

**BOROUGH OF METUCHEN COUNCIL AGENDA**  
**REGULAR MEETING NOVEMBER 7, 2016 AT 7:30 PM**

Announcement of Meeting, Invocation, Pledge of Allegiance, and Roll Call.

AGENDA SESSION

REGULAR MEETING

A. Michael Dannemiller, RBA – Complete Streets Implementation/Bike Plan

B. Approve Council Meeting Minutes of October 17, 2016

PUBLIC COMMENT

ORDINANCE – PUBLIC HEARING

- |                   |   |
|-------------------|---|
| Ordinance 2016-25 | An Ordinance Amending and Supplementing Ordinance No. 92-25 Establishing Salary Ranges  |
| Ordinance 2016-26 | An Ordinance Amending the Code of the Borough of Metuchen, Chapter 185, Vehicles and Traffic, Section 23, Multiway Stop Intersections   |
| Ordinance 2016-27 | An Ordinance to Repeal Section 2, Section 3, Section 4 and Section 5 of Ordinance No. 2016-19, Entitled “An Ordinance Amending the Zoning Ordinance of the Borough of Metuchen to Address the Requirements of the Fair Housing Act and the Uniform Housing Affordability Controls (UHAC) Regarding Compliance with the Borough’s Affordable Housing Obligations,” to Amend Subsection 1 of §110-95.10 (Control Periods for Restricted Rental Units, and Subsection 2 of §110-95.20 Affirmative Marketing Requirements) and to Enact §110-74.1 (R-8 Overlay Residential District) and §110-76.1 (R-9 Overlay Residential District) in Article 7 (Permitted Uses) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen to Further Address Compliance with the Borough’s Affordable Housing Obligations. |
| Ordinance 2016-28 | An Ordinance to Repeal Article 7 (Residential Development Fees) in Chapter 87 (Fees) and to Repeal Article 14A (Development Fees for Residential Development) in Chapter 110 (Land  |

Development) of the Code of the Borough of Metuchen and to Enact Article 14b (Development Fees) in Chapter 110 (Land Development) of the Borough of Metuchen to Adopt a Compliant Development Fee Ordinance in Accordance with N.J.S.A. 52:27D-329.1, ET SEQ.

COMMUNICATIONS CONSENT AGENDA – ITEMS A-D

- A. Receive and Accept Recreation Meeting Minutes of September 13, 2016
- B. Receive and Accept Resignation of Jane Leal – Alt. Planning Board
- C. Receive and Accept Metuchen Arts Council Meeting Minutes of September 26, 2016
- D. Receive and Accept Resignation of Richard Dyas – Parking Authority

OTHER COMMUNICATIONS

- A. Best Practices Inventory

REPORTS OF COUNCILMEMBERS

REPORTS OF OFFICERS

REPORT OF THE MAYOR

NEW BUSINESS CONSENT AGENDA – R2016-260 through R2016-271

- |           |   |
|-----------|---|
| R2016-260 | Resolution Refunding Sidewalk Escrow Fee #16-032<br>32 Stirling Court   |
| R2016-261 | Resolution Supporting Police Officers, Firefighters,<br>Correction Officers and First Responders  |
| R2016-262 | Resolution Authorizing the Entry into, and the<br>Execution of, a Shared Service Agreement between<br>the Borough of Metuchen and the Parking Authority<br>of the Borough of Metuchen |
| R2016-263 | Resolution Authorizing Release of Street Opening<br>Bond #2016-39 – 205 Columbia Avenue – John<br>Burton Plumbing & Heating Inc   |
| R2016-264 | Resolution Authorizing Release of Street Opening<br>Bond #2016-40 – 250 Liberty Street – John Burton<br>Plumbing & Heating Inc  |

R2016-265	Resolution Authorizing an Agreement for Engineering Services for NJ Department Of Transportation Trust Fund Project –Durham Avenue – Maser Consulting P.A.
R2016-266	Resolution Authorizing Refund of Escrow Balance
R2016-267	Resolution Authorizing Refund of Escrow Balance
R2016-268	Resolution Authorizing Refund of Escrow Balance (Greenway Village LLC)
R2016-269	Resolution Requesting Approval of Items of Revenue and Appropriation NJS 40A:4-87
R2015-270	Resolution to Transfer 2016 Taxes Due to Parcels Affected by Subdivision, Land Boundary Changes or Combining Parcels
R2016-271	Resolution Amending Certain Salaries – Public Works Director

OTHER NEW BUSINESS – R2016-272

R2016-272	Resolution Authorizing the Payment of the Bill List in the amount of \$
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ORDINANCE – INTRODUCTION

Ordinance 2016-29	Ordinance Amending Sections 59-6 and 59-12(G) of the Code of the Borough of Metuchen Increasing the Dog Licensing Fee and the Late Payment Fees for Dog and Cat Licensing
Ordinance 2016-30	An Ordinance Amending and Supplementing Ordinance No. 92-25 Establishing Salary Ranges
Ordinance 2016-31	An Ordinance Amending and Supplementing Chapter 87-23, Article 14 - Senior Citizen Program Fees

APPOINTMENTS

COMMENTS FROM THE PUBLIC ON NEW BUSINESS MATTERS ONLY

ADJOURNMENT

The Borough of Metuchen does not discriminate against persons with disabilities. Those individuals requiring auxiliary aids and services were necessary must notify the ADA Coordinator of the Borough of Metuchen at least seventy-two (72) hours in advance of the meeting or scheduled activity.

**ORDINANCE 2016-26**

*BOROUGