
7418 - TENA LAFFEY 01-201-28-372-020 Senior Citizens Programs OE	PO 39895 FINE ARTS PAINTING AND CREATIVE EXPRESSI	500.00	500.00	500.00
8478 - TERRESTRIAL IMAGING, LLC 01-201-42-247-020 Interlocal - ANSWER Team OE	PO 40411 QUOTE 9339-5782/9074	1,276.98	1,276.98	1,276.98
9389 - THREE PINES NURSERY 01-201-28-375-020 Maintenance of Parks OE	PO 40093 2025 BEAUTIFICATION PROJECT FOR THE WAR	500.00	500.00	500.00
4465 - TREASURER, STATE OF NEW JERSEY 01-201-26-305-020 Solid Waste Collection OE	PO 40510 2025 SOLID WASTE ECONOMIC REGULATION - N	600.00	600.00	600.00
4465 - TREASURER, STATE OF NEW JERSEY 01-201-28-375-020 Maintenance of Parks OE	PO 40511 2025 SITE REMEDIATION PERMIT FEE MIDTOWN	575.00	575.00	575.00
9446 - TRITON TRAINING GROUP LLC 01-201-25-240-020 Police Department OE	PO 40373 AR15/M4 Armorer Course Taylor, Maher, Gu	1,200.00	1,200.00	1,200.00
5112 - UPS 01-201-20-130-020 Financial Admin OE	PO 39859 2025 CHARGES	40.76	40.76	40.76
9963 - VERIZON 01-201-31-450-020 Telecommunications Costs OE	PO 39781 2025 charges	72.34	72.34	72.34
9221 - VERIZON 01-201-31-450-020 Telecommunications Costs OE	PO 40094 2025 GPS CHARGES	360.05	360.05	360.05
4604 - VERIZON WIRELESS 01-201-31-440-020 Telephone OE	PO 39857 2025 CELL PHONE CHARGES	7,542.99	7,542.99	7,542.99
5436 - VIRTUAL F/X 01-201-25-240-020 Police Department OE	PO 40179 Repair graphics to patrol car #23	125.00	125.00	125.00
6248 - VISUAL COMPUTER SOLUTIONS, INC. 01-201-25-240-020 Police Department OE	PO 40348 VCS Evolution Exchange Conference June 1	747.00	747.00	747.00
4886 - W.B. MASON CO. INC. 01-201-27-330-020 Public Health Services OE	PO 40049 office supplies: binders, pens, labels,	416.10	416.10	
01-201-25-240-020 Police Department OE	PO 40169 General Office Supplies, ink, pens, pape	377.67	377.67	

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Vendor		Description	Account	PO Payment	Check Total
01-201-20-100-020	General Admin	OE	PO 40274 Office Supplies	222.54	222.54
01-201-28-372-020	Senior Citizens Programs	OE	PO 40326 OFFICE SUPPLIES	863.16	863.16
01-201-28-372-020	Senior Citizens Programs	OE	PO 40326 OFFICE SUPPLIES	25.44	25.44
01-201-25-240-020	Police Department	OE	PO 40420 General Office supplies, ie, pens, paper	206.16	206.16
01-201-25-240-020	Police Department	OE	PO 40420 General Office supplies, ie, pens, paper	387.77	387.77
01-201-20-120-020	Municipal Clerk	OE	PO 40514 Avery Diamond Clear Secure Top Sheet Pro	95.20	95.20
					2,594.04
01-201-28-372-020	Senior Citizens Programs	OE	PO 39886 COFFEE, COCOA, TEA & SUPPLIES	235.28	235.28
					235.28
01-201-25-252-020	Office of Emergency Management	OE	PO 40106 2025 NJEPA CONFERENCE REIMBURSEMENT - ME	107.96	107.96
					107.96
01-201-25-240-020	Police Department	OE	PO 39798 Removal of 3 Panasonic in car 4000 camer	600.00	600.00
					600.00
Grant Fund					
02-213-41-748-020	FY Edward Byrne Memorial JAG		PO 40471 Mail PO to 3100 Research Dr. State Colle	18,657.00	18,657.00
					18,657.00
02-213-41-711-600	Community Awareness & Events		PO 38955 Reimbursement for event supplies	249.25	249.25
					249.25
02-213-41-808-020	NJDCA Sunshine Village Improvement Grant		PO 40298 SAND SILT DRAINAGE	43,500.00	43,500.00
					43,500.00
02-213-41-711-600	Community Awareness & Events		PO 40402 Fish Stocking Permit Fee for stocking Ha	2.00	2.00
					2.00
02-213-41-711-020	MUNICIPAL ALLIANCE GRANT		PO 40555 Partial payment for Neptune's Fly With a	300.00	300.00
					300.00
02-213-41-711-600	Community Awareness & Events		PO 40433 60 Cops vs Kids Basketball Shirts with s	631.50	631.50
					631.50
TRUST OTHER					
8630 - BERNADETTE SHERMAN			PO 40401 Veterans Memorial Park Committee Dinner/	379.62	379.62
					379.62
8732 - CAPTUREPOINT			PO 40133 Annual Subscription for Online Program R	3,300.00	3,300.00
					3,300.00
6245 - CME ASSOCIATES			PO 38506 AFFORDABLE HOUSING ADMINISTRATIVE ASSIST	877.50	877.50

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Vendor	Description	Account	PO Payment	Check Total
		877.50		877.50
10172 - DONNA HARGADON	PO 40104 EB24/16 - BOARD ATTORNEY - HARGADON BLOC	178.00	178.00	178.00
10206 - HAROLD DALEY VFW POST 1333	PO 40257 Ad journal submission for VFW Centennial	100.00	100.00	100.00
2319 - INKWELL GLOBAL MARKETING	PO 40360 P800 11X15 Rosewood Plaque with cast bro	273.00	273.00	273.00
8278 - MARASITI FALCON LLP 03-299-55-16 Reserve For Municipal Escrow	PO 39962 2025 REDEVELOPMENT ATTORNEY PER RES 25-0	17,367.20	17,367.20	17,367.20
9424 - NEPTUNE JOINT VETERANS PARADE COMMITTEE	PO 40358 Full Page ad for the Memorial Day Parade	125.00	125.00	125.00
3227 - NJSACOP	PO 40292 Registration for NJSACOP June 23-26, 202	465.00	465.00	465.00
10086 - PENS.COM	PO 40098 ENGRAVED LOUIE MAGNETIC FLASHLIGHT KEYCH	441.94	441.94	441.94
3495 - POSITIVE PROMOTIONS INC	PO 40099 PER QUOTE #00390595	1,726.39	1,726.39	1,726.39
9660 - SPRING LAKE MANOR	PO 39935 VOLUNTEER APPRECIATION LUNCHEON - TUESDA	382.00	382.00	382.00
4122 - STATE OF NJ DEPT OF LABOR	PO 39837 1ST QTR 2024	1,199.92	1,199.92	1,199.92
10234 - WOODBRIDGE TOWNSHIP FIRE DIST NO 4	PO 40464 CARGO TRUCK	2,500.00	2,500.00	2,500.00
General Capital				
783 - CIVIL SOLUTIONS 04-215-55-921-020 Ord 23-24 2023 Road Improv Program	PO 37136 ENGINEERING SERVICES FOR THE 2023 ROAD I	10,150.00	10,150.00	10,150.00
6245 - CME ASSOCIATES 04-215-55-974-020 Ord 18-06/21-14 Imp to JB Road	PO 32002 As per resolution of award 20-339/ Copy	614.11	614.11	
04-215-55-923-020 Ord 24-06 Atkins Ave Pedestrian Improvements	PO 38200 PROFESSIONAL SERVICES RELATED TO 2024 N	222.50	222.50	836.61
9999 - CURRENT ELEVATOR TECHNOLOGY 04-215-55-960-020 Ord 23-44 Various ADA Improvements Munic Comp	PO 38505 ELEVATOR MODERNIZATION PER RES 24-216 NO	157,904.46	157,904.46	
04-215-55-960-020 Ord 23-44 Various ADA Improvements Munic Comp		79,113.46		157,904.46
1037 - DELL COMPUTERS	PO 40322 QUOTES 3000186267295.2, 3000186266852.1,	70,645.17	70,645.17	

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04-215-55-932-020	Ord 24-24 Munic Tech Improv & Sec Upgrad	70,645.17		70,645.17
9482 - INTEGRITY ELECTRIC INC	PO 39092 ELECTRICAL WORK FOR INSTALLATION OF HAND		998.50	
04-215-55-918-020	Ord 22-32 Improvements Various Municipal Faci	998.50		998.50
7967 - F & A CONSTRUCTION	PO 38768 2023 ROAD IMPROVEMENT PROGRAM PER RES 24		29,916.57	
04-215-55-921-020	Ord 23-24 2023 Road Improv Program	29,916.57		29,916.57
4735 - WILENTZ, GOLDMAN & SPITZER	PO 40451 PREP OF BOND ORD		19,233.40	
04-215-55-915-020	Ord 23-13/23-10/22-23 Electric Garbage Truck	3,805.08		
04-215-55-917-020	Ord 22-31 Acquisition Vehicles & Equipment	1,902.54		
04-215-55-916-020	Ord 22-30 2022 Road Program	208.00		
04-215-55-925-020	Ord 22-07 Neptune Blvd Roadway	1,902.54		
04-215-55-933-020	Ord 24-25 Acquis of Vehicles & Equipment	1,902.54		
04-215-55-959-020	Ord 23-25 Var Improv Bert Willis Fields	1,902.54		
04-215-55-921-020	Ord 23-24 2023 Road Improv Program	1,902.54		
04-215-55-927-020	Ord 23-28 Improvements to Var Parks	1,902.54		
04-215-55-956-020	Ord 23-27 Var Imp to Munic Complex	1,902.54		
04-215-55-920-020	Ord 22-35/22-47 Welsh Farms Site Remediation	1,902.54		19,233.40
Sewer Operating Fund				
783 - CIVIL SOLUTIONS	PO 35075 ENGINEERING SERVICES RELATING TO NORTH I		1,943.50	
07-201-55-501-020	Utility Operating OE	1,943.50		1,943.50
6451 - CONSTELLIS, LLC	PO 39808 2025 VEHICLE MAINTENANCE - CONTRACT		43,514.52	
07-201-55-501-020	Utility Operating OE	43,514.52		43,514.52
1606 - GRAINGERS	PO 40564 Air Release valve Item #5LYL0		979.35	
07-201-55-501-020	Utility Operating OE	979.35		979.35
1824 - INSTITUTE FOR PROFESSIONAL	PO 40403 MICHELE NARCISO - JUNE 4TH - AVOIDING TH		50.00	
07-201-55-501-020	Utility Operating OE	50.00		50.00
2624 - MGL PRINTING SOLUTIONS	PO 40340 WHITE TAX SALE CERTIFICATES		320.00	
07-201-55-501-020	Utility Operating OE	320.00		320.00
5932 - ONE CALL CONCEPTS INC	PO 39834 One call messages for 2025		416.10	
07-201-55-501-020	Utility Operating OE	416.10		416.10
9126 - READY REFRESH BY NESTLE	PO 39782 2025 WATER COOLER RENTALS		23.59	
07-201-55-501-020	Utility Operating OE	23.59		23.59
5676 - STAPLES BUSINESS ADVANTAGE	PO 39706 OFFICE SUPPLIES		283.81	
07-201-55-501-020	Utility Operating OE	283.81		283.81
4420 - TWP OF NEPTUNE SEWERAGE AUTHORITY	PO 40220 1ST QUARTER 2025 BILLING		944,889.75	
07-201-55-505-020	TNSA Annual Charge	944,889.75		944,889.75
4572 - USA BLUE BOOK	PO 40477 Reinforced leather gloves		1,435.70	
07-201-55-501-020	Utility Operating OE	1,435.70		1,435.70

