

AGENDA FOR BUSINESS MEETING TO BE HELD JUNE 14, 2017 AT 6:00 P.M.

OPENING PRAYER AND SALUTE TO THE FLAG

ROLL CALL: DATO _____, McLAUGHLIN _____, NOBLE _____, REILLY _____,
GROSS_____.

CERTIFICATION OF MEETING BY COUNCIL PRESIDENT

VERIZON REPRESENTATIVE TO COME AND GIVE MORE INFORMATION

REQUESTS AND INVITATIONS:

a.) Request for Raffle License for St. Mary Parish Alter Auxiliary

BUSINESS ITEMS

- a.) Resolution to Renewal Liquor Licenses for 2017-2018
- b.) Resolution Recognizing Erik Kuhn for his Eagle Scout Award
- c.) Resolution Recognizing Joseph Przybylski for his Eagle Scout Award
- d.) Resolution for Insertion of a Special Item of Revenue-Chapter 159
- e.) Resolution Authorizing the Tax Collector to Extend the Third Quarter 2017 Due Date
- f.) Resolution Increasing State Contract #A42075 for Automotive Parts and Supplies
- g.) Resolution for Pump Station Emergency Repairs at Raritan Street
- h.) Resolution for Public Agency Compliance Officer (P.A.C.O)
- i.) Resolution for Emergency Sewer Repairs at Prospect and Bordentown Ave.
- j.) Resolution for Field 2 Dedication to John Skarzynski
- k.) Resolution for Sustainable New Jersey-Green Team Committee
- l.) Resolution Referring the Historical Preservation Ordinance to the South Amboy Land Use Board, Pursuant to N.J.S.A. 40:55-26A
- m.) Resolution to Support the 2% Arbitration Cap
- n.) Resolution to Appoint a Fair Housing Officer (COAH)
- o.) Resolution to Appoint an Air Quality Control Officer-DEP

BILL LIST: To be received and filed

a.) Bill list dated June 8, 2017

RESOLUTION:

a.) *R-108-2017 Resolution to Rescind American Legion 2015-2016 Liquor License Renewal

ORDINANCE: (TO BE VOTED ON AT BUSINESS MEETING)

a.) #6-2017 2nd Reading BOND ORDINANCE PROVING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,297,500 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$1,232,625 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF

ORDINANCES: (FOR QUESTION OR COMMENT TO BE VOTED ON AT COUNCIL MEETING)

- a.) #7-2017 2nd Reading AN ORDINANCE AMENDING ORDINANCE NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS" FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY
- b.) #8-2017 2nd Reading AN ORDINANCE AMENDING ORDINANCE NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS" FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY

- c.) #9-2017 2nd Reading AN ORDINANCE AMENDING ORDINANCE NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS" FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY
- d.) #10-2017 1st Reading AN ORDINANCE GRANTING AN EASEMENT FOR THE CONSTRUCTION, REPAIR AND MAINTENANCE OF THE RETAINING WALL AND STEPS FOR LOT 6 IN BLOCK 87 (424 BORDENTOWN AVE.)
- e.) #11-2017 1st Reading EASEMENT FOR WILLIAM O'LEARY

FIRE DEPARTMENT:

- a.) Application by Jacob Hendricks for membership to Enterprise

COMMENTS:

PUBLIC COMMENTS:

ADJOURNMENT OF MEETING:



283 King George Road
Warren, New Jersey 07059

December 16, 2016

City of South Amboy
ATTN: Laura Kemble-Kalantsis, City Clerk
140 North Broadway
South Amboy, NJ 08879

Dear Ms. Kemble-Kalantsis:

Verizon Wireless is in the process of planning to upgrade and enhance its network for 2017 by deploying small network nodes in the public right-of-way. Part of the planning process includes securing the permissions necessary for that deployment.

Obtaining consent from municipalities to locate and operate in the right-of-way is the first level of permission that Verizon Wireless seeks. Verizon Wireless would like to receive non-site specific consent granting permission to locate and operate in the right-of-way in the City of South Amboy by attaching to existing and new utility poles, and would later obtain any required site specific permits for each node through the building departments. As such, Verizon Wireless is requesting consent from the City Council of the City of South Amboy to use facilities lawfully erected in the public right-of-way for small network nodes, and respectfully requests to be placed on the next available agenda for consideration of this request by the City Council.

To facilitate this request, Verizon Wireless has provided a fact sheet with details of the proposal, a proposed form of resolution for adoption by the City Council and relevant statutes for reference.

By way of the above, Verizon Wireless hereby submits this application for authorization by the City Council of the City of South Amboy to locate and operate small network nodes in the public right of way by attaching to existing and new utility poles.



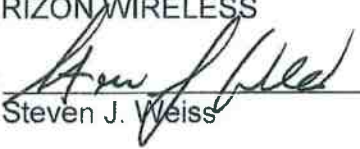
Verizon Wireless hereby authorizes employees of Tilson Technology Management, Inc. to deliver this request, to represent Verizon Wireless at meetings of the City Council and to discuss this proposal with officials of the City of South Amboy.

Questions about this proposal can be directed to Rich Komissar at (908) 240-7785 or rkomissar@tilsonotech.com. Notices regarding this proposal and hearing date should be sent electronically to rkomissar@tilsonotech.com or by mail to:

Tilson
ATTN: Rich Komissar
245 Commercial Street, Suite 203
Portland, ME 04101

VERIZON WIRELESS

By:


Steven J. Weiss

Title: Manager – Real Estate, NNJ

Date: 12/16/16



Fact Sheet

What is Verizon Wireless Planning in the City of South Amboy?

Verizon Wireless is deploying small network nodes in the municipal and county rights-of-way in New Jersey, which enables it to increase coverage and network data capacity. Small network nodes are a low-powered wireless technology that involves the use of antennas, two to three feet long, and radio cabinets, approximately 20-inches wide and 55-inches tall, which are mounted on existing or new utility poles or light poles which are lawfully erected in the public right-of-way. These network nodes augment the coverage from new and existing tower and rooftop sites, providing signal in terrain challenged areas. They are also an important part of Verizon Wireless' capacity focused mobile network. These small network nodes will help provide residents, commuters, and emergency responders in the City of South Amboy access to the next generation of wireless networks, and a roadmap toward upcoming emerging wireless technologies like 5G.

Small network nodes are typically deployed in areas that have some existing Verizon Wireless service, but where the coverage needs to be augmented. Capacity may also be exhausted at various times due to high demand when there are many users performing high-data usage functions (streaming video, uploading files, sending photos, using GPS, etc.). This sector exhaust is likely to increase as the technology used by network subscribers on multiple devices becomes exponentially more sophisticated. Without reliable coverage or when sector exhaust occurs Verizon Wireless network users will have insufficient network access, leading to dropped calls, a potential degradation of 911 services, and the inability to access applications, email, internet and GPS, all of which have potential impacts on public safety.

Small network nodes can be used to offload data capacity from the existing sites, freeing them up for others trying to make phone calls and use data anywhere within their radio frequency footprint. They can also be used to augment coverage from the existing macro network. In this way small network nodes complement macro sites, but are not a substitute for them. Small network nodes are located near street level where they can serve high traffic areas such as outdoor recreation facilities, homes, heavily-traveled roadways and intersections. The functional distance of a small network node is dictated by line of sight, and is limited by its low power.

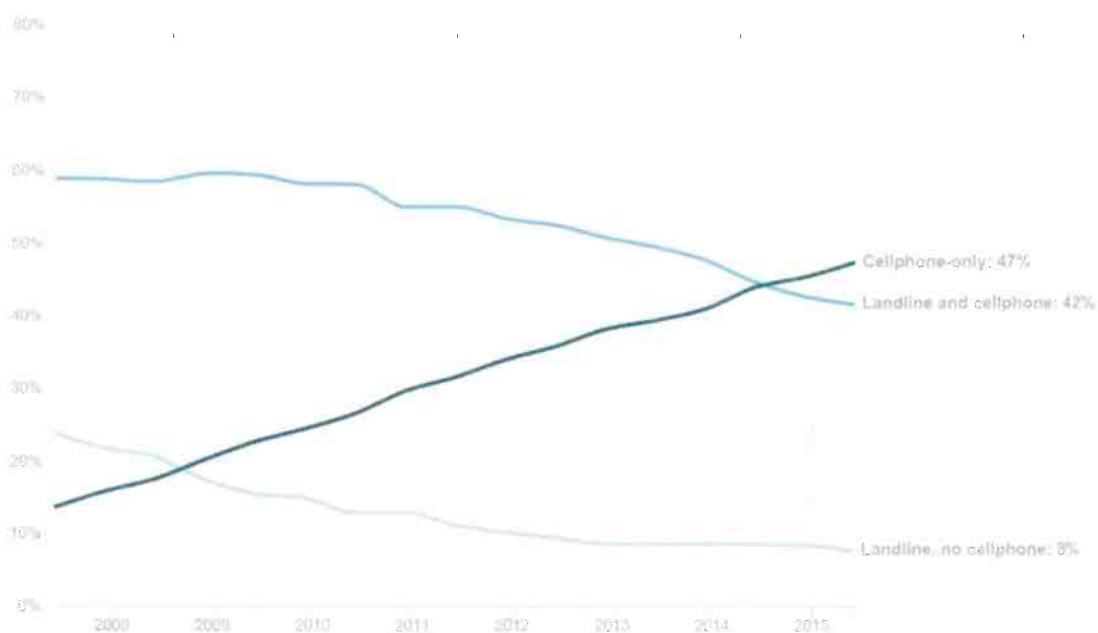
The consent that Verizon Wireless is seeking from the City of South Amboy is permission to operate in the public right of way. This consent will not allow Verizon Wireless to construct nodes without site-specific review by the building department.

Why are Small Network Nodes so Important?

Small network nodes fill in coverage and capacity gaps created by both sector exhaust and by the inability of larger macro sites to fill in those small gaps. Providing network coverage and data capacity to all users in both their homes and on the road is increasingly important. Between 2014 and 2015 the number of “wireless only” homes surpassed the number of homes with both landline and cell phone connectivity.

The Rise Of The Cellphone-Only Household

Share of households, by type of phone



Source: CDC/NCHS, National Health Interview Survey

Credit: Alyson Hill and Aina Seluyko/NPR

Additionally, the National Highway Traffic Administration reported in February, 2016 that 76% of all 911 calls originate from a cell phone. Having a strong wireless network is not just for convenience, but is also necessary for public safety.

The use of wireless devices is increasing exponentially. In the United States there are 355 million wireless devices in use by 319 million residents (CTIA, June 2015). The demand for wireless data services has nearly doubled over the last year, and is expected to grow 650% between 2013 and 2018 (Cisco, VNI Mobile Forecast Highlights, 2013-2018). The increased use of smart phones, tablets, health monitors and other wireless devices in everyday life relies on the Verizon Wireless Network. Small cell networks will add coverage and capacity and improve in-building coverage, voice quality, reliability and data speeds for the City of South Amboy residents, businesses, first responders and visitors using the Verizon Wireless Network. Having adequate coverage has become a necessity of daily life and for public safety.

Are Small Network Nodes Safe?

The FCC, in consultation with numerous other federal agencies, including the Environmental Protection Agency, the Food and Drug Administration and the Occupational Safety and Health Administration, has developed safety standards designed to protect against adverse health effects. The standards were developed by expert scientists and engineers after extensive reviews of the scientific literature related to radio frequency (RF) biological effects. The FCC explains that its standards “incorporate prudent margins of safety.” It explains further that “radio frequency emissions from antennas used for cellular and PCS transmissions result in exposure levels on the ground that are typically thousands of times below safety limits.”

The FCC provides information about the safety of RF emissions from wireless base stations on its website at: <http://www.fcc.gov/oet/rfsafety/rf-faqs.html>. In general, due to their small size, low wattage and limited coverage, emissions from small network nodes are a small fraction of FCC-permitted levels in any publicly accessible area.

Where are Small Network Nodes Placed?

Small Network Nodes are most often attached to wood utility poles in the public right-of-way. Verizon Wireless always looks to attach to existing utility poles as a first option, however, due to utility company restrictions, only a small percentage of existing utility poles meet the requirements for attachment. In situations where, because of utility company requirements, Verizon Wireless cannot attach to existing wood utility poles they will request that a public utility set a new pole for their use. The pole will be set in the public right-of-way, and will be of the same size and type that the public utility is permitted to set in the area so as not to be out of character with the current infrastructure.

In locations where there are no existing wooden utility poles, such as downtown areas or newer subdivisions with underground utilities, Verizon Wireless will not place new wooden poles, and would instead seek to have placed new or replacement stealth fixtures that integrate the small network node equipment into a streetlight structure. This would be a different phase of the development and Verizon Wireless would approach the municipality with a new proposal for this type of development.

Photographic representations of all of the above-referenced small network node deployment types are provided on the following pages.

Verizon Wireless Small Network Node on Existing Wood Utility Pole



Verizon Wireless Small Network Node on a New Wood Utility Pole



What is Verizon Wireless seeking from the City of South Amboy?

A provision of the New Jersey Public Utility Act, N.J.S.A. 48:3-18 (copy enclosed), permits any company (not necessarily public utilities) to use poles that have been lawfully erected in the public right-of-way. Where the second company is not itself a franchised utility, which is the case with Verizon Wireless, the consent of the municipality is required under N.J.S.A. 48:3-19 (copy enclosed). A form of proposed resolution for adoption to formalize such consent is attached.

Can the City of South Amboy Reject the Request?

Under Federal law, specifically Section 253 of the Federal Telecommunications Act, 47 U.S.C. 253 (copy enclosed), the municipality may not withhold approval, but it may impose reasonable conditions, such as requiring insurance and repair to any damage caused, which have been included in the attached proposed resolution.

What Sort of Fee is Allowable?

The City of South Amboy may not impose a tax on these facilities, but it is entitled to recover the reasonable costs for actual services that it incurs in reviewing and approving Verizon Wireless' request. The relevant state statute is N.J.S.A. 54:30A-124 (copy enclosed).

What is Verizon Wireless **NOT** seeking to do in the City of South Amboy?

Verizon Wireless is aware that many wireless service providers and other telecommunications infrastructure providers are also seeking consent from municipalities in New Jersey to install wireless transmitting equipment in the public rights of way. Understanding the visual sensitivities of residents and City leaders, Verizon Wireless is committed to first, using existing infrastructure, and second, only installing new infrastructure when necessary, and ensuring that any new infrastructure is in character with the existing streetscape. Additionally, Verizon Wireless will not install new wood poles that are substantially taller (10%) than existing utility poles, or install utility poles made of steel or other non-wood material in an area with existing wood utility poles.

Verizon Wireless is seeking this consent exclusively for their own equipment to provide services to customers using the Verizon Wireless network. The consent from the municipality will not be used by Verizon Wireless to construct infrastructure to be leased to others.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH AMBOY

No. _____

Date of Adoption _____

WHEREAS, New York SMSA Limited Partnership d/b/a Verizon Wireless, ("Verizon Wireless"), is a provider of commercial mobile service subject to regulation by the Federal Communications Commission; and

WHEREAS, Verizon Wireless has entered into agreements with parties that have the lawful right to maintain poles in the public right-of-way pursuant to which Verizon Wireless may use such poles erected within the public right-of-way in the City of South Amboy; and

WHEREAS, New Jersey law permits such use provided that there is the consent of the relevant municipality;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH AMBOY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY THAT:

1. Permission and authority are hereby granted to Verizon Wireless and its successors and assigns, to use poles erected by parties that have the lawful right to maintain poles within the public right-of-way in the City of South Amboy, subject to the following:
 - A. Verizon Wireless, and its successors and assigns, shall adhere to all applicable Federal, State, and Local laws regarding safety requirements related to the use of the public right-of-way.
 - B. Verizon Wireless, and its successors and assigns, shall comply with all applicable Federal, State, and Local laws requiring permits prior to beginning construction, and shall obtain any applicable permits that may be required by the City of South Amboy.
 - C. Such permission be and is hereby given upon the condition and provision that Verizon Wireless, and its successors and assigns, shall indemnify, defend and hold harmless the City of South Amboy, its officers, agents, and servants, from any claim of liability or loss or bodily injury or property damage resulting from or arising out of the acts or omissions of Verizon Wireless or its agents in connection with the use and occupancy poles located within the public right-of-way,

except to the extent resulting from the acts or omissions of the City of South Amboy.

- D. Verizon Wireless shall, at its own cost and expense, maintain commercial general liability insurance with limits not less than \$1,000,000 for injury to or death of one or more persons in any one occurrence and \$500,000 for damage or destruction to property in any one occurrence. Verizon Wireless shall include the City of South Amboy as an additional insured.
- E. Verizon Wireless shall be responsible for the repair of any damage to paving, existing utility lines, or any surface or subsurface installations, arising from its construction, installation or maintenance of its facilities.
- F. Notwithstanding any provision contained herein, neither the City of South Amboy nor Verizon Wireless shall be liable to the other for consequential, incidental, exemplary, or punitive damages on account of any activity pursuant to this instrument.
- G. This instrument shall be adopted on behalf of the City of South Amboy by the City Council of the City of South Amboy and attested to by the City of South Amboy Clerk who shall affix the City of South Amboy Seal thereto.
- H. The permission and authority hereby granted shall continue for the same period of time as the grant to parties whose poles Verizon Wireless is using.

STATEMENT

This resolution authorizes Verizon Wireless to use poles erected within the public right-of-way of the City of South Amboy by parties that have the lawful right to maintain such poles.



KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

New Jersey Statutes Annotated
Title 48. Public Utilities (Refs & Annos)
Chapter 3. Public Utilities in General (Refs & Annos)
Article 4. Joint Use of Poles

N.J.S.A. 48:3-18

48:3-18. Agreements

Currentness

Any person municipal or otherwise, may enter into a written agreement with any other such person owning or using any poles erected under municipal consent in any street, highway or other public place for the use by the former person of the poles upon such terms and conditions as may be agreed upon by the persons.

Credits

Amended by L.1962, c. 198, § 41.

N. J. S. A. 48:3-18, NJ ST 48:3-18

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

New Jersey Statutes Annotated
Title 48. Public Utilities (Refs & Annos)
Chapter 3. Public Utilities in General (Refs & Annos)
Article 4. Joint Use of Poles

N.J.S.A. 48:3-19

48:3-19. Municipal consent

Currentness

The consent of the municipality shall be obtained for the use by a person of the poles of another person unless each person has a lawful right to maintain poles in such street, highway or other public place.

Credits

Amended by L.1962, c. 198, § 42.

N. J. S. A. 48:3-19, NJ ST 48:3-19

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

New Jersey Statutes Annotated

Title 54. Taxation

Subtitle 4. Particular Taxes on Corporations and Others

Part 5. Taxation of Certain Public Utilities

Chapter 30A. Franchises and Gross Receipts Taxes (Refs & Annos)

Article 4. Transitional Energy Facility Assessment Act

N.J.S.A. 54:30A-124

54:30A-124. Certain local government fees, taxes, levies or assessments prohibited

Currentness

a. No municipal, regional, or county governmental agency may impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against energy companies subject to the provisions of P.L.1940, c. 5 (C.54:30A-49 et seq.) prior to January 1, 1998 or telecommunication companies. Nothing in this section shall be construed as a bar to reasonable fees for actual services made by any municipal, regional or county governmental agency. Nothing in this section shall be construed to affect the franchising process or the assessment of franchise fees with respect to the provision of cable television service in accordance with the provisions of P.L.1972, c. 186 (C.48:5A-1 et seq.).

b. Nothing in this section shall be construed to limit municipal taxation of real or personal property pursuant to R.S.54:4-1 of local exchange telephone, telegraph and messenger systems, companies, corporations or associations that were subject to tax under P.L.1940, c. 4 (C.54:30A-16 et seq.) as of April 1, 1997.

Credits

L.1997, c. 162, § 69, eff. Jan. 1, 1998.

N. J. S. A. 54:30A-124, NJ ST 54:30A-124

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

United States Code Annotated

Title 47. Telecommunications (Refs & Annos)

Chapter 5. Wire or Radio Communication (Refs & Annos)

Subchapter II. Common Carriers (Refs & Annos)

Part II. Development of Competitive Markets (Refs & Annos)

47 U.S.C.A. § 253

§ 253. Removal of barriers to entry

Effective: February 8, 1996

Currentness

(a) In general

No State or local statute or regulation, or other State or local legal requirement, may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service.

(b) State regulatory authority

Nothing in this section shall affect the ability of a State to impose, on a competitively neutral basis and consistent with [section 254](#) of this title, requirements necessary to preserve and advance universal service, protect the public safety and welfare, ensure the continued quality of telecommunications services, and safeguard the rights of consumers.

(c) State and local government authority

Nothing in this section affects the authority of a State or local government to manage the public rights-of-way or to require fair and reasonable compensation from telecommunications providers, on a competitively neutral and nondiscriminatory basis, for use of public rights-of-way on a nondiscriminatory basis, if the compensation required is publicly disclosed by such government.

(d) Preemption

If, after notice and an opportunity for public comment, the Commission determines that a State or local government has permitted or imposed any statute, regulation, or legal requirement that violates subsection (a) or (b) of this section, the Commission shall preempt the enforcement of such statute, regulation, or legal requirement to the extent necessary to correct such violation or inconsistency.

(e) Commercial mobile service providers

Nothing in this section shall affect the application of [section 332\(c\)\(3\)](#) of this title to commercial mobile service providers.

(f) Rural markets

It shall not be a violation of this section for a State to require a telecommunications carrier that seeks to provide telephone exchange service or exchange access in a service area served by a rural telephone company to meet the requirements in [section 214\(e\)\(1\)](#) of this title for designation as an eligible telecommunications carrier for that area before being permitted to provide such service. This subsection shall not apply--

(1) to a service area served by a rural telephone company that has obtained an exemption, suspension, or modification of [section 251\(c\)\(4\)](#) of this title that effectively prevents a competitor from meeting the requirements of [section 214\(e\)\(1\)](#) of this title; and

(2) to a provider of commercial mobile services.

CREDIT(S)

(June 19, 1934, c. 652, Title II, § 253, as added [Pub.L. 104-104, Title I, § 101\(a\)](#), Feb. 8, 1996, 110 Stat. 70.)

47 U.S.C.A. § 253, 47 USCA § 253

Current through P.L. 114-61 (excluding P.L. 114-52, 114-54, 114-59, and 114-60) approved 10-7-2015

Application for a Raffles License

Application No. RA
 Identification No. 460-3-35100

Submit four (4) copies of this application to the Municipal Clerk's office in the municipality where the games will be conducted.

Please print clearly.

Name of municipality: South Amboy

Part A - General

1. Name of applying organization: St. Mary Parish Altar Auxiliary
- 2a. Street address of headquarters: 256 Augusta Street South Amboy N.J. 08879
- b. Mailing address (if different): _____
3. A license is requested to conduct raffles of the kind stated on the date, or on each of the dates, and during the hours listed (use a separate application for each type of raffle).

Date	Hours	Date	Hours
<u>Oct 15th 2017</u>	<u>1 p.m.</u>	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

- 4a. Address of place where raffles will be played: 256 Augusta Street
South Amboy N.J. 08879
- b. Does the applicant own the premises or regularly occupy them for its general purposes? Yes No
5. If raffles equipment is to be rented, attach a statement by the raffles equipment lessor to this application on Form 13.

Part B - Schedule of Expenses

The items of expense intended to be incurred or paid in connection with the games listed in this application, the names and addresses of the persons to whom each item is to be paid, and the purpose for which each item is to be paid, are:

Item of Expense	Name and address of supplier	Purpose
<u>Ticket Printing</u>	<u>Morgan Printing</u> <u>South Pine Ave South Amboy</u> <u>N.J. 08879</u>	<u>Selling of</u> <u>tickets</u>
<u>City of South Amboy</u>	<u>South Amboy City Hall</u> <u>North Broadway South Amboy</u> <u>N.J. 08879</u>	<u>permission</u> <u>license</u>
<u>State of N.J.</u>	_____	<u>permission</u> <u>license</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Part E - Officers of Applicant

(1) Office President Name of officer Pastor Dennis R. Wezorak Age 21+

Residence address 256 Augusta ST. South Amboy NJ Telephone No. (include area code)
 Day (732) 721-0179 Evening (732) 721-0179

(2) Office Secretary Name of officer Angela Holovacko Age 61

Residence address 508 David ST South Amboy NJ Telephone No. (include area code)
 Day (732) 501-5133 Evening (732) 721-9375

(3) Office Accountant Name of officer Maria Holovacko Age 21+

Residence address 78 Luke St. South Amboy NJ Telephone No. (include area code)
 Day (732) 501-4256 Evening (732) 501-4256

(4) Office _____ Name of officer _____ Age _____

Residence address _____ Telephone No. (include area code)
 Day _____ Evening _____

Part F - Members of Applicant who will be in charge of the games

Name of member in charge	Residence address	Telephone No. (include area code) Day / Evening	Age
<u>Dennis R. Wezorak</u>	<u>256 Augusta St. South Amboy</u>	<u>(732) 721-0179 / (732) 721-0179</u>	<u>21+</u>
<u>Angela Holovacko</u>	<u>508 David St. South Amboy</u>	<u>(732) 501-5133 / (732) 721-9375</u>	<u>61</u>
<u>Maria Holovacko</u>	<u>78 Luke ST. South Amboy</u>	<u>(732) 501-4256 / (732) 501-4256</u>	<u>21+</u>

Part G - Members of Applicant who will assist in conducting the games

Name of member	Residence address	Age
<u>Dennis R. Wezorak</u>	<u>256 Augusta St. South Amboy n.j</u>	<u>21+</u>
<u>Angela Holovacko</u>	<u>508 David ST. South Amboy NJ</u>	<u>61</u>

Part H - Names of other organizations whose members will assist in conducting the games

Name and address of organization	How related	Identification No.
_____	_____	_____
_____	_____	_____
_____	_____	_____

If more space is needed in any section of this application, insert extra sheets of paper.

Part I - Statement of Applicant and member(s) in charge

State of New Jersey

County of Middlesex

} ss.

We do hereby each make the following statement, under oath, with respect to the foregoing application:

1. The applicant (is) (is not) limited in its activities to the furtherance of one or more authorized purposes as defined in the Raffles Licensing Law.
2. Prior to the issuance of any license to it to conduct games of chance, the applicant was actively engaged in serving one or more "authorized purposes."
3. The applicant has received and used, and in good faith expects to continue to receive and use, to further one or more authorized purposes, funds from sources other than games of chance.
4. The conduct of the games on the occasion or occasions for which this application is made will be to raise and devote the entire net proceeds to the authorized purpose described in the application.
5. For each occasion for which a license is sought, one or more of the members listed who are familiar with the Raffles Licensing Law and the Rules and Regulations, will be in full charge of, and primarily responsible for, the conduct of the games.
6. No commission, salary, compensation, reward or recompense will be paid to any person for holding, operating or conducting or assisting in the holding, operation or conducting, of the games, except to bookkeepers or accountants for professional services not exceeding the amounts fixed by the Schedule of Fees, as well as the compensation for the Licensed Compensated Workers pursuant to N.J.A.C. 13:47-6A. No prize may be offered and given in cash, except as otherwise provided by the Raffles Licensing Law (N.J.S.A. 5:8-50 et seq.). If a cash prize under certain circumstances is permitted by the law, the amount of the cash prize may not exceed the limits prescribed by the Raffles Licensing Law.
7. All statements in the foregoing application are true.

Sworn and subscribed to before me this

6 day of June, 2017.

Roxanne Keegan

Notary Public (Print name)

Roxanne Keegan

Signature of Notary Public

ROXANNE KEEGAN
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires June 21, 2021

AFFIX SEAL HERE

[Signature] DAVID

Signature of Officer and Title

[Signature]

Signature of Member-in-Charge

Signature of Member-in-Charge

Signature of Member-in-Charge

Signature of Member-in-Charge

If more space is needed in any section of this application, insert extra sheets of paper.

Applicant's registration slip from the *Legalized Games of Chance Control Commission* must be presented to the Municipal Clerk with this application.

Sample ticket
off premises Merchandise Raffle

name _____
address _____
city _____ state _____ zip code _____
telephone number _____

MUNICIPAL RL # _____
NIGCC ID # _____

MUNICIPAL RL # _____
NIGCC ID # _____
ST. MARY RC CHURCH OF SOUTH AMBOY
CASH RAFFLE

This is a cash raffle and the winners will divide 50% of the amount received for all tickets or rights to participate as follows:

- 1st Prize: 50%
- 2nd Prize: 25%
- 3rd Prize: 12%
- 4th Prize: 8%
- 5th Prize: 5%

St. Pat's Hall, Church St. & Stevens Ave.
South Amboy, NJ 08879

Drawing Sunday, OCT 15th 2017 1 pm

The entire proceeds will be devoted to the Parish Fund.
"No substitution of the offered prize may be made."

001 - 5000

\$5.00

001 - 5000

Pursuant to N.J.S.A. 5:8-6, a Legalized Games of Chance Control Commission Registration is hereby issued to:
Effective date: 02/03/2017 Expiration date: 02/03/2019

Registration Identification: 460-3-35100

St Mary Parish Altar Auxiliary
256 AUGUSTA ST
SOUTH AMBOY, NJ 08879



New Jersey Office of the Attorney General
Division of Consumer Affairs
Legalized Games of Chance Control Commission
Registration

Name of organization on application and license must be the same as it appears on this registration.
This Registration Certificate may only be utilized by the above-named organization.

Mail to: ST MARY PARISH ALTAR AUXILIARY
256 AUGUSTA ST
SOUTH AMBOY, NJ 08879
Attn:


Edward F. Barrett, Secretary
Legalized Games of Chance Control Commission

Pursuant to N.J.S.A. 5:8-6, a Legalized Games of Chance Control Commission Registration is hereby issued to:

Effective date: 02/03/2017

Expiration date: 02/03/2019

Registration identification: 460-3-35100

St Mary Parish Altar Auxiliary
256 AUGUSTA ST
SOUTH AMBOY, NJ 08879



New Jersey Office of the Attorney General
Division of Consumer Affairs
Legalized Games of Chance Control Commission
Registration

Name of organization on application and license must be the same as it appears on this registration.
This Registration Certificate may only be utilized by the above-named organization.

Mail to: ST MARY PARISH ALTAR AUXILIARY
256 AUGUSTA ST
SOUTH AMBOY, NJ 08879
Attn:

Edward F. Barrett, Secretary
Legalized Games of Chance Control Commission

Troop 91



South Amboy

NEW JERSEY

BOY SCOUTS OF AMERICA

June 1, 2017

City of South Amboy Council
140 North Broadway
South Amboy, NJ 08879

Gentlemen:

Scout Erik Kuhn, a resident of South Amboy, NJ, will be receiving his Eagle Scout award at a Court of Honor scheduled to be held during our Summer Encampment on Sunday, July 16, 2017.

As you know, the Eagle Scout award is the highest achievement in Scouting and one that requires a substantial effort and level of expertise to obtain. A very small percentage of Boy Scouts actually achieve this award, and those that do almost always go on to be outstanding citizens of our great country. Erik has been a very active and dedicated member of our troop for seven years; and as one of the oldest Boy Scout Troops in the country, Troop 91 of South Amboy, NJ is proud to add him to our long list of Eagle Scouts.

By means of this letter, I am requesting that you please take the time to send Erik a letter of congratulation, which will be read publicly at his Court of Honor. As he has worked very hard for this award and is justly proud of his achievement, I am sure that your acknowledgement of the occasion will mean a lot to not only Erik and his family, but to all that are present at the ceremony.

Kindly address your response to Erik Kuhn and forward it to me at the address listed below. I will make certain that it is given its proper place in the ceremony. Hopefully, your response will arrive in time to be part of the day's festivities.

Yours in Scouting,

A handwritten signature in blue ink that reads "Brian C. Dowling". The signature is written in a cursive style.

Brian C. Dowling
Troop Committee Chairman
Troop 91, B.S.A.
3 Strek Drive
Parlin, NJ 08859

WHEREAS, Joseph Przybylski, a resident of South Amboy, New Jersey, is a member of Boy Scout Troop #95, of South Amboy, New Jersey; and

WHEREAS, Joseph Przybylski will be receiving his Eagle Scout award at the Court of Honor on January 12, 2017; and

WHEREAS, the Eagle Scout award is the highest achievement in Scouting that requires a substantial effort and level of expertise to obtain; and

WHEREAS, Joseph Przybylski was required to originate, plan and implement a service project that benefited his church, town other non-profit organization; and

WHEREAS, Joseph Przybylski, planned, organized and led his peers to complete sixteen bird houses which were used as an educational tool at Kiddie Camp, an organization provides enrichment activities for children in Middlesex County. Three unique styles of bird houses were created to attract a variety of bird species. In addition, Joseph Przybylski created a reference book for the children depicting the various species of bird, their nesting routine, food they eat and the area they favor.

WHEREAS, Joseph Przybylski has been a very active and dedicated member of Boy Scout Troop #91 for eight years; and

WHEREAS, Joseph Przybylski, in striving for and attaining this goal, has set a fine example for other young people.

NOW, THEREFORE, I, Fred A. Henry, Mayor of the City of South Amboy, do hereby congratulate Joseph Przybylski on obtaining the Boy Scouts of

America's highest honor, the Eagle Scout Award and wish him continued success and happiness in his future endeavors.

DATED: JUNE 5, 2017

FRED A. HENRY
Mayor

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION # -2017

**RESOLUTION PROVIDING FOR THE INSERTION
OF A SPECIAL ITEM OF REVENUE IN THE BUDGET
PURSUANT TO N.J.S.A. 40A:4-87 (CH. 159, P.L. 148) –
PUBLIC AND PRIVATE REVENUES OFFSET BY
APPROPRIATIONS**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue to the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the City of South Amboy has received a Clean Communities Grant in the amount of \$15,604.07; and

WHEREAS, the City wishes to direct this amount toward the purposes as allowed under the program; and

WHEREAS, the City wishes to include this amount in the 2017 budget as a revenue and appropriation;

NOW, THEREFORE, BE, AND IT IS, HEREBY, RESOLVED by the Council of the City of South Amboy, County of Middlesex, State of New Jersey, that permission be requested of the Director of the Division of Local Government Services to approve the insertion of \$15,604.07 as a special item of revenue which is available as a revenue from the State of New Jersey.

BE IT FURTHER RESOLVED that a like sum of \$15,604.07 be and the same is hereby appropriated under the caption of:

Clean Communities Grant

MICHAEL GROSS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 21, 2017.

LAURA KEMBLE
Acting Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
DATO						
McLAUGHLIN						
NOBLE						
REILLY						
GROSS						

RESOLUTION # -2017

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO
EXTEND THE THIRD QUARTER 2017 DUE DATE**

WHEREAS, the certified tax rate was not received in time to meet the statutory mailing and due dates, the third quarter 2017 which is usually due August 1st, will be extended twenty-five days from the date of mailing to meet the statutory requirements as per N.J.S.A. 54:4-66.3d; and

WHEREAS, the governing body hereby establishes an extension of the due date for taxes due third quarter 2017; and

WHEREAS, upon passage of this resolution the due date for the third quarter taxes will be extended to twenty five days from the date of the mailing after which time interest will accrue from August 1, 2013; and

NOW THEREFORE BE IT RESOLVED, the Mayor and City Council of the City of South Amboy authorize the Tax Collector to extend the third quarter due date and charge interest in accordance with normal delinquencies for payments received after the due date.

MICHAEL GROSS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 21, 2017.

LAURA KEMBLE
Acting Municipal Clerk

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
DATE						
McLAUGHLIN						
LOBE						
EILLY						
GROSS						

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #XXX-2017

**RESOLUTION INCREASING STATE CONTRACT #A42075 FOR
AUTOMOTIVE PARTS AND SUPPLIES**

WHEREAS, The City of South Amboy City Council adopted Resolution No. 84-2017, approving the purchase of automotive parts and supplies from, Mid-Atlantic Truck Centre, Inc. 525 Linden Avenue West, Linden, NJ 07036, through State Contract #A42075; and

WHEREAS, the resolution sets the amount of the purchases not to exceed \$12,000.00 without prior authorization of the City; and

WHEREAS, the demand for the purchase of automotive parts and supplies necessary from Mid-Atlantic Truck Centre is increased in the amount of \$12,000.00;

WHEREAS, the Finance Director has determined that sufficient funds are available for this contract, in the amount not to exceed a total of \$24,000.00 for the year 2017; and

WHEREAS, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A:11-12, of the Local Public Contracts Law;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of South Amboy, County of Middlesex, State of New Jersey, that Resolution No. 84-2017 is hereby amended to increase the maximum amount to be paid for automotive parts and supplies under State Contract #A42075 to \$24,000.00.

MICHAEL GROSS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 21, 2017.

LAURA KEMBLE
Acting Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
DATO						
NOBLE						
MCLAUGHLIN						
REILLY						
GROSS						



City of South Amboy

140 North Broadway • South Amboy, New Jersey 08879

Phone: (732) 727-4600 Fax: (732) 727-6139

CERTIFICATION OF AVAILABILITY OF FUNDS

Date	6/21/2017
Reso #	<u>- 2017</u>
Amending	Reso 84-2017
Contract#	17-00011

I hereby certify that sufficient funds are available for the following:

TO: Mid-Atlantic Truck Centre, Inc

For: Automotive parts and supplies

Amount: to increase in the amount of
\$12,000.00

Funds for certification are, therefore, being made available and certified against the following appropriation:

Account #(s)	To Be Certified against the final adoption of the 2017 Budget
	7-01-26-315-100 Vehicle Maintenance : Maintenance of Motor Vehicles

Angel Albanese
Chief Financial Officer

CENTER STATE ENGINEERING

481 Spotswood Englishtown Road, Monroe Township, New Jersey 08831
T 732.605.9440 F 732.605.9444

*cc: L. Kemble
K. Manion*

May 22, 2017

Camille Tooker, Business Administrator
City of South Amboy
140 N. Broadway
South Amboy, NJ 08879



RE: Pump Station Emergency Repairs
Raritan Street, South Amboy, NJ
CSE# SA17-016-02
Recommendation of Payment

Dear Ms. Tooker:

Attached, please find invoice #1096392 in the amount of \$4,798.00, and invoice #1096391 in the amount of \$4,910.00, both from Pumping Services, Inc. for work associated with emergency repairs at the Raritan Street pump station, previously authorized by the City Council. This office, along with the Department of Public works, has inspected this work and found it to be satisfactory. Consequently, we recommend payment in the amount of **\$9,708.00** be made to Pumping Service Inc.

Should you have any questions, feel free to contact this office.

Sincerely,



Mark J. Rasimowicz, PE, PP, CME
City Engineer

MJR/dh

Cc: Angel Albanese, CFO (w/ originals)
Laura Kemble, City Clerk (w/ encls)
Kristal Manion (w/ encls)

*Approved
CST*

CENTER  STATE
ENGINEERING

481 Spotswood Englishtown Road, Monroe Township, New Jersey 08831
T 732.605.9440 F 732.605.9444

cc: L. Kemble



April 12, 2017

Camille Tooker, Business Administrator
City of South Amboy
140 N. Broadway
South Amboy, NJ 08879

RE: Pump Station Emergency Repairs
Raritan Street, South Pine Avenue, Louisa Street
South Amboy, NJ
CSE# SA17-016-02

Dear Ms. Tooker:

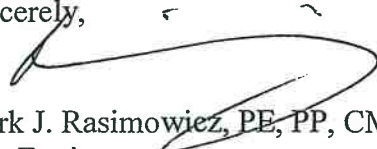
Recently, Pumping Services, Inc. responded to a call at the above noted pump station locations. Based on the inspection, it has been determined that an emergency situation at each of the 3 pump stations has developed, and that they require immediate repair, including pump replacements.

This incident requires an emergency repair as it is an emergency condition affecting the public's health, safety and welfare, pursuant to the provisions of NJSA 40A:11-6 and NJAC 5:34-6.1.

It should also be noted that a portion of the repairs will require the City to provide traffic protection.

If you have any questions, please do not hesitate to call me.

Sincerely,



Mark J. Rasimowicz, PE, PP, CME
City Engineer

Cc: Leonard Moffa, Director South Amboy Public Works
Angel Albanese, CPA

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #XXX-2017

WHEREAS, pursuant to P.L. 1975 C. 127, every Public Agency shall designate an official or staff person to act as liaison and to serve as a Public Agency Compliance Officer (P.A.C.O);

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Council of the City of South Amboy, County of Middlesex, New Jersey, that Kristal Manion, Keyboard Clerk 2 is hereby appointed the Public Agency Compliance Officer for the City of South Amboy for the period June 1, 2017 through December 31, 2017, fulfilling the unexpired term of Camille Tooker, Business Administrator;

BE IT FURTHER RESOLVED, that the Municipal Clerk is directed to forward a certified copy of this Resolution to the Department of the Treasury, Affirmative Action Office, P.O. Box 209, Trenton, New Jersey 08625-0209.

Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 21, 2017.

LAURA KEMBLE
Acting Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
DATO						
MCLAUGHLIN						
NOBLE						
REILLY						
GROSS						

CENTER STATE ENGINEERING

481 Spotswood Englishtown Road, Monroe Township, New Jersey 08831

T 732.605.9440 F 732.605.9444

June 7, 2017

Stacey Kennedy, Business Administrator
City of South Amboy
140 N. Broadway
South Amboy, NJ 08879

RE: Emergency Response
Prospect & Bordentown, Sewer Repairs
CSE# SA17-016-03
Recommendation of Payment

Dear Ms. Kennedy:

In May of this year, this office was notified by the Department of Public Works that the sanitary sewer main at the above location was compromised. We responded, and upon investigation, it was determined that a section of the sanitary sewer main was extremely deteriorated and on the verge of collapse. Additionally, the manhole at this location was in poor condition, and was no longer required.

This incident required an emergency repair as it was an emergency condition affecting the public's health, safety and welfare. Pursuant to the provisions of NJSA 40A:11-6 and NJAC 5:34-6.1, the emergency repair was contracted to B & W Construction Co of NJ, Inc. to immediately respond and replace the section of compromised sanitary sewer main and remove the manhole structure. Due to the emergency nature this repair required the immediate performance of services and pursuant to the provisions of NJSA 40A:11-6 and NJAC 5:34-6.1 the work was authorized.

Attached please find the invoice from B & W Construction Co of NJ, Inc. for the replacement of the section of broken sanitary sewer main and removal of the manhole structure at Prospect Street and Bordentown Avenue on May 23rd and May 24th of this year. The work performed has been completed and inspected by both the Public Works department and this office. It is the recommendation of this office that the attached Invoice from B & W Construction Co of NJ, Inc. in the total amount of **\$35,037.50**, be paid. Also attached are the required certified payrolls from the contractor.

Please do not hesitate to contact this office should you require anything further.

Sincerely,



Mark J. Rasimowicz, PE, PP, CME
City Engineer

MJR/dh

Cc: Angel Albanese, CFO (w/ originals)
Laura Kemble, City Clerk (w/ encls)
Kristal Manion (w/ encls)
Leonard Moffa, CPWM, DPW (w/o encls)

Laura Kemble

From: Thomas Reilly <thomas.reilly@co.middlesex.nj.us>
Sent: Wednesday, May 24, 2017 9:41 AM
To: Laura Kemble
Subject: RE: Reso for Skeets

THANK YOU

From: Laura Kemble [mailto:kemblel@southamboynj.gov]
Sent: Wednesday, May 24, 2017 9:35 AM
To: Thomas Reilly
Subject: RE: Reso for Skeets

Ok, no problem. Yes, June 21.

From: Thomas Reilly [mailto:thomas.reilly@co.middlesex.nj.us]
Sent: Wednesday, May 24, 2017 9:12 AM
To: Laura Kemble <kemblel@southamboynj.gov>
Subject: RE: Reso for Skeets

Council meeting would be great. His sons want to attend. That meeting would be June 21, correct?

From: Laura Kemble [mailto:kemblel@southamboynj.gov]
Sent: Wednesday, May 24, 2017 9:10 AM
To: Thomas Reilly
Subject: RE: Reso for Skeets

Perfect, thank you so much. Do you want to pass this at the Business Meeting or the Council Meeting, I know you were waiting to see if his son wanted to attend. Please advise.

Thanks,
Laura

From: Thomas Reilly [mailto:thomas.reilly@co.middlesex.nj.us]
Sent: Wednesday, May 24, 2017 9:09 AM
To: Laura Kemble <kemblel@southamboynj.gov>
Subject: RE: Reso for Skeets

Laura

Here is the write-up for Skeets. You should be receiving one from Mickey for Pat Walsh.

STAR ATHLETE IN BOTH BASKETBALL AND BASEBALL FOR Hoffman high school
Played minor league baseball
Signature voice on all calls while umpiring.
Officiated for 61 years in baseball and basketball.
Mentored many young athletes in South Amboy
Highly respected umpire by the men who played softball in South Amboy

From: Laura Kemble [<mailto:kemblel@southamboynti.gov>]

Sent: Wednesday, May 17, 2017 9:15 AM

To: Thomas Reilly

Subject: Reso for Skeets

Tom,

Just give me the basic information about Mr. Skarzynski and I will expand if needed.

Thanks,

Laura

Click [here](#) to report this email as spam.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #45-2017

**CITY COUNCIL REPRESENTATIVE TO
SUSTAINABLE NEW JERSEY- GREEN TEAM**

BE IT RESOLVED, by the City Council of the City of South Amboy, Middlesex County, New Jersey that Michael Gross is hereby designated as the Representative of the South Amboy City Council on the Sustainable New Jersey- Green Team.

BE IT FURTHER RESOLVED, that the City Clerk of the City of South Amboy shall forward a certified copy of this Resolution to the Middlesex County Department of Housing & Community Development.



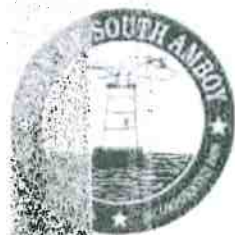
MICHAEL GROSS
Council President

I certify the foregoing to be a true copy of a resolution adopted by the South Amboy City Council at a meeting held on February 15, 2017.



LAURA KEMBLE
Acting Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
DATO			/		/	
McLAUGHLIN		/	/			
NOBLE			/			
REILLY	/		/			
GROSS			/			



CITY OF SOUTH AMBOY

(732)727-4600 140 NORTH BROADWAY SOUTH AMBOY, NJ 08879-1647

LANZA, Esq.
ATTORNEY AT LAW

MEMO
PERSONAL & CONFIDENTIAL

Reply to:
P O Box 2520
5 Main Street
Flemington, NJ 08822
(908) 782-2600
rlanza@rlanzasandlanza.com

MAYOR FRED HENRY; COUNCIL PRESIDENT MICHAEL GROSS AND
MEMBERS OF THE SOUTH AMBOY CITY COUNCIL

FROM: JOHN R. LANZA, ESQUIRE 

RE: THE HISTORIC PRESERVATION ORDINANCE OF THE CITY OF SOUTH
AMBOY

DATE: June 6, 2017

I reviewed the proposed draft 2 of the Historic Preservation Ordinance of the City of South Amboy and present my comments.

With respect to our form of government, the Mayor should be included as participant in the following provisions:

Responsibilities and Duties; Local Register of Historic Places and Historic District Criteria; Designation of buildings, structures, objects, sites and districts as historic - "Procedures for designation" and referral to Planning Board" and Standards for review.

Pursuant to N.J.S.A. 40:55D-107(c) the Mayor, or, if so specified by ordinance, the chairman of the Planning Board shall appoint all members to the Historic Preservation Commission.

With respect to Compensation of experts and other staff, I recommend that the Commission appoint its own counsel, at the rate of compensation determined by the Mayor with the approval of the governing body.

I trust that you find these comments helpful in your efforts to enact a Historic Preservation Ordinance in the City of South Amboy.

Please note that the ordinance, once finalized, must be referred to the South Amboy Land Use Commission for review and comment pursuant to N.J.S.A. 40:55D-26a.

Thank you for the proposed resolution.

If you have any questions or comments, please do not hesitate to contact me.

City of South Amboy
County of Middlesex

RESOLUTION NO.

**RESOLUTION REFERRING THE HISTORIC PRESERVATION
ORDINANCE TO THE SOUTH AMBOY LAND USE BOARD,
PURSUANT TO N.J.S.A. 40:55D-26A.**

WHEREAS, the City of South Amboy pursuant to the South Amboy City Code, Chapter 53, established development and zoning regulations within the City of South Amboy; and,

WHEREAS, the Governing Body of the City of South Amboy deems it to be in the interest of the public health, safety and welfare to enact the Historic Preservation Ordinance of the City of South Amboy;

NOW, THEREFORE, BE, AND, IT IS HEREBY RESOLVED by the Council of the City of South Amboy, County of Middlesex, New Jersey, as follows:

1. The Historic Preservation Ordinance of the City of South Amboy is hereby referred to the South Amboy Land Use Board, pursuant to N.J.S.A. 40:55D-26a. Its review and, within 35 days after referral, its report, as to proposed and/or recommended development regulations, revisions or amendments which are inconsistent with the Master Plan and recommendations concerning these inconsistencies and any other matters the Board deems appropriate.

2. The City Clerk shall forthwith submit a certified copy of this Resolution a copy of the proposed Ordinance to the South Amboy Land Use Board.

MICHAEL, Council President

I certify the foregoing to be a true copy of the Resolution adopted by the South Amboy City Council at a meeting held on

LAURA KEMBLE, Municipal Clerk

§ Title.

This article shall be known by and may be referred to by the title of the "**Historic Preservation Ordinance of the City of South Amboy.**"

§ Purpose.

The provisions of this article are intended to effect and accomplish the protection, enhancement and perpetuation of especially noteworthy examples or elements of the City's environment in order to:

- Safeguard the heritage of South Amboy by preserving resources within the City which reflect elements of its cultural, social, economic and architectural history.
- Encourage the continued use of historic and/or noteworthy buildings, structures, objects and sites and to facilitate their appropriate reuse.
- Maintain and develop an appropriate and harmonious setting for the historic and architecturally significant buildings, structures, sites and districts within the City.
- Stabilize and improve property values within the City.
- Foster civic pride in the history and architecture of the City.
- Encourage proper maintenance of and reinvestment in buildings and structures within the City.
- Provide guidance on alteration of historic buildings and sites to ensure compatibility with the existing built environment and the Master Plan of the City.
- Discourage the unnecessary demolition or other destruction of historic resources.
- Further the public's knowledge of the history and development of the City as well as its appreciation of the City's historic sites.
- Enhance the visual and aesthetic character, diversity, continuity and interest in the City and its neighborhoods.
- Encourage beautification and private investment in the City.
- Promote the economic welfare of the City through the preservation of its historic sites and landscapes.

§ Powers and Duties.

The Historic Preservation Commission shall:

- Survey buildings, structures, objects, sites and districts located within the City and to research and evaluate them for their significance in accordance with the criteria established as set forth in this article. Compile an inventory of properties of historic, archaeological or architectural significance.

▪

Establish an Official Local Register of Historic Places and transmit such information to the New Jersey Office of Historic Preservation for possible inclusion on the State and National Registers of Historic Places.

Coordinate local preservation activities and act as spokesman for the City in dealing with state and federal agencies on matters affecting the Township's historic resources.

Advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which, in its judgment, it deems necessary for its purpose, within the limits of funds appropriated to the Commission.

Recommend to the Planning Board, from time to time, plans and programs for inclusion in the Master Plan of the Township for development and use of such historic places.

- Make recommendations to the Planning Board and the City Council in the preparation and periodic updating of the historic preservation element of the Master Plan for the City, including but not limited to the addition or deletion of historic sites and districts identified in the City's Master Plan.

▪

Propose to the City Council those buildings, structures, objects, sites and districts located within the City which it has found to be worthy of landmark designation and hence should be subject to the provisions and of this article. Actual nomination to, a finding of eligibility for or listing on the National or State Register of Historic Places is not necessary for the provisions of this article to take effect once a property has been designated as significant by the Commission.

- Advise and assist City officers, employees, boards and other bodies, including those at the county, state and federal levels, on all matters which have potential impact on the historic buildings, structures, objects, sites or districts in the City or on the physical character and ambience of any portion of the City or region.

- Advise the City Council and the Planning Board on the relative merits of proposals involving the use of public funds to restore, preserve and protect historic buildings, structures, objects and sites, including the preparation of the long-range plans therefor; to secure state, federal and/or other grants or assistance in support of such projects; and to monitor such projects once underway.

- Approve or disapprove applications for certificates of appropriateness pursuant to the provisions of this article.
- Increase public awareness of the value of historic, architectural and cultural preservation by developing and participating in public information programs.
- Cooperate with local, county, state or national historical societies, governmental bodies and organizations to maximize the contributions of the Commission in accordance with the intent and purposes of historic preservation.
- Make information available to residents of historic buildings or districts concerning guidelines for rehabilitation and design criteria for new construction established under this article.
- Seek any benefits which may be granted under the National Historic Preservation Act, as amended, or any other state or federal legislation, including but not limited to the benefits which flow to communities under the certified local government program with regard to training, grant funding and technical assistance; and, in furtherance thereof, to take any steps necessary to assist the City of South Amboy in the preparation and submission of any documents needed for certification of the City as a certified local government under said National Historic Preservation Act.
- Keep records of the meetings and activities of the Commission and make an annual report to the Council.
- Do such other acts and things as are reasonably related to and designed to carry out the purposes and objectives of the Commission.
- Acquisition of historic places.
Subject to the prior approval of the Planning Board and Council, the Historic Preservation Commission may acquire property, real and personal, in the name of the City, by gift, pledges, grants, bequests, devices or lease, for any of the purposes of the Commission, and it shall administer the same for such purposes, subject to the terms of such conveyance or gift. The interest so acquired may be the fee or any lesser interest, development right, easement, including conservation easement, covenant or other contractual right, including a conveyance on conditions or with limitations or reversions, as may be necessary to acquire, maintain, improve, protect, limit the future use of or otherwise conserve and properly utilize historic places and other land and water areas in the Township.
- Nominate buildings, structures, objects, sites and districts for inclusion in the local, National and/or the State of New Jersey Register of Historic Places.

§ Local Register of Historic Places and Historic District Criteria.

From time to time, the Commission shall recommend to the City Council the inclusion of historic places on an Official Local Register of Historic Places. Upon such historic designation by action of the City Council, no major alterations or additions which are deemed to materially change the characteristics of the historic place shall be undertaken nor approved by any local official of the Township and no demolition of said historic place shall occur until prior approval has been obtained from the Historic Preservation Commission.

§ Criteria for designation as a Local Register of Historic Places or Historic District.

The Commission shall consider as worthy of designation those buildings, structures, objects, sites and districts that have integrity of location, design, setting, materials, workmanship, feeling and association with events that have made a significant contribution to the broad patterns of our history, the lives of persons significant in our past, that embody distinctive characteristics of a type, period or method of construction, have yielded or may be likely to yield information important to history or are otherwise of particular historic significance to the City of South Amboy by reflecting or exemplifying the broad cultural, political, economic or social history of the nation, state, region or community.

Any improvement, landmark, structure, or district may be designated as Historic according to the provisions of this code based on the following criteria:

1. The structure has retained as integrity either in original workmanship, materials, design, setting or association
2. The structure is fifty (50) or more years old
3. And meets one or more of the following:

A) Historical importance.

The improvement, structure, landmark or district has character, interest or value as part of the development, heritage or cultural characteristic of the community, A is associated with events that have made a significant contribution to the broad pattern of our history, is associated with the lives of persons significant in our past, a exemplifies the cultural, political, economic, social or historic heritage of the community, or a may have yielded or may be likely to yield information on recorded history

B) Architectural importance.

The improvement, structure, landmark or district portrays the environment of a group of people in an area of history characterized by a distinctive architectural style, it embodies those distinguishing characteristics of an architectural type, period or method, A is the work of an architect or master builder whose individual work has influenced the development of a municipality or several municipalities, or it contains elements of architectural design, detail, materials or craftsmanship which represents a significant innovation. The structure has distinguishing

characteristics of an architectural style representative of a recognized historical or unique period or method of construction

C) Geographic importance.

The improvement, structure, landmark or district, because of being part of or related to a square, park or other distinctive area should be developed or preserved according to a plan based on historic, cultural or architectural motif, or due to as unique location or singular physical characteristics represents an established and familiar visual feature of the neighborhood, community or state.

Criteria for evaluating structures for historic significance and review of Local Certifications of Eligibility [COEs] will follow guidelines outlined in state certifications.

The National Register Criteria (from the National Historic Preservation Act of 1966, as amended) Criteria: The quality of significance in American history, architecture, archaeology, culture, and engineering is present in districts, sites, buildings, structures, and objects that possess integrity of location, design, setting, materials, workmanship, feeling and association, and; A. that are associated with events that have made a significant contribution to the broad patterns of our past; or B. that are associated with the lives of persons significant in our past; or C. that embody the distinctive characteristics of a type, period, or method of construction or that represent the work of a master; or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or D. that have yielded, or may be likely to yield, information important in prehistory or history.

§ Designation of buildings, structures, objects, sites and districts as historic.

Procedures for designation.

Proposals to designate a property as historic pursuant to this article may be made by the City Council, the Commission, the Planning Board or by the verified application of the owner(s) or authorized agent(s) of the individual property to be designated or, in the case of a proposed district, by the verified application of 10% of the owners of record or persons residing within the district or by verified application of any organization with a recognized interest in historic preservation, in accordance with the following procedures:

Nomination of proposals.

The party proposing property for designation under this section shall prepare and submit to the Commission a nomination report for each proposed property, site or district. For historic district designations, the report shall include a building-by-building inventory of all properties within the district, photographs of representative properties within the district, a property map of the district showing boundaries, and a physical description and statement of significance for the district. For individual landmark designations, the report shall include one or more photographs, the tax lot and block number of the property as designated on the Official Tax Map of the City and a physical description and statement of significance and proposed utilization of the site.

Notice.

The Commission shall schedule a public hearing on the proposed designation of a landmark or landmark district. At least 20 days prior to the hearing, the Commission shall, by personal service or certified mail:

(a) Notify the owner(s) of record of a property that has been proposed for designation or of property within a district that has been proposed for designation that the property is being considered for such designation and the reasons therefor.

(b) Advise the owner(s) of record of the significance and consequences of such designation and of the rights of the owner(s) of record to contest such designation under the provisions of this article.

(c) Notify the owner(s) of record of the date, time and location of the hearing concerning the proposed designation of the property.

(d) Serve any notices further required under the provisions of the Municipal Land Use Law.

Public notice of hearing.

Public notice of the hearing shall be given at least 20 days prior to the hearing by publication in the official newspaper of the City. A copy of the nomination report shall also be made available for public inspection in the Municipal Clerk's office at least 20 days prior to the hearing.

Hearing.

At a public hearing scheduled in accordance with this article, the Commission shall review the nomination report and accompanying documents. Interested persons shall be entitled to comment on the proposed nominations for designation. Those persons who intend to file a formal protest against a proposed designation must submit their protest, in writing, to the Commission in accordance with the provisions of that section of this article.

Protests.

A protest against landmark designation signed by the owners of record of 30% or more of the properties within a proposed landmark district or by the owner(s) of record of a proposed landmark may be filed with the Commission 10 days prior to the scheduled hearing date of the proposed designation before the Commission. Protests must be in writing, must contain the reason(s) for the protest and must bear the verified signatures of the owner(s) joining in such a protest.

Commission report.

Upon Commission review and public hearing, the Commission shall forward to the City Council its report, which shall contain a statement of its recommendations and the reasons therefor with regard to proposed designations considered at the hearing, including a list and map of properties approved for designation.

Referral to Planning Board.

The City Council shall refer the report to the Planning Board, which in turn shall report to the City Council as soon as possible, but within 60 days.

Final designation.

As soon as possible after its receipt of the report of the Planning Board or the expiration of the period allowed for Planning Board comment on designations, the City Council shall act upon the proposed designation list and map and may approve, reject or modify by ordinance the designation recommendations made by the Planning Board. In the event that the City Council votes to reject or modify any Planning Board recommendations for a proposed designation, the Council shall record in its minutes the reasons for not following such recommendation. All action taken by the Council on proposed designations shall become effective upon a favorable vote of a majority of its full authorized membership, except, in cases in which a protest has been filed, a proposed designation shall require a favorable vote of 2/3 of the members of the Council.

Public notice of designation.

Notice of designation shall be made public by publication in the official newspaper of the City and by distribution to all municipal agencies reviewing development applications and permits. A certificate or letter of designation shall be sent to the owner(s) of record.

Incorporation of designated landmarks into City records.

Upon adoption, the designation list and map shall be incorporated by reference into the Master Plan and Zoning Ordinance of the City as required by the provisions of the Municipal Land Use Law. Designated properties shall also be noted as such on the records for those properties maintained by the offices of the City Tax Assessor and the Municipal Clerk.

Amendments.

Landmark and landmark district designations may be amended in the same manner as they were adopted in accordance with the provisions of this article.

§ Certificates of appropriateness: actions requiring review.

Actions requiring review. A certificate of appropriateness (hereinafter "C/A") issued by the Commission shall be required before a permit is issued for any of the following or, in the event that no other type of permit is required, before any work can commence on any of the activities listed below in this subsection involving any landmark or any building, structure, site or object located within a landmark district. Work associated with a development application approved by the Planning Board is exempt from this requirement.

(1) Demolition

(2) Relocation

Actions *not* requiring review. A certificate of appropriateness is not required for:

(1) Changes to interiors.

(2) Changes not visible to the public other than relocation or demolition.

(3) Repair or exact replacement of any existing improvement, provided that the work does not alter the exterior appearance. The following activities are permitted as repairs:
Structural repairs which do not alter the exterior appearance.
Exterior or interior painting.

Emergency Repairs.

When a landmark or a building, structure, object or site located within a landmark district requires immediate repair to preserve its continued habitability and/or the health and safety of its occupants or others, emergency repairs may be performed in accordance with City codes without first obtaining a certificate of appropriateness. Under such circumstances, the repairs performed shall be only such as are necessary to protect the health and safety of its occupants or others and/or to maintain habitability. A request for the Commission's review shall be made simultaneously with the onset of emergency work, and no work in addition to the emergency repairs shall be performed on the structure until an appropriate request for approval is made and approval is obtained in accordance with the procedures set forth in this article. All work done under this section shall conform to the standards for rehabilitation.

Informal review of concept plan for proposed undertakings. At the request of applicants considering action that may require Commission review, the Commission shall grant an informal review of a concept plan for the proposed undertaking. Neither the applicant nor the Commission shall be bound by any informal review.

§ Minor applications.

Minor applications, as defined in this article, may be reviewed and approved by the Minor Application Subcommittee without holding a public hearing. The Minor Application Subcommittee shall be comprised of a designated member of the Historic Preservation Commission, the Planning Chairman and the Zoning Officer. If the Minor Application Subcommittee finds the application appropriate, the Subcommittee may act in place of the full Commission without the necessity of a public hearing and is authorized to issue a certificate of appropriateness to the Construction Official for said minor work. The Construction Official shall then authorize the applicant to proceed and issue any required permit associated therewith. If the Minor Application Subcommittee does not find the application appropriate, the application shall be scheduled for a public hearing before the full Commission.

§ Standards for review.

General criteria for review. In reviewing an application for its effect on a landmark or a building, structure, object or site located within a landmark district, the following criteria shall be used by the Commission, the Planning Board, the City Council and all other officials and agencies of the City responsible for the administration of this article. The criteria set forth in this subsection relate to all projects affecting landmarks and any buildings, structures, objects and sites located within landmark districts; and with regard to such proposed projects, the following factors shall be considered:

- The impact of the proposed change on the historic, architectural and/or cultural significance of the landmark or landmark district.
- The importance of the landmark or the building, structure, object or site to the nation, state, region or municipality and the extent to which its historic or architectural interest would be adversely affected to the detriment of the public interest.
- The use of any landmark or landmark district involved in the proposed change.
- The extent to which the proposed action would adversely affect the public's view from the street of a landmark or building, structure, object or site located within a landmark district.
- The impact the proposed change would have on the architectural or historic significance of the landmark or landmark district and the visual compatibility of the proposed change with adjacent buildings, structures, objects and sites in accordance with the requirements for design compatibility set forth.

§ Intent

It is the intent that the Planning Board shall encourage alterations or repairs to structures in the Historic Districts made in the spirit of their architectural style and that any additions will be made in such a manner as not to detract from a building's original appearance

§ Demolition.

The structures described in this Ordinance are valuable for the periods they represent and important to the neighborhood within which they exist. It is intended that demolition of these structures should be discouraged, as their loss will be a common loss to the township and the area. Moving of a structure within the Historic District as an alternative to its demolition is recommended if there is no other way to save the structure.

Applications for demolition or removal of buildings will be forwarded by the Construction Official who shall have a period of six (6) months within which to consult with the Historical Society of South Amboy, the New Jersey Department of Environmental Protection, Historic Sites Division, the League of Historic Societies or other similarly qualified organizations to ascertain how the township may preserve the building and/or the premises. The Planning Board is empowered to assist the owner in developing plans to preserve the structure when moving or demolition thereof would be a great loss to the township.

§ Relocation of historic buildings.

When it is necessary to move an historic building to another site within the Historic District, the Planning Board shall provide a site evaluation report. All applications receivable under this Code,

whether for site plan, subdivision approvals or variance approval, shall be submitted first to the Planning Board for as consideration

§ Findings; purpose.

The City Council finds and declares that many improvements, as herein defined, having special character or a special historical or aesthetic interest or value and many improvements representing the finest architectural products of distinct periods in the history of the city have been uprooted, notwithstanding the feasibility of preserving and continuing the use of such improvements and without adequate consideration of the irreplaceable loss to the people of the city and its visitors of the aesthetic, cultural and historical values represented by such improvements. The City Council also finds and declares that the quality of life in South Amboy cannot be maintained or enhanced by disregarding the historical and architectural heritage of the city and by countenancing the destruction of such cultural assets. The City Council further finds that the historic heritage of the city is among its most valued and important educational, cultural and economic assets. The City Council therefor declares as a matter of public policy that the protection, enhancement, perpetuation and use of improvements of special character or aesthetic interest or value is a public necessity and is required in the interest of the health, prosperity, safety and welfare of the people. The City Council wishes to provide for the protection of historic districts, sites and structures within the city in order to:

- A. Protect and improve the quality of its environment through identification, recognition, conservation, maintenance and enhancement of districts, sites, structures, fixtures and open spaces which constitute or reflect distinctive features of the political, economic, social, cultural or architectural history of the city and its distinctive physical features.
- B. Safeguard the city's historic, aesthetic and cultural heritage as embodied and reflected in such districts, sites, structures, fixtures and open spaces.
- C. Foster appropriate use and wider public knowledge and appreciation of such features, districts, landmarks and open spaces.
- D. Foster a sense of community and a feeling of civic pride in the beauty and noble accomplishments of the past.
- E. Enhance the city's attractions to visitors and the support and stimulus to business and industry thereby provided.
- F. Make the city more attractive and encourage residents to remain in South Amboy as well as attract new residents.
- G. Strengthen the economy of South Amboy and stabilize and improve property values herein.
- H. Promote the use of landmarks for the education, pleasure and welfare of the people of South Amboy and its visitors.

J. Encourage private and public efforts in support of such purposes and, by furthering such purposes, promote the public welfare, strengthen the cultural and educational life of the city and make the city a more attractive and desirable place to live and work.

There is hereby established an Historic Preservation Commission, consisting of nine members, with the purpose being to develop and implement the official local historic preservation plan for the City of South Amboy.

§ Historic Preservation Commission.

Creation. There is hereby created the South Amboy City Historic Preservation Commission, whose members shall serve without compensation. The Commission shall be comprised of five regular members and two alternates.

Regular members. At least one member shall be appointed from each of the following classes, including no fewer than a total of three members from Classes A and B:

Class A: a person who is knowledgeable in building design and construction or architectural history and who may reside outside the City.

Class B: a person who has demonstrated a knowledge of or who has displayed an interest in local history and who may reside outside the City.

Class C: a person who is a citizen of the City, who holds no other municipal office, position or employment, and who professes an interest in local history and/or historic preservation.

Alternate members. Two alternate members shall also serve on the Commission. They must qualify as Class C members and shall be designated as "Alternate No. 1" or "Alternate No. 2" at the time of appointment. Alternate members may participate in all Commission discussions during proceedings but may not vote except in the absence or disqualification of a regular member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote. A vote shall not be delayed in order that a regular member may vote instead of an alternate member.

§ Appointment of Commission members; terms; vacancies.

The City Council shall appoint all members of the Commission and shall designate at the time of appointment the regular members by class and the alternate members as "Alternate No. 1" and "Alternate No. 2." The City Council shall appoint a full membership, including regular and alternate members, of the Commission within 60 days from the effective date of this article.

The terms of the members first appointed shall be so determined that, to the greatest practicable extent, the expiration of the terms shall be distributed, in the case of regular members, evenly over the first four years after their appointment and, in the case of alternate members, evenly over the first two years after their appointment, provided that the initial term of no regular member shall exceed four years and that the initial term of no alternate member shall exceed two years. Thereafter, the term of a regular member shall be four years, and the term of an alternate member shall be two years.

A vacancy occurring otherwise than by expiration of a term shall be filled within 60 days for the unexpired term only.

The presence of four members, which may include alternate members filling vacancies of regular members, at a meeting shall constitute a quorum.

A member of the Commission may, after a public hearing if he or she requests it, be removed for cause by a majority vote of the City Council.

§ Officers.

The officers of the Commission shall be as follows:

The Commission shall elect a Chairperson and Vice Chairperson from its members.

The Commission shall employ, designate or elect a person to serve as Secretary, who need not be a member of the Commission. The Secretary shall keep the minutes and records of all meetings and proceedings of the Commission, including voting records, attendance, resolutions, findings, determinations and decisions.

§ Commission rules and organization.

The Commission shall have the authority to adopt all rules and regulations necessary to carry out its functions under the provisions of this article, including but not limited to maintenance of records and procedures, subject to the following:

No Commission member shall be permitted to act on any matter in which he or she has, either directly or indirectly, any personal or financial interest, as herein defined.

The Commission shall establish a regular schedule of meetings monthly based on pending agenda items. Additional meetings may be called by the Chairperson or Vice Chairperson as required to fulfill its obligations under this article.

All Commission minutes and records shall be public records.

All rules and regulations adopted by the Commission shall be subject to the approval of the City Council.

§ Appropriations to fund; employment of experts and staff.

The City Council shall make provision in its budget and appropriate funds for the expenses of the Commission. The Commission may employ, contract for and fix the compensation of experts and other staff and services as it shall deem necessary. The Commission shall obtain its legal counsel from the Municipal Attorney at the rate of compensation determined by the City Council, unless the Council has, by appropriation, provided for separate legal counsel for the Commission. Expenditures pursuant to this subsection shall not exceed, exclusive of gifts or grants, the amount appropriated by the City Council for the Commission's use.

The City's Planning and Construction Officials shall provide such technical assistance as the Commission shall require.

§ Development in historic zoning districts or sites; informational copies of applications from Planning Board or Board of Adjustment.

The Planning Board shall refer to the Commission every application submitted to either Board for development in historic zoning districts or on historic sites designated on the Zoning or Official Map or identified in any component element of the Master Plan. The referral shall be made when the application for development is deemed complete or is scheduled for a hearing, whichever occurs sooner. Failure to refer the application as required shall not invalidate any hearing or proceeding. The Commission may provide its advice, which shall be conveyed through its delegated members or staff, who shall testify orally at the hearing and explain any written report which may have been submitted by the Commission regarding the application. The Commission shall make available to the applicant a copy of its written report concerning said application for development.

§ Municipal responsibility.

It shall be the duty of all municipal officials of the City of South Amboy reviewing all permit applications involving real property or improvements thereon to determine whether such application involves any activity which should also be the subject of an application for a permit and, if it should be, to inform the Secretary of the Commission, the administrative officer and the applicant of the same.

§ Compensation of members.

The Commission members shall serve without compensation but shall be reimbursed for expenses incurred in the performance of official business. The governing body shall make provision in its budget and appropriate funds for the expenses of the Commission.

§ Compensation of experts and other staff.

The Historic Preservation Commission may employ, contract for and fix the compensation of experts and other staff and services as it shall deem necessary. The Commission shall obtain its legal counsel from the Corporation Counsel at the rate of compensation determined by the governing body unless the governing body, by appropriation, provides for separate legal counsel for the Commission. Expenditures pursuant to this section shall not exceed, exclusive of gifts or grants, the amount appropriated by the governing body for the Commission's use.

§ Definitions.

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

ADDITION

An extension or increase in building size, floor area or height.

ADMINISTRATIVE OFFICER

The Construction Official.

ALTERATION

Any change in the exterior architectural features of any improvement or addition.

APPLICATION

A request to the Commission made pursuant to this article for the purposes of obtaining a certificate of appropriateness or other action by the Commission hereunder specified.

APPLICATION FOR DEVELOPMENT

The application form and all accompanying documents required by ordinance to the Planning Board for approval of a major or minor subdivision plat, site plan, planned development, conditional use, zoning variance or the direction of the issuance of a permit.

BUILDING

A combination of materials to form a construction adapted to permanent, temporary or continuous occupancy and having a roof.

CERTIFICATE OF APPROPRIATENESS (or C/A)

That document issued by the Historic Preservation Commission required before work commences on any landmark or any building, structure, site or object located within a landmark district.

COMMISSION

The Historic Preservation Commission established pursuant to the provisions of this article.

CONSTRUCTION OFFICIAL

The officer in charge of the granting of building or construction permits in the City.

DEMOLITION

The partial or total razing, dismantling or destruction, whether entirely or in significant part, of any building, structure, object or site. "Demolition" includes the removal of a building, structure or object from its site or the removal or destruction of the facade or surface.

DESIGNATED PROPERTY OR DISTRICT

An individual building, structure, site, object or district which has been designated as having historical, architectural, cultural, aesthetic or other significance pursuant to the provisions of this article.

DEVELOPMENT

The division of a parcel of land into two or more parcels; the construction, reconstruction, conversion, structural alteration, relocation or enlargement of any building or other structure or of 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 may be required pursuant to the Municipal Land Use Law.

HISTORIC

Having historical, architectural, cultural, aesthetic or other significance, as defined by the provisions of this article.

IMPROVEMENT

A building or other structure or any work constituting a man-made alteration of or addition to any site.

INTEGRITY

The authenticity of the historic identity of a building, structure, site, object or district evidenced by the survival of the physical characteristics that existed during its historic or prehistoric period.

INTERESTED PARTY

Any person whose right to use, acquire or enjoy property is affected by any action taken under this article or whose rights to use, acquire or enjoy property under this article or under any other law of this state or of the United States have been denied, violated or infringed by an action or a failure to act under this article.

INVENTORY

A list of historic properties determined to meet specified criteria of significance.

LANDMARK

Any real property, man-made structure, natural object or configuration or any portion or group of the foregoing of historical, architectural, cultural, scenic or archaeological significance.

LANDMARK DISTRICT or DISTRICT

One or more historic sites and intervening or surrounding property significantly affecting or affected by the quality and character of the historic site or sites.

MASTER PLAN

The Master Plan of the City of South Amboy, as amended from time to time, compiled pursuant to the Municipal Land Use Law.

MINOR APPLICATION

Any application for a certificate of appropriateness which:

A.

Does not involve demolition, relocation or removal of an historic landmark or a key or contributing resource in an historic district;

B.

Does not involve an addition to an historic landmark or a property in an historic district or new construction in an historic district;

C.

Is a request for approval of fences, signs, awnings, lighting, paving or streetscape work which, in the opinion of the Minor Application Subcommittee, will not substantially affect the characteristics of the historic landmark or the historic district; or

D.

Is a request for a field change for a certificate of appropriateness which has already been issued and which meets the criteria?

MUNICIPAL LAND USE LAW

The Municipal Land Use Law of the State of New Jersey, P.L. 1975, c. 291 (N.J.S.A. 40:55D-1 et seq.), as amended from time to time.

OBJECT

A material thing of functional, aesthetic, cultural, historic, scenic or scientific value that may be, by nature or design, movable, yet related to a specific setting or environment.

ORDINANCE

A legislative act of the governing body of a municipality adopted in accordance with statutory requirements as to notice, publicity and public hearing as required by law.

OWNER

Any person having a right, title or interest in any property so as to be legally entitled, upon obtaining such permits and other authorizations as may be required pursuant to law, to perform construction, alteration, removal, demolition or other work with respect to such property.

PERMIT

Any City approval for exterior work to be performed on any landmark or on any building, structure, object or site located within a landmark district, which exterior work will be subject to public view. Said permit shall include but not be limited to a building permit, a demolition permit or a permit to move, convert, relocate or remodel or to change the use or occupancy of any landmark or any building, structure, object or site located within a landmark district. "Permit" shall also include all exterior work to be performed on fences, signs, porches, railings, steps, lighting and sidewalks and any other work subject to public view which would alter the exterior appearance of landmarks or properties located within a landmark district or their sites.

REHABILITATION

Any repair or alteration that preserves significant historical or architectural features.

RESTORATION

The historically accurate repair or replacement of architectural features.

SITE

Any real property, whether public or private, with or without improvements, which is the location of a significant event or series of events, a prehistoric or historic occupation or activity, or a building, structure or object or any configuration, portion or group of the foregoing which has been designated by the Commission as having historical, archaeological, cultural, scenic or architectural significance pursuant to the provisions of this article.

STRUCTURE

A combination of materials to form a construction for occupancy, use or ornamentation, whether installed on, above or below the surface of a parcel of land.

SURVEY

The survey of buildings, structures, objects, sites and districts located within the City of South Amboy which is conducted by the Commission for the ascertainment of their historical, architectural, aesthetic, cultural or other significance pursuant to the provisions of this article.

VIEW or PUBLIC VIEW

The view by the public of a building, structure, object or site from any point on a street or walkway which is used as a public thoroughfare, either vehicular and/or pedestrian.

ALTERATIONS - Any material change in the exterior architectural features of any improvement less than demolition, removal or construction of any such improvement Any renovation of the interior of such improvement which has no appreciable effect upon the exterior architectural features of such improvement shall not be deemed an "alteration"

APPLICANT - Any person, persons, association, partnership or corporation, tenant or other person in charge as herein defined, who applies for approval from the Historic Preservation Commission in order to make any environmental change on property subject to the provisions of this Historic Preservation Code. Persons other than the fee owner need the owner's consent to apply

CONSTRUCTION OFFICIAL - The person charged with the administration of any building code or with the issuance of building or demolition permits in the township

EXTERIOR ARCHITECTURAL FEATURE - The architectural style, design, general arrangement and components of all outer surfaces of an improvement, as distinguished from the interior architectural features enclosed by said exterior surfaces, including but not limited to the kind, color and texture of the building material and type and style of all windows, doors, lights, signs, decorative elements and other fixtures appurtenant to such improvements

HISTORIC DISTRICT - A geographic area with clearly defined boundaries within the City of South Amboy including all improvements therein

HISTORIC PRESERVATION COMMISSION - The Historic Preservation Commission established by this ordinance

LANDMARK - A site or structure located outside the geographic boundaries of an Historic District Zone, but within the City of South Amboy meeting the criteria set forth in this code

MINOR EXTERIOR WORK - Any change in, addition to or removal from the parts, elements and materials comprising a structure where such change, addition or removal does not constitute a structural alteration and is of such nature that it may lawfully be accomplished without a building permit

OWNER - Any person or persons having title, in fee, to property which is an improvement, landmark, district or part of a district so as to be legally entitled, upon obtaining the required permits and approvals from the Construction Official of the locality having jurisdiction over building construction with respect to such property, to perform any construction, alteration, removal, demolition or other works to which such person seeks the recommendation of the

STRUCTURE - A combination of materials to form a construction for occupancy, use or ornamentation, whether installed on, above or below the surface of a parcel of land

The South Amboy Historic Preservation Commission

The commission shall be compromised of five regular members and two alternates.

Regular Members. At least one member shall be appointed from each of the following classes, including no fewer than a total of three members from Classes A and B.

Class A: a person who is knowledgeable in building design and construction or architectural history

Class B: a person who has demonstrated a knowledge of or who has displayed an interest in local history

Class C: a person who is a citizen of the city, who holds no other municipal office, position or employment and who professes an interest in local history and/or historic preservation.

Alternate Members: Two alternate members shall also serve on the Commission. They must qualify as Class C members and shall be designated as "Alternate No. 1" and "Alternate No. 2" at the time of appointment. Alternate members may participate in all Commission discussions during proceedings but may not vote except in the absence or disqualification of a regular member.

The Officers of the Commission shall be as follows:

The Commission shall elect a Chairperson and Vice Chairperson from its members.

Class A: _____ (Holly Hughes)

Class B: _____ (Joe Szaro)

Class C: _____

Alternate #1: _____

Alternate #2: _____

Laura Kemble

From: Camille Tooker
Sent: Tuesday, May 23, 2017 9:58 AM
To: Mickey Gross
Cc: Laura Kemble; John R. Lanza; Brian McLaughlin; Christine Noble; Thomas Reilly; Zusette Dato; Fred Henry; Stacey Kennedy
Subject: Re: State Policy Issues - Item B - 2% Interest Arbitration Cap to Expire At End of Year - see item b perhaps Council will wish to pass a resolution

I already had it on but thank you!! It is an important issue and we need to retain the cap.

Sent from my iPhone
Camille Tooker

On May 23, 2017, at 9:17 AM, Mickey Gross <mickey91257@gmail.com> wrote:

please put this on agenda for business meeting

----- Forwarded message -----

From: Camille Tooker <tookerc@southamboynti.gov>

Date: Sat, May 20, 2017 at 9:42 AM

Subject: Fwd: State Policy Issues - Item B - 2% Interest Arbitration Cap to Expire At End of Year - see item b perhaps Council will wish to pass a resolution

To: Laura Kemble <kemblel@southamboynti.gov>

Cc: Stacey Kennedy <kennedys@southamboynti.gov>, Angel Albanese <albanesea@southamboynti.gov>, Mickey Gross <mickey91257@gmail.com>, Fred Henry <fred.ir4@verizon.net>

Laura,

This needs to be placed on the June business meeting agenda for discussion. It is important to continue the 2% cap on Arbitration Awards.

Sent from my iPhone
Camille Tooker

Begin forwarded message:

From: Angel Albanese <albanesea@southamboynti.gov>

Date: May 19, 2017 at 5:36:33 PM EDT

To: Camille Tooker <tookerc@southamboynti.gov>

Cc: Stacey Kennedy <kennedys@southamboynti.gov>

Subject: State Policy Issues - Item B - 2% Interest Arbitration Cap to Expire At End of Year - see item b perhaps Council will wish to pass a resolution

perhaps Council will wish to pass a resolution

Angel

From: NJLM to Municipal Officials [<mailto:njlm-clerks@njslom.com>]
Sent: Friday, May 19, 2017 2:43 PM
To: Angel Albanese <albanesea@southamboyntownnj.gov>
Subject: Weekly Update



New Jersey State League of Municipalities

Weekly Round

[ARCHIVES](#) | [FACEBOOK](#)

May 19, 2017

RE: WEEKLY UPDATE

- I. State Policy Issues
- II. Federal Policy Issues
- III. Also of Interest

Dear Mayor:

I. State Policy Issues

a. Municipal Property Tax Relief Payments Delayed to Cover State Budget Miscalculations

As reported in our [May 17 Daily Update](#), State Treasurer Ford Scudder has lowered State revenue collection estimates for the State's current Fiscal Year, ending on June 30. In order to cover the new \$527 million shortfall to allow the State to end the fiscal year with a balanced budget, Treasurer Scudder will, among other actions, make about \$300 million in payments to municipalities. These payments are needed to cover the cost of property tax credits granted to taxpayers, in their May property tax bills. (Click here for the [State Treasurer's May 17 testimony](#).)

The State is required to reimburse municipalities for these credits given on property tax bills. As things stand, municipalities should expect those reimbursements sometime in July. This will put particular pressure on those municipalities that use the fiscal year budget cycle, since it delays the reimbursement until their fiscal year budget. We have been informed that the Division of Local Government Services is reaching out to those municipalities in order to provide guidance.

Once again, we compliment local officials for their continued ability to adjust carefully planned and adopted budgets, in order to provide a backstop for State-level deficiencies. Again, you will do so while providing for counties and school districts with 100% of the funds they need to operate, while meeting your pension benefit responsibilities, and while providing your citizens with high quality services and programs.

We will keep you advised on further State budget developments, as we are made aware.

Contact: Jon Moran, Senior Legislative Analyst, jmoran@njslom.org, [609-695-3481 x121](tel:609-695-3481).

b. 2% Interest Arbitration Cap to Expire At End of Year

In June 2014 the Legislature unanimously approved and the Governor enacted an extension on the 2% Interest Arbitration awards. While the 2% property tax levy cap will continue, the cap on the Interest Arbitration awards will expire the same day the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force is due, December 31, 2017, unless the legislature and Governor act.

The temporary 2% cap on police and fire arbitration contract awards has been an effective tool to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down under control. However, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budget impact on taxpayers.

We urge you to pass a resolution ([word](#) or [pdf](#)) urging the State Legislature and Governor to extend the Police and Fire Arbitration Contract Awards for an additional five years, at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent.

If the cap on interest arbitration expires, while the 2% property tax levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards.

Contacts:

Michael Cerra, Assistant Executive Director, mcerra@njslom.org, [609-695-3481 x120](tel:609-695-3481);

Lori Buckelew, Senior Legislative Analyst, lbuckelew@njslom.org [609-695-3481 x112](tel:609-695-3481);

Jon Moran, Senior Legislative Analyst, jmoran@njslom.org [609-695-3481 x121](tel:609-695-3481).

c. Oral Arguments Heard in Rahway SID Case

On Thursday, a NJ Appellate Court heard oral arguments in the case of Friends of Rahway Business, LLC v. Rahway Municipal Council and City of Rahway, a case in which the League joined as amicus curiae. This case involved the challenge of a Rahway ordinance which expanded the city's special improvement district to include all non-residential and non-public properties throughout the city. A group of local business owners challenged the city's authority under N.J.S.A. 40:56-65 to -85 to create a SID of this nature.

At this time there is no set date for when the Appellate Court will issue its ruling.

However, it is anticipated that a ruling will be issued in late June or early July. The League will keep you and its members updated on this matter.

Contact: Frank Marshall, Esq., League Staff Attorney, fmarshall@njslom.org, [609-695-3481 x137](tel:609-695-3481).

d. Survey of Adoption of State Housing Code - Deadline TODAY

The Division of Codes & Standards is gathering information regarding the usefulness of the New Jersey State Housing Code and seeks input from municipalities. If you have not done so already, you can submit today by Friday, May 19.

N.J.A.C. 5:28 contains rules for the maintenance of one- and two-family dwellings, and is effective only if a municipality adopts it by reference. If your municipality has adopted the State Housing Code under a previous maintenance ordinance, please advise the Division of Codes and Standards by May 19th by sending an email to cstandards@dca.nj.gov. If a municipality does not respond by today, the default answer will be that the municipality has not adopted the State Housing Code.

Contact: Lori Buckelew, Senior Legislative Analyst, lbuckelew@njslom.org, [609-695-3481 x112](tel:609-695-3481).

e. We Ask Your Assistance in Advancing These Bills of Interest to Municipalities

The League supports both [A-4666/S-3080](#) and [A-4667/S-3081](#). Both bills are a response to the current affordable housing impasses in the State and lack of a statewide housing policy and guidance for municipalities.

Specifically, A-4666/ S-3080 enacted a moratorium on affordable housing litigation through December 31, 2017. The bill would not impact any judgement or settlement issued or agreed to before the effective date of the bill. Current litigation would be stayed until the moratorium expires.

A-4667/S-3081 establishes the Affordable Housing Obligation Study Commission. This commission will study past court decisions, the effectiveness of past affordable housing practices, and analyze projected population increases and corresponding housing need. The commission will hold public hearings and is required to report of its findings at the end of the year.

[For more, you can click here for the League's Town Crier post.](#)

Take Action: [Click here to ask your State Legislators to support these bills.](#)

You can click here for a sample resolution in favor of these bills, which can be downloaded in either [MS Word](#) or as a [PDF](#).

The League also supports [A-2452](#), which would create new liquor licenses for restaurants meeting certain criteria. This bill creates a restricted restaurant license (R1) which permits the holder to sell any alcoholic beverages for consumption on the premises of certain restaurants. In addition, the bill creates a restricted beer and wine license (R2) which permits the holder to sell only beer and wine by the bottle or can. These licenses would only be available to restaurants that meet certain square footage requirements, and that maintain a full service kitchen. The bill provides that alcoholic beverages could only be sold in connection with the sale of food at a table by an employee of the restaurant. A license holder would be prohibited from providing a space for customers of the restaurant to congregate and consume alcoholic beverages.

[For more on this bill, click here for the League's Town Crier post.](#)

Take Action: [Click here](#) to use our Voter Voice system to ask your Legislators to advance this important economic development initiative.

You can [click here](#) for a sample resolution in favor of this bill.

Contacts:

Michael Cerra, Assistant Executive Director, mcerra@njslom.org, 609-695-3481 x120;
Lori Buckelew, Senior Legislative Analyst, lbuckelew@njslom.org, 609-695-3481 x112;
Jon Moran, Senior Legislative Analyst, jmoran@njslom.org, 609-695-3481 x121.

II. Federal Policy Issues

a. Transportation Secretary Testifies on Administration Infrastructure Investment Goals

At a Senate Environment and Public Works committee hearing on Wednesday, U.S. Transportation Secretary Elaine Chao testified about federal funding for the Administration's infrastructure plan, saying more details would come by the end of the month. Secretary Chao indicated that the Administration will look to pursue private partnerships to provide the lion's share of funding for major infrastructure projects. She suggested federal funding would focus on projects that wouldn't qualify for public-private partnerships or where state or local sector incentives could not be offered.

The main focus of Secretary Chao's testimony on Wednesday emphasized actions to speed approval of infrastructure projects, rather than the question of funding. She said the Administration wants to reduce the number of reviews for projects such as roads and hospitals, reduce duplication between federal and local entities, and loosen requirements under the National Environmental Policy Act, which requires public agencies to account for their environmental impact.

Contact: Jon Moran, Senior Legislative Analyst, jmoran@njslom.org, 609-695-3481 x121.

b. Federal Budget Proposal Scheduled for Release Next Tuesday

Next week, in Washington, Office of Management and Budget Director Mick Mulvaney is expected to present a detailed federal budget proposal. This is a major step toward action on Appropriations bills, which would increase spending in the Fiscal Year that begins on October 1. (Also in Washington next week, the Congressional Office is expected to deliver its analysis of the House-passed health care reform bill.)

We will provide some specifics on the proposal next week. We ask you to follow developments on this issue and to contact the members of New Jersey's Congressional delegation on issues and programs important to local government officials and property taxpayers.

First review of the Administration's proposal will take place in the House Appropriation Committee, chaired by New Jersey Congressman Rodney Frelinghuysen. One matter that is sure to come up concerns vital infrastructure funding.

Please support our efforts to secure federal funding needed to repair and replace a crucial link, which contributes immeasurably to our State's, and our Nation's economic vitality. Please ask New Jersey Congressman and House Appropriations Committee Chairman Rodney P. Frelinghuysen to consider directing \$500 million in funding, from the Federal-State Partnership for State of Good Repair grant program, toward the Northeast Corridor in the Fiscal Year (FY) 2018 Transportation, Housing and Urban Development (THUD) appropriations.

The importance of Amtrak's Northeast Corridor (NEC) to New Jersey residents and businesses cannot be overstated. It is a vital artery, without which major sectors of American commerce and the economy would cease to function. But the NEC is currently in a state of disrepair. According to both *The Wall Street Journal* and *The New York Times*, as well as operators such as Amtrak and New Jersey Transit, the corridor's rail infrastructure will fail without major investment. A sustained infrastructure failure of this magnitude presents serious challenges for transportation infrastructure not only in the Northeast, but throughout the United States. According to the Northeast Corridor Commission, "the loss of the NEC for a single day could cost the country \$100 million in added congestion, productivity losses, and other transportation impacts."

As our State is the most densely populated state in the Nation, so our roads are the most heavily used. A sustained shift of traffic from rail to road would result in unprecedented gridlock. It would mean increased commuting times, increased accidents, increased wear and tear on our roads and bridges and significant decreased economic activity. Of even greater concern, it would also lead to increased response times for public safety first responders, in the event of emergency.

We have posted a [Draft Letter to Congressman Frelinghuysen](#) on our website. Please tailor this draft to your local concerns and send it off to the Congressman, as soon as possible. We would appreciate receiving a copy of your correspondence, as well.

Contact: Jon Moran, Senior Legislative Analyst, jmoran@njslom.org, [609-695-3481](tel:609-695-3481) x121.

III. Also of Interest

a. The 2nd Annual Population Health Summit

New Jersey Health Commissioner Cathleen Bennett will be holding the 2nd Annual Population Health Summit on Friday, June 7, 2017 from 8:30 a.m. to 3:30 p.m. at Rider University.

This free event will include a Roundtable Discussion, among deans of New Jersey academic on "What are we doing to ensure the Health of your population?" and panel discussions on municipal leadership driving public health improvements and community based approaches to promote a culture of health. Members of the Population Health Action Team (Commissioners Connolly, Richman, Martin, and Bennett) will close out the summit by presenting Population Health Hero Awards to this year's winners.

Click [here](#) to register for this free event.

b. 2017 Financial Disclosure Statements Guidance Issued

The Division of Local Government Services has issued [guidance](#) on the filing of the 2017 Financial Disclosure Statements. The deadline to file the Financial Disclosure Statements (FDS) is on or before April 30th. While the Local Finance Board has no statutory authority to extend the filing deadline, due to the delay

opening the 2017 FDS system for filers, the Local Finance Board is expected to delay enforcement of the statutory deadline until May 30, 2017. For information please see our [Town Crier blog](#) on this issue.

Contact: Lori Buckelew, Senior Legislative Analyst, lbuckelew@njslom.org,
[609-695-3481](tel:609-695-3481) x112.

c. League Affiliate Offers Drone Certification

Are you thinking about getting a drone to support municipal operations; for building inspections, doing emergency loss assessment, determining the health of trees, searching for a lost child, inspecting bridges, evaluating the environment during a building fire or flood? These are just a few areas to consider when new technology.

Public entities, performing inherently government functions, can self-certify their pilots and their aircraft. How do you self-certify? And how do you know if the certification process will satisfy the Federal Aviation Administration (FAA)? Who can fly the drone? What certification do they need? And most importantly, how do municipalities protect themselves by making sure your personnel are trained properly? Click below to learn about the 2-day training program available from League Affiliate Jersey Access Group for municipal operations of unmanned aircraft systems (UAS) or drones.

<http://events.r20.constantcontact.com/register/event?oeidk=a07eduidlls1ee7fd51&llr=5izl8xcab&show>

Sincerely,

Michael J. Darcy, CAE
Executive Director

Please be advised that the information you receive in this newsletter is not legal advice. You must consult your town attorney to make sure that any of the material you receive is in accordance with current state law and your particular facts and situation.

The New Jersey State League of Municipalities is subject to the New Jersey Open Public Records Act. As such, any email received by the League may be subject to a records request.

New Jersey League of Municipalities
222 West State Street, Trenton, NJ 08608
[609-695-3481](tel:609-695-3481)
njslom.org

This message sent to albanesea@southamboyntownnj.gov from njlm-clerks@njslom.com

NJLM to Municipal Officials
NJLM Daily Advisory
222 West State Street
Trenton, NJ 08608

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**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION # 108-2017

WHEREAS, Resolution No. 131-2015, adopted on July 15, 2015 authorized renewal of Plenary Retail Distribution License No. 1220-31-047-001 for the period July 1, 2015 to June 30, 2016;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Amboy, County of Middlesex, State of New Jersey, that the Renewal granted to Plenary Retail Distribution License No. 1220-31-047-00 in Resolution No. 131-2015 is hereby rescinded.

MICHAEL GROSS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 14, 2017.

LAURA KEMBLE
Acting Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
DATO						
McLAUGHLIN						
NOBLE						
REILLY						
GROSS						

City of South Amboy

County of Middlesex

ORDINANCE # 6-2017

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,297,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,232,625 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the City of South Amboy, in the County of Middlesex, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,297,500, and further including the aggregate sum of \$64,875 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,232,625 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of safety vehicles, traffic devices and safety equipment, including all related costs and incidentals related thereto.	\$213,000	\$202,350	5 years
b) Improvements to technology equipment, peripherals and software, including all work and materials necessary therefor and incidental thereto.	\$35,000	\$33,250	5 years
c) Improvements to buildings and grounds, including all work and materials necessary therefore and incidental thereto.	\$264,500	\$251,275	15 years
d) Ferry terminal designs and permits, including all work and materials necessary therefor and incidental thereto.	\$100,000	\$95,000	40 years
e) Acquisition of senior transportation bus, including all related costs and incidentals thereto	\$100,000	\$95,000	5 years
f) Acquisition public works vehicles, machinery and equipment, including all related costs and incidentals thereto.	<u>\$585,000</u>	<u>\$555,750</u>	10 years
TOTAL	<u>\$1,297,500</u>	<u>\$1,232,625</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief-

financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The City hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.99 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,232,625, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The City hereby declares the intent of the City to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the

proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.