# List of Bills - (All Funds)

Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025

Vendor	Description	Account	PO Payment	Check Total
8083 - WEST MARINE PRO	PO 40484 Riptide 40/SC/T Trolling Motor 30" Shaft		268.79	
07-201-55-501-020 Utility Operating CE		268.79		268.79
4735 - WILENTZ, GOLDMAN & SPITZER	PO 40451 PREP OF BOND ORD		9,509.26	
07-203-55-501-020 (2024) Utility Operating CE		9,509.26		9,509.26
Sewer Capital Fund				
783 - CIVIL SOLUTIONS	PO 35075 ENGINEERING SERVICES RELATING TO NORTH I		4,307.50	
08-215-55-583-020 Ord 22-36 Riley Rd Pump Station Storage Facil		4,307.50		4,307.50
1181 - EARLE ASPHALT COMPANY	PO 38201 9TH AVENUE SEWER REHABILITATION AND REP		43,012.53	
08-215-55-582-020 Ord 22-34 2022 Bradley Park Sewer Replacement		43,012.53		43,012.53
4735 - WILENTZ, GOLDMAN & SPITZER	PO 40451 PREP OF BOND ORD		1,600.00	
08-215-55-579-020 Ord 22-14 Sixth Ave Sewer Replacement		400.00		
08-215-55-582-020 Ord 22-34 2022 Bradley Park Sewer Replacement		400.00		
08-215-55-575-020 Ord 23-14/21-32 Phase II Sewer Utility PW Fac		400.00		
08-215-55-576-020 Ord 23-26 Wells Brook Sewer Easement		400.00		1,600.00
Marina Operating Fund				
10205 - BUTTS TICKET SYSTEMS	PO 40230 FLOWBIRD CWT S4+ CREDIT/DEBIT READER		8,496.75	
09-201-55-512-020 Capital Outlay		8,496.75		8,496.75
7401 - KELLY ELECTRIC	PO 39981 Electrical Switch Replacement		125.00	
09-201-55-501-020 Utility Operating CE		125.00		125.00
2492 - MARINE TRADES ASSOCIATION	PO 40418 04/01/2025 - 03/31/2026 MEMBERSHIP DUES		395.00	
09-201-55-501-020 Utility Operating CE		395.00		395.00
10204 - NICK GATARE	PO 40229 REFUND DOCKAGE FEES PER RES 25-146		600.00	
09-192-08-000 Revenue CAFR Total		600.00		600.00
3922 - SEABOARD WELDING	PO 40417 INSPECTION FIRE EXTINGUISHERS		1,291.00	
09-201-55-501-020 Utility Operating CE		1,291.00		1,291.00
DOG TRUST				
9434 - DR CARMEN LORENZO VMD	PO 40535 Dr. Lorenzon VMD, License Veternarian fo		450.00	
		450.00		450.00
3128 - NJ DEPT OF HEALTH AND SENIOR SERVIC	PO 39700 MONTHLY DOG LICENSE - DEC 2024		4.20	
		4.20		4.20
Library Trust				
3066 - NEW JERSEY LIBRARY ASSOC	PO 40313 Annual NJLA Membership Dues		150.00	
		150.00		150.00



List of Bills - (All Funds)				
Meeting Date: 05/12/2025 For bills from 04/22/2025 to 05/07/2025				
Vendor	Description	Account	PO Payment	Check Total
TOTAL				2,221,044.94
Total to be paid from Fund 01 Current Fund	774,638.56			
Total to be paid from Fund 02 Grant Fund	63,339.75			
Total to be paid from Fund 03 TRUST OTHER	29,315.57			
Total to be paid from Fund 04 General Capital	289,684.71			
Total to be paid from Fund 07 Sewer Operating Fund	1,003,634.37			
Total to be paid from Fund 08 Sewer Capital Fund	48,920.03			
Total to be paid from Fund 09 Marina Operating Fund	10,907.75			
Total to be paid from Fund 12 DOG TRUST	454.20			
Total to be paid from Fund 29 Library Trust	150.00			
2,221,044.94				
Checks Previously Disbursed				
42825	TOWNSHIP OF NEPTUNE	Cash MARINA OPERATING	6,071.77	4/30/2025
42825	TOWNSHIP OF NEPTUNE	Cash GENERAL	856,043.21	4/30/2025
42825	TOWNSHIP OF NEPTUNE	Cash SEWER OPERATING	19,364.20	4/30/2025
42825	TOWNSHIP OF NEPTUNE	Cash FEDERAL AND STATE GRANTS	9,792.41	4/30/2025
120000025	HORIZON BLUE CROSS BLUE SHIELD NJ	PO# 39686 Dental Premiums acct# 493434495	6,928.44	4/30/2025
898,200.03				
Totals by fund	Previous Checks/Voids	Current Payments	Total	
Fund 01 Current Fund	862,971.65	774,638.56	1,637,610.21	
Fund 02 Grant Fund	9,792.41	63,339.75	73,132.16	
Fund 03 TRUST OTHER		29,315.57	29,315.57	
Fund 04 General Capital		289,684.71	289,684.71	
Fund 07 Sewer Operating Fund	19,364.20	1,003,634.37	1,022,998.57	
Fund 08 Sewer Capital Fund		48,920.03	48,920.03	
Fund 09 Marina Operating Fund	6,071.77	10,907.75	16,979.52	
Fund 12 DOG TRUST		454.20	454.20	
Fund 29 Library Trust		150.00	150.00	
BILLS LIST TOTALS	898,200.03	2,221,044.94	3,119,244.97	

**RESOLUTION 25-204**  
**RESOLUTION OF SUPPORT FOR THE SUBMISSION OF APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM (WELLS BROOK PEDESTRIAN TRAIL)**

**WHEREAS**, the Township of Neptune is applying to the New Jersey Department of Transportation for Transportation Alternatives Set-Aside Program funding for the design and construction of the Wells Brook Pedestrian Trail; and

**WHEREAS**, the proposed project, “Wells Brook Pedestrian Trail,” will provide a dedicated, off-road pedestrian facility that is ADA-compliant, enhances safety, promotes active transportation, and connects nearby neighborhoods to a local recreational area; and

**WHEREAS**, the trail will also support light-duty utility vehicle access, allowing the Township to maintain emergency access to critical sewer infrastructure along the corridor; and

**WHEREAS**, this project aligns with Neptune Township’s goals of improving pedestrian access, promoting community connectivity, and supporting public health and quality of life; and

**WHEREAS**, the Township of Neptune affirms that it will assume full responsibility for ownership and maintenance of the Wells Brook Pedestrian Trail for the useful life of the project, as required under the Transportation Alternatives Set-Aside Program;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Neptune hereby supports the submission of a grant application for the Wells Brook Pedestrian Trail to the New Jersey Department of Transportation under the Transportation Alternatives Set-Aside Program; and

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary and related to the submission of said grant

application or grant agreement.

**RESOLUTION 25-205**  
**AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE NEPTUNE**  
**TOWNSHIP BOARD OF EDUCATION FOR SCHOOL RESOURCE OFFICERS**

**WHEREAS**, the Township of Neptune and the Neptune Township Board of Education, mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants, find it necessary to arrange for the placement and reimbursement of up to two (2) School Resource Officers at Neptune Township Public Schools; and,

**WHEREAS**, the Township and Board have determined that their best interests would be served by enjoying the benefits and sharing the costs of two Special Law Enforcement Officers - contributing to the daily activities of students; and,

**WHEREAS**, the Township of Neptune and the Neptune Township Board of Education desire to enter into an Shared Service agreement pursuant to N.J.S.A. 40A:65-1 et seq. for the Township and Board to cooperatively participate in this project; and,

**WHEREAS**, the Township will be responsible for assigning up to two (2) officers as School Resource Officers and the Board will pay the Township the sum of \$25,000.00 annually to partially defray the salary, benefits and insurance of said officers,

**THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Shared Service Agreement with the Neptune Township Board of Education, a copy of which is on file in the Office of the Municipal Clerk, providing for the assignment of up to two (2) School Resource Officers and a contribution by the Board to the Township in the amount of \$25,000.00 annually for a term July 1, 2025 through June 1, 2027 school years; and,

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., Chief of Police, and the Board of Education Business Administrator.

**RESOLUTION 25-206**  
**AUTHORIZING TOWN WIDE GARAGE SALE**

**WHEREAS**, The Township Committee has expressed interest in hosting a Township wide Garage Sale, and;

**WHEREAS**, the proposed dates for the 2025 Township Garage Sale will be coordinated using Public Works Zones and will be as follows:

- Zone A – May 31<sup>st</sup> & June 1<sup>st</sup>
- Zone OG – June 7<sup>th</sup> & 8<sup>th</sup>
- Zone B – June 14<sup>th</sup> & 15<sup>th</sup>
- Zone C – June 21<sup>st</sup> & 22<sup>nd</sup>
- Zone D – June 29<sup>th</sup> & 30<sup>th</sup>

**WHEREAS**, Pursuant to Neptune Township Code §4-20, a permit (\$5.00) to participate in the Township Yard Sale is required, and;

**WHEREAS**, the Township will advertise for the Town Wide garage sale on the Township Website, social media and news media, and;

**WHEREAS**, a list of registered participants will be made available in advance of the sale.

**THEREFORE, BE IT RESOLVED**, that the Mayor and Township Committee hereby authorize the Town Wide Garage sale and all Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.