MICHAEL GROSS
Council President

ATTEST



LAURA KEMBLE
Acting Municipal Clerk

APPROVED:



FRED A. HENRY
Mayor

Introduced on First Reading: May 17, 2017

Date of Publication: May 25, 2017

Adopted on Second Reading:

Date of Final Publication:

Press here to Email the SDS if not using Microsoft outlook when completed

Department of Community Affairs Supplemental Debt Statement

1220 1220 South Amboy City - County of Middlesex Prepared as of: 17-05-2017

Budget Year Ending: 12/31/2017 (Month-DD) 2017 (year)

Name: Angel albanese Phone: 732-525-5922
 Title: Chief Financial Officer Fax: 732-727-6139
 Address: 140 N. Broadway Email: albanesea@southamboynj.gov
South Amboy, NJ 08879 CFO Cert #: N-1546

Angel albanese, Being duly sworn, deposes and says: Deponent is the Chief Financial Officer of the 1220 South Amboy City - County of Middlesex here and in the statement hereinafter mentioned called the local unit. The Supplemental Debt Statement annexed hereto and hereby made a part hereof is a true statement of the debt condition of the local unit as of the date therein stated and is computed as provided by the Local Bond Law of New Jersey.

By checking this box, I am swearing that the above statement is true. (The Email function will not work until you acknowledge the above statement as true)

	Net Debt as per Annual Debt Statement	Decrease (Since December 31, last past)	Increase	Net Debt
Bonds and Notes for School Purposes	\$ -	\$ -	\$ -	\$ -
Bonds and Notes for Self Liquidating Purposes	\$ -	\$ -	\$ -	\$ -
Other Bonds and Notes	\$ 18,154,311.30	\$ 996,000.00	\$ -	\$ 17,158,311.30

2 Net Debt at the time of this statement is..... \$ 17,158,311.30

The amounts and purposes separately itemized of the obligations about to be authorized, and any deductions which may be made on account of each such item are: (see Note "C" below)

Bond Ordinance	Purposes	Amount	Deduction	Net
6-2017	Various Improvements	\$ 1,232,625.00	\$ -	\$ 1,232,625.00
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ 1,232,625.00	\$ -	\$ 1,232,625.00

4 The net debt of the local unit determined by the addition of the net debt amounts stated in items 2 and 3 above is: \$ 18,390,936.30

5 Equalized valuation basis (the average of the equalized valuations of real estate, including improvements and the assessed valuation of class II railroad property of the local unit for the last 3 preceding years) as stated in the Annual Debt Statement or the revision thereof last filed.

	Year		
(1)	2014	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$ 821,267,784.00
(2)	2015	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$ 817,220,961.00
(3)	2016	Equalized Valuation Real Property with Improvements plus assessed valuation of Class II RR Property	\$ 863,167,063.00

6 Equalized Valuation Basis - Average of (1), (2) and (3)..... \$ 833,885,269.33

7 Net Debt (Line 4 above) expressed as a percentage of such equalized valuation basis (Line 6 above) is: 2.205%

NOTES

- A If authorization of bonds or notes is permitted by an exception to the debt limit, specify the particular paragraph of NJSA 40A:2-7 or other section of law providing such exception.
- B This form is also to be used in the bonding of separate (not Type I) school districts as required by NJSA 18A:24-16, and filed before the school district election. In such case pages 4, 5 and 6 should be completed to set forth the computation supporting any deduction in line 3 above.
- C Only the account of bonds or notes about to be authorized should be entered. The amount of the "down payment" provided in the bond ordinance should not be included nor shown as a deduction.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

ORDINANCE #7-2017

**AN ORDINANCE AMENDING ORDINANCE NO. 1036
ENTITLED "PARKING AND TRAFFIC REGULATIONS"
FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY
OF MIDDLESEX AND STATE OF NEW JERSEY.**

BE AND IT IS HEREBY ORDAINED that Ordinance No. 1036, entitled "Parking and Traffic Regulations" is hereby amended as follows:

ARTICLE V Handicapped Parking

 Section 5-1 Special Parking for Handicapped
 Section X Handicapped Parking

Add the Following:

NAME OF STREET	LOCATION
426 Bordentown Ave.	202 feet from curb line of Catherine Street and South Feltus Behind the residence at 426 Bordentown Ave.

The invalidity of any section or provision of this ordinance shall not invalidate any other section or provision thereof.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.

This ordinance shall take effect after final passage and publication as provided by law.

The Municipal Clerk shall serve a certified true copy of this Ordinance upon the South Amboy Police Department.

MICHAEL GROSS
Council President

ATTEST:

APPROVED:

LAURA KEMBLE
Acting Municipal Clerk

FRED A. HENRY
Mayor

APPROVED AS TO FORM:

JOHN R. LANZA, ESQ.
Law Director

Introduced on First Reading:
Date of Publication:
Adopted on Second Reading:
Date of Final Publication:

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

ORDINANCE #8-2017

**AN ORDINANCE AMENDING ORDINANCE NO. 1036
ENTITLED "PARKING AND TRAFFIC REGULATIONS"
FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY
OF MIDDLESEX AND STATE OF NEW JERSEY.**

BE AND IT IS HEREBY ORDAINED that Ordinance No. 1036, entitled "Parking and Traffic Regulations" is hereby amended as follows:

ARTICLE V Handicapped Parking

 Section 5-1 Special Parking for Handicapped
 Section X Handicapped Parking

Add the Following:

NAME OF STREET	LOCATION
144 South Broadway	38 Feet from the curb line of George Street/South Broadway in front of the residence at 144 South Broadway

The invalidity of any section or provision of this ordinance shall not invalidate any other section or provision thereof.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.

This ordinance shall take effect after final passage and publication as provided by law.

The Municipal Clerk shall serve a certified true copy of this Ordinance upon the South Amboy Police Department.

MICHAEL GROSS
Council President

ATTEST:

APPROVED:

LAURA KEMBLE
Acting Municipal Clerk

FRED A. HENRY
Mayor

APPROVED AS TO FORM:

JOHN R. LANZA, ESQ.
Law Director

Introduced on First Reading:
Date of Publication:
Adopted on Second Reading:
Date of Final Publication:

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

ORDINANCE #9-2017

**AN ORDINANCE AMENDING ORDINANCE NO. 1036
ENTITLED "PARKING AND TRAFFIC REGULATIONS"
FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY
OF MIDDLESEX AND STATE OF NEW JERSEY.**

BE AND IT IS HEREBY ORDAINED that Ordinance No. 1036, entitled "Parking and Traffic Regulations" is hereby amended as follows:

ARTICLE V Handicapped Parking

 Section 5-1 Special Parking for Handicapped
 Section X Handicapped Parking

Add the Following:

NAME OF STREET	LOCATION
240 Second Street	53 Feet from the curb line of Second Street/Stockton Street in front of the residence at 240 Second Street Where an existing Four Hour Parking Sign is Located

The invalidity of any section or provision of this ordinance shall not invalidate any other section or provision thereof.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.

This ordinance shall take effect after final passage and publication as provided by law.

The Municipal Clerk shall serve a certified true copy of this Ordinance upon the South Amboy Police Department.

MICHAEL GROSS
Council President

ATTEST:

APPROVED:

LAURA KEMBLE
Acting Municipal Clerk

FRED A. HENRY
Mayor

APPROVED AS TO FORM:

JOHN R. LANZA, ESQ.
Law Director

Introduced on First Reading:
Date of Publication:
Adopted on Second Reading:
Date of Final Publication:

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

ORDINANCE NO. 10-2017

**AN ORDINANCE GRANTING AN EASEMENT FOR THE
CONSTRUCTION, REPAIR AND MAINTENANCE
OF THE RETAINING WALL AND STEPS FOR LOT 6 IN BLOCK 87
(424 BORDENTOWN AVE.).**

WHEREAS, the owner of the premises designated on the Tax Map of the City of South Amboy as Block 87, Lot 6, requests to repair a two tier retaining wall and steps for his residential premises; and,

WHEREAS, an easement would have to be granted by the City of South Amboy for the owner to construct that portion of the front porch stairway, which would extend into property owned by the City of South Amboy; and,

WHEREAS, the metes and bounds description of the proposed easement area is attached as Schedule "A"; and,

WHEREAS, the granting of the easement would be appropriate for the owner's residential use and not adversely impact the neighborhood;

WHEREAS, it is deemed to be in the best interest of the public health, safety and welfare, that the easement be granted, under certain conditions;

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED by the Council of the City of South Amboy, Middlesex County, New Jersey, as follows:

1. The easement for the construction of the retaining wall and stairs for the premises known and designated as Block 87, Lot 6, on the Tax Map of the City of South Amboy and into the area depicted in Schedule "A", attached, is hereby approved, subject to the following conditions:

A. The Grantee and the Grantee's successors and assigns shall maintain the stairway in a good and safe condition; and

B. The construction of the retaining wall and stairs shall be done in accordance with all applicable codes and regulations; and

C. The Grantee and the Grantee's successors and assigns shall indemnify, defend and hold the City of South Amboy and its officers and employees harmless from any and all claims relating to the construction, use and maintenance of the retaining wall and stairs; and

D. The easements, rights and privileges granted under this easement shall cease and terminate upon the violation of any term or restriction of the easement by the Grantee or the Grantee's successors and assigns or upon any change of condition in the dominant estate, whereby the retaining wall and steps are no longer required on City property or the retaining wall and stairs permanently dismantled, removed or abandoned;

2. The Grantee shall pay fees to the City Engineer and Law Director for all services related to the easement including document reviews; preparation of the Ordinance, deed of easement, and the metes and bounds description of the easement area and filing the easement with the Middlesex County Clerk. The Grantee shall pay \$1,500.00 to the City of South Amboy, prior to the preparation of the easement document to establish an escrow account for all professional fees and costs including the filing fee.

3. The easement shall be approved in form and content by the City's Law Director.

4. The Mayor and City Clerk are hereby authorized and directed to sign the approved easement on behalf of the City of South Amboy.

Michael Gross, Council President

Attest:

Approved:

Laura Kemble, Acting Clerk

Fred A. Henry, Mayor

Approved as to form:

John R. Lanza, Law Director

Introduced on First Reading: _____

Date of Publication: _____

Adopted on Second Reading: _____

Date of Second Publication: _____

SCHEDULE A

Metes and Bounds



South Amboy Police Department

140 North Broadway

South Amboy, NJ 08879

Non-Emergency: (732) 721-0111

Emergencies: 911

DARREN LAVIGNE
CHIEF OF POLICE

To: Laura Kalantsis, Mun. Clerk
From: Detective David Keegan
Date: May 25, 2017

**Re: So. Amboy Fire Dept. Applicant
Jacob Hendricks**

New Jersey Motor Vehicle Commission records indicate the above listed applicant as:

- Possessing a valid NJ Driver's License
- Resides at the address on the application
- Having no entries to their NJ driver's abstract

The City of South Amboy Police Records Department indicates that the applicant has no criminal record within the South Amboy Police Department.

The information contained in this memo is based solely on records maintained by the NJ Motor Vehicle Commission and the South Amboy Police Department. Should additional information that may preclude the applicant's service as a South Amboy firefighter become available in the future, the South Amboy Police Department will notify the appropriate party.

The South Amboy Police Department finds **no cause to deny** the above-named applicant for membership with the South Amboy Fire Department at this time.

Respectfully.



Det. David Keegan

"The South Amboy Police Department is committed to Protect and Serve in partnership with our Community, and Consistently to maintain Honor, Integrity and Professionalism, while striving to Improve the Quality of Life in South Amboy."



South Amboy Fire Department
Enterprise Hook and Ladder Co. #1

Application

Date: 5/02/2017 Driver's License # [REDACTED]

Name: Jacob Hendricks Social Security Number: [REDACTED]

Address: [REDACTED] City: South Amboy Zip Code: 08879

Home Phone # N/A Cell Phone # [REDACTED]

Length of time at present address: 9 yrs/mos Length of time in state: 18 yrs/mos

Previous address (if less than 3 years): _____

Date of Birth: 5/21/1999 Place of birth: New Brunswick

Current employer (name and address): Venetian 275 John T Bleary Blvd

Supervisor's name: Ashley Supervisor's phone # [REDACTED]

Previous employer (if less than 3 years): Sciorintino's

Supervisor's name: Sheri Supervisor's phone # [REDACTED]

Are you related to any member of the SAFD? Yes / No If yes who? _____

Have you ever been accepted or rejected by the SAFD? Yes / No When? _____

Have you ever been on another fire department? Yes / No When/Where? _____

Have you ever been convicted of a felony? Yes / No Details: _____

Has your license ever been suspended? Yes / No When / Why? _____

Do you belong to any other organizations? No

Please furnish two references other than relatives or supervisors:

Name: Cody Iardi Phone # [REDACTED]

Address: [REDACTED] Occupation: _____

Name: Andrew Bielak Phone # [REDACTED]

Address: _____ Occupation: Medic

Release Authorization

I, Jacob Hendricks, am making application to the South Amboy Fire Department, Independence Engine and Hose Co. #1, as a result, an investigation will be conducted to determine my eligibility and character, including a criminal investigation of my background.

I therefore authorize the South Amboy Fire Department, Independence Engine and Hose Co. #1, to be furnished with, upon request, full documentation of my past and/or present history.

I do hereby release the South Amboy Fire Department, Independence Engine and Hose Co. #1, of any liability incurred from furnishing this information. I fully understand that any and all information concerning me will be kept confidential by the South Amboy Fire Department, Independence Engine and Hose Co. #1.

A photo copy of the authorization will be considered as effective and valid as the original.

Signature: Jacob Hendricks

Applicant's Declaration

If acceptance is obtained under this application, I agree to comply with all orders, rules, and regulations of the South Amboy Fire Department, Independence Engine and Hose Co. #1. I further agree to a physical examination by the city's physician.

The answers to the foregoing are in my own handwriting and are true to the best of my knowledge and belief. It is understood that any false statement on this application is sufficient cause for dismissal.

I, Jacob Hendricks, hereby authorize any individual company, person, or institution with whom I have been associated, to furnish the South Amboy Fire Department, Independence Engine and Hose Co. #1, with any information concerning my ability and character, which they have on record or otherwise, and do hereby release the individual company or institution and all individuals connected therewith, from all liabilities for any damage whatsoever incurred in furnishing such information.

Signature: Jacob Hendricks

Do Not Write Below This Line

Date application received: _____ Date acted upon: _____

Date approved by investigation committee: _____

Date of probation: _____ Length of probation: _____

Comments: _____