**RESOLUTION 25-207**  
**AUTHORIZE RELEASE OF PERFORMANCE BOND AND POSTING OF MAINTENANCE BOND FOR**  
**9<sup>th</sup> AVENUE (BRADLEY PARK) SEWER REPLACEMENT PROJECT**

**WHEREAS**, on April 21, 2025, the Township Committee adopted Resolution 25-188 which approved Change Order #1 and Final Payment to Earle Asphalt Company for the 9<sup>th</sup> Ave. (Bradley Park) Sewer Rehabilitation and Repaving Project; and,

**WHEREAS**, the Township Engineer has inspected the project and authorized the release of the performance bond subject to the posting of a 2-year maintenance bond in the amount of \$97,786.84; and,

**WHEREAS**, Earle Asphalt Company has provided the Township with Bond No. K41837056M in the amount of \$97,786.84 which has been reviewed and found to be acceptable by the Township Attorney.

**THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Neptune hereby authorizes the release of the performance bond posted by Earle Asphalt Company ; and,

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Contractor, Chief Financial Officer; Assistant C.F.O. and Township Engineer.

**RESOLUTION 25-208**  
**AUTHORIZE CHANGE ORDER #1 FOR IMPROVEMENTS TO PUBLIC WORKS FACILITY**  
**SITE IMPROVEMENTS PROJECT**

**WHEREAS**, on August 14, 2023, the Township Committee adopted Resolution 23-294 which awarded a contract to Lucas Brothers, Inc. in the amount of \$1,795,795.00 for the Improvements to Public Works Facility Site Improvements Project; and,

**WHEREAS**, Change Order #1 reflects a total contract amount change of \$8,456.46 which reflects:

- Reduction of 971 LF of chain link fence
- Additional bin block retaining wall, water service improvements
- Electrical conduit installation
- Gas Service Installation

**WHEREAS**, the Township of Neptune, pursuant to N.J.A.C. 5:30-11.99, desires to amend its contract with to reflect those changes, and;

**WHEREAS**, Change Order #1 accounts for a change in amount of \$8,456.46 has been prepared to reflect an increase in the contract quantities and is a 0.47% change in original contract price, and;

**WHEREAS**, the Township's attorney has reviewed the project and Change Order #1 and recommends the Township Execute Change Order #1, and;

**WHEREAS**, the total new contract price shall be \$1,804,251.46, after Change Order #1 has been accepted and executed by the Township.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Committee of the Township of Neptune, County of Monmouth, State of New Jersey that:

1. Change Order #1, which increases the contract amount by \$8,456.46 for the contract between the Township of Neptune and Dutchman Contracting, Inc., be executed thereby increasing the new total contract price for the project to \$1,804,251.46.

2. All Township officials, including, but not limited to, the Mayor, Business Administrator, Engineer, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

**RESOLUTION 25-210**  
**AUTHORIZE THE REFUND OF A DEPOSIT FOR**  
**SUMMER DOCKAGE FEE AT THE MUNICIPAL MARINA**

**WHEREAS**, payments in the amount listed below were made for 2025 Summer Dockage; and,

**WHEREAS**, due to unforeseen personal circumstances, the individuals listed herein will no longer utilize their boat and has no need for the slips; and,

**WHEREAS**, the Harbor Master recommends that refunds be authorized,

**THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Neptune, that the Harbor Master be and hereby is authorized the following refunds of 2025 Summer Dockage fees:

Ronald Popivchak, 106 Overlook Dr., Neptune - \$2,006.00

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Harbor Master, Deputy Tax Collector, Assistant Purchasing Agent and Auditor.

**RESOLUTION 25-211**  
**RESOLUTION AUTHORIZING AGREEMENT FOR PURCHASE OF Three (3) 2025 DODGE**  
**DURANGO (WDEE75) PURSUIT FROM NIELSEN of MORRISTOWN UNDER NEW JERSEY STATE**  
**CONTRACT #23-TELE-34933 IN AN AMOUNT NOT TO EXCEED \$117,805.40**

**WHEREAS**, the Township of Neptune is desirous to purchase Three (3) 2025 Dodge Durango (WDEE75) Pursuit vehicles; and

**WHEREAS**, Nielsen of Morristown, having an address at 200 Ridgedale Ave. Morristown, NJ 07960 has been awarded under State Contract#23-TELE-34933 for purposes of providing such vehicles; and

**WHEREAS**, N.J.S.A.40A:11-12 permits the purchase of goods and services without advertising for bids when purchased under contract for goods or services entered on behalf of the State by the Division of Purchase and Property in the Department of the Treasury.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Neptune that:

1. The Purchase of Three (3) 2025 Dodge Durango (WDEE75) Pursuit from Nielsen of Morristown Under New Jersey State Contract #23-TELE-34933 In An Amount Not To Exceed \$117,805.40 is hereby approved.
2. All Township officials, including, but not limited to, the Mayor, Business Administrator, Public Works Director, and Municipal Clerk are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.
3. That a certified copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., and Chief of Police.

**RESOLUTION 25-212**  
**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE ACCEPTING**  
**RESIGNATIONS**

**WHEREAS**, the Human Resources Director has received notification from employee(s)

that they will be resigning their position; and,

**THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Neptune that the resignation(s) of noted below are hereby accepted.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>DATE OF NOTIFICATION</u>	<u>EFFECTIVE DATE OF RESIGNATION</u>
Fabrice Bambaata	Department of Public Works	DPW driver	May 1, 2025	May 9, 2025
John Bassano	Department of Public Works	Recycling Yard Attendant	May1, 2025	May 30, 2025

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the respective departments, Business Administrator and Human Resources Director.

**RESOLUTION 25-213**  
**RESOLUTION AUTHORIZING DEVELOPER’S AGREEMENT WITH THE TOWNSHIP OF NEPTUNE AND 1100 06<sup>th</sup> AVENUE, LLC, LOCATED AT 1100 6<sup>TH</sup> AVENUE, 1113 5<sup>TH</sup> AVENUE AND 1125 5<sup>TH</sup> AVENUE, BLOCK 421, LOTS 2, 3, AND 4, NEPTUNE TOWNSHIP, NEW JERSEY.**

**WHEREAS**, 1100 06<sup>TH</sup> Avenue, LLC, d/b/a Coast Linen Services (“Developer”), received Preliminary and Final Subdivision Approval by the Neptune Township Planning Board, as set forth in Resolution #24-08 (the “Approval”) for the property located at 1100 6<sup>th</sup> Avenue, 1113 5<sup>th</sup> Avenue and 1125 5<sup>th</sup> Avenue, formally known as Block 421, Lot 2, 3, and 4 on the Tax Map of the Township of Neptune (the “Property”); and

**WHEREAS**, the Approval provides for the construction of a two-story addition in the rear of the existing single-story commercial building, with related improvements; and

**WHEREAS**, the Developer has agreed to enter into a Developer’s Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the Approval from the Planning Board of Neptune Township; and

**WHEREAS**, it is in the best interest of the citizens of the Township of Neptune for the Township to enter this Developer’s Agreement with the Developer, to ensure the proper compliance and guaranteed performance of items and improvements made on said Property.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey:

1. The Mayor and Clerk are hereby authorized to execute the aforesaid Developer’s Agreement with 1100 06<sup>th</sup> Avenue, LLC, a true copy of which is attached hereto as Exhibit “A” for compliance with the Planning Board of Neptune Township’s Resolution #24-08, and representation upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk’s office of Monmouth County.
2. The Business Administrator and Staff of the Township of Neptune are hereby authorized and directed to take all actions as shall be deemed necessary or desirable to implement this Resolution.
3. This Resolution shall be effective immediately.

**RESOLUTION 25-214**  
**RESOLUTION AUTHORIZING A REVOCABLE LICENSE AGREEMENT WITH THE TOWNSHIP OF NEPTUNE AND TORY BENCH AND ROBERT J. RUFFUS LOCATED AT 300 LAKEWOOD ROAD, BLOCK 5310, LOT 6, NEPTUNE TOWNSHIP, NEW JERSEY.**

**WHEREAS**, Tory Bench and Robert J. Ruffus (“the Licensees”), received Approval from the Neptune Township Zoning Board of Adjustment, as set forth in Resolution #24/17 (the “Approval”) for the property located at 300 Lakewood Road, formally known as Block 5301, Lot 6 on the Tax Map of the Township of Neptune (the “Property”); and

**WHEREAS**, the Approval was for the construction of two, tiered retaining walls, which encroaches into the municipal right-of-way; and

**WHEREAS**, the Licensees have agreement to enter into a Revocable License Agreement (the “Agreement”) with the Township of Neptune, pursuant to Ordinance No. 15-55 (Section 4-33), to permit the continued use of the retaining walls, without further expansion or encroachment; and

**WHEREAS**, the Agreement provides for the Licensees to pay the Township an annual fee of \$500.00, plus the cost of recording the Agreement; and

**WHEREAS**, the Agreement further provides for, among other provisions, the indemnification of the Township by the Licensees, a Certificate of Insurance naming the Township as an additional insured and permitting access by the Township to the Right-of-Way; and

**WHEREAS**, it is in the best interest of the citizens of the Township of Neptune for the Township to enter this Revocable License Agreement with the Licensees, to protect the Township with regard to the improvements made on said Property that encroach into the Township’s Right-of-Way.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey:

4. The Mayor and Clerk are hereby authorized to execute the aforesaid Revocable License Agreement with Tory Bench and Robert J. Ruffus, a true copy of which is attached hereto as Exhibit “A” for compliance with the Zoning Board of Adjustment of Neptune Township’s Resolution #24/17, and representation upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk’s office of Monmouth County.
5. The Business Administrator and Staff of the Township of Neptune are hereby authorized and directed to take all actions as shall be deemed necessary or desirable to implement this Resolution.
6. This Resolution shall be effective immediately.

The Consent Agenda as amended was adopted on the following vote: AYE: York, Jones, Stroud, McMillan and Lane, NAY: None, ABSTAIN: None; ABSENT: none

#### **RESOLUTIONS FOR A SEPARATE VOTE**

##### **RESOLUTION 25-209**

#### **AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE TO EXECUTE CHANGE ORDER #2 FOR WITH DUTCHMAN CONTRACTING, INC. FOR “IMPROVEMENTS TO THE PUBLIC WORKS FACILITY PHASE II- POLE BARN CONSTRUCTION”**

**WHEREAS**, Dutchman Contracting, LLC was issued a contract on April 29, 2024 in the amount of \$2,365,245.00 for the DPW Expansion – Phase II Pole Barn Construction project (“Project”); and

**WHEREAS**, the bid specifications included, in part, design build specifications for the renovation work; and

**WHEREAS**, because the design for the renovation work was not complete at the time that bids were solicited, CME, consulting engineer, prepared a rough estimate based on the limited design that had been prepared at that point, and an allowance of \$280,000.00 was included in the contract, with the understanding that the final contract price for the renovation work would be determined at the point that the design was finalized;

**WHEREAS**, the design has now been completed, Dutchman Contracting has submitted a proposal in the amount of \$461,631.29 (attached as Exhibit A) for the renovation work (Change Order #2); and

**WHEREAS**, CME and RVE both have determined that this pricing is reasonable and is under the 20% cap over the contract price allowed by applicable regulations;

**WHEREAS**, the Township’s attorney has reviewed the Project and Change Order #2 and recommends the Township Execute Change Order #2.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Committee of the Township of Neptune, County of Monmouth, State of New Jersey hereby approves that the Township issue Change Order #2 to Dutchman Contracting, LLC, in the amount of \$181,631.29, which represents the difference between the contract allowance and the change order amount.

Mayor Lane asked for a Motion to adopt Res. 25-209. Committeeman McMillan made a motion to adopt, there was no second, resolution failed.

**RESOLUTION 25-215**  
**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE**  
**AUTHORIZING CERTAIN PERSONNEL ACTIONS- RECLASSIFICATION**

**WHEREAS**, the following re-classifications have been reviewed by the Department Heads of the respective Departments; and,

**WHEREAS**, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the Reclassification of the following individuals; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPT</u>	<u>PREVIOUS POSITION</u>	<u>RECLASSIFICATION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Kevin Pressey	Police Dept.	CSR	Firearms Permit Processor	\$22.00 per hr	5/13/25
Andrew Caruso	EMS	Per Diem EMT	FT EMT	\$62,000.00	5/13/25

Mayor Lane asked for a motion to adopt Res. 25-215. Committeewoman York made a motion to adopt, seconded by Committeeman McMillan. Committeeman Jones asked a question about the job titles listed. The motion was adopted by the following vote: YEA: York, Jones, Stroud, McMillan, Lane; NAY: none; ABSTAIN: none

**RESOLUTION 25-216**  
**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE**  
**AUTHORIZING CERTAIN PERSONNEL ACTIONS**

**WHEREAS**, the following appointments have been reviewed by the Department Heads of the respective Departments; and,

**WHEREAS**, the Human Resources Director in consultation with the Township Administrator and the Department Heads involved have recommended the appointments of the following individuals; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Neptune that the following personnel actions be and are hereby authorized on the effective date included herein.

<u>NAME</u>	<u>DEPARTMENT</u>	<u>POSITION</u>	<u>SALARY</u>	<u>EFFECTIVE DATE</u>
Luther Weathers	Public Works	Class A CDL Driver	\$45,000.00	5/13/25
Ethan Boynton	Public Works	Class A CDL Driver	\$45,000.00	5/13/25

Thomas Lowe	Public Works	Conditional Class A CDL Driver	\$35,000	5/13/25 Must obtain Class A CDL within 90 or be terminated on 91 <sup>st</sup> day
Gregory Jegou	Marina	Seasonal Marina Attendant	\$18.75 per hr	6/1/25 – 11/30/25
Bryant Curry	Construction	PT Fire Subcode Official	\$48.70 per hr. (not to exceed 28 hr per wk	5/19/25
Thomas Jones	Public Works	Seasonal DPW Laborer	\$18.75 per hr	5/21/25 – 11/21/25
Dean Ferraro	Construction	PT Building Subcode Official	\$48.70 per hr. (not to exceed 28 hr per wk	5/19/25
Janet Silvestri	Code & Construction	Department secretary	\$41,000.00	5/19/25

Mayor Lane asked for a motion to adopt Res. 25-216. Committeeman Jones made a motion to adopt, seconded by Committeewoman York. Committeeman Jones asked for an update on filling open positions in DPW. The motion was adopted by the following vote: YEA: York, Jones, Stroud, McMillan, Lane; NAY: none; ABSTAIN: none

**RESOLUTION 25-217  
APPOINT BUSINESS ADMINISTRATOR**

**WHEREAS**, Section 2-5.1 of the Neptune Township Municipal Code creates the office of Business Administrator pursuant to the provisions of N.J.S.A. 40A:9-136, et seq.; and

**WHEREAS**, Section 2-5.2 (a) of the Neptune Township Municipal Code provides that the Business Administrator is appointed by a majority of the Township Committee; and

**WHEREAS**, the position Business Administrator is vacant; and

**WHEREAS**, the Township Committee has interviewed qualified candidates for the Business Administrator position; and

**WHEREAS**, the Township Committee desires to appoint Stephanie Oppegaard to the position of Business Administrator; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that Stephanie Oppegaard is hereby appointed as Business Administrator for the Township of Neptune, effective May 13, 2025; and

**BE IT FURTHER RESOLVED** that the Township Labor Attorney is hereby authorized and directed to prepare a written employment agreement setting forth Stephanie Oppegaard’s salary at the rate of \$175,000.00 per year, allowing for 15 sick days and 6 personal days in the first year, and providing such other benefits equal to the benefits provided to the Township Department Heads and Directors; and,

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Assistant C.F.O. and Human Resources Director.

Mayor Lane asked for a motion to adopt Res. 25-217. Committeeman McMillan made a motion to adopt, seconded by Committeewoman York. The motion was adopted by the following vote: YEA: York, Jones, McMillan, Lane; NAY: none; ABSTAIN: Stroud

**RESOLUTION 25-218  
RESOLUTION OF SUPPORT FOR THE SUBMISSION OF APPLICATION TO THE NEW JERSEY DEPARTMENT OF CORRECTIONS FOR A NEW JERSEY LOCALLY EMPOWERED,**

## **ACCOUNTABLE AND DETERMINED GRANT**

**WHEREAS**, the Township of Neptune is desirous to apply for an New Jersey Department of Corrections New Jersey Locally Empowered, Accountable and Determined grant; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Neptune hereby supports the submission of a grant application to New Jersey Department of Corrections for a New Jersey Locally Empowered, Accountable and Determined grant; and

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary and related to the submission of said grant application or grant agreement.

Mayor Lane asked for a motion to adopt Res. 25-218. Committeeman Stroud made a motion to adopt, seconded by Committeewoman York. The motion was adopted by the following vote: YEA: York, Jones, Stroud, McMillan, Lane; NAY: none; ABSTAIN: none

### **PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS**

Mayor Lane asked for public comments. The public was permitted to speak one time with a limit of five minutes. Comments were as follows:

William Woods, 9 Toomin Drive – Mr. Woods stated he is waiting for a fence to be installed to separate his property from the public access route next to his home. Mayor and Committee stated the township will follow up on the issue.

Sal Galasetti, Fletcher Lake Commission – Mr. Galasetti stated the aerator light project would not costs the township any money. Mr. Galasetti stated there is clean up scheduled for June 7. Mr. Galasetti stated the lights would be on at night and could change colors for holiday celebrations.

Luther Weathers, applicant for DPW job – Mr. Weathers thanked the committee for its support and he is looking forward to the position. Mayor Lane congratulated Mr. Weathers on his appointment.

Joan Venezia, 107 Mt. Tabor Way – Ms. Venezia asked if the Committee was going to make a decision about 401 Overlook Drive. Ms. Park stated there is no deadline but the issue would be listed on the agenda. Ms. Venezia asked about the EV Charging station. Committeeman Jones asked for a specification sheets to be able to answer questions about the stations capabilities. Ms. Venezia asked about a fallen trees and who maintains trees in Ocean Grove parks. Committeeman McMillan stated the Borough is assessing the integrity of the trees in the area where four trees recently fell.

Nancy Clark, 47 Embury Ave. – Ms. Clark thanked Committeeman Stroud for being in Newark with Mayor Baraka and standing up for what is right. Ms. Clark discussed the park maintenance and stated her support for opening the Wesley Lake gates.

Dan Mueller, 236 Hillside Drive – Mr. Mueller played a video from his phone that showed a loud party. Mr. Mueller stated the video is an example of what he has endured for the past 2 ½ years from renters of 401 Overlook Drive. Mr. Mueller stated there have been countless incidents and complaints. Mr. Mueller asked the Committee to consider the ongoing issue they are facing and hopes that they address it.

Rich Robinson, 232 Hillside Dr. – Mr. Robinson stated he agrees with Mr. Mueller's comments. Mr. Robinson stated the issue is the people who rent the home at 401 Overlook Drive and treat it like a fraternity house. Mr. Robinson stated he's lived there for 25 years and he likes to sit out on his deck and not have to hear a frat party. Mr. Robinson asked the committee to take all of the residents complaints for the past two years into consideration before they make a decision about 401 Overlook.

Gary Brown, 102 Cardinal Road – Mr. Brown stated he has concerns about the homeless camp cleanup due to recent incidents and staff changes. Mr. Brown stated the cleanup activity has been reduced. Mr. Brown stated he has seen homeless people return to the area. Committeeman McMillan asked Ms. Oppegaard to follow up with the property owners and reach out to Mr. Brown about his concerns.

George Roe, 401 Overlook Dr. – Mr. Roe stated he does not condone the bad behavior at the

home and residents should call him when something is happening. Mr. Roe said he is now screening renters, not renting to anyone under 26, and installed noise monitors.

Resident of Perth Amboy stated his daughter lives at 118 Lake Ave. – He stated if the gates are opened there will be a parking problem. He said he also has a concern about the aerators on Wesley Lake which spray water mist on his daughter's home. Committeeman McMillan stated he would get his contact information and take your concerns to the lake commission.

April Perpignan, 904 Green Grove Road – Ms. Perpignan stated she was reassigned to a role that does not align with her skills or professional background. Ms. Perpignan asked the Committee to return her to her role as confident secretary to the business administrator. Ms. Park asked the Committee not to respond because this matter should be referred to counsel based on some of the comments that were made.

Mayor Lane closed public comments.

#### CLOSING COMMITTEE COMMENTS

Mayor Lane asked if anyone on the Committee wanted to make closing remarks.

Committeewoman York – Not at this time.

Committeeman Jones – Not at this time.

Committeeman Stroud – Not at this time.

Committeeman McMillan – Not at this time.

Mayor Lane – Not at this time.

Mayor Lane was offered a motion to adjourn from Committeeman Stroud, seconded by Committeeman Jones. The Motion was adopted by unanimous voice vote by all members present.

The Township Committee adjourned at 8:42 p.m.

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William Bray, RMC, CMR  
Township Clerk  
Submitted, May 29, 2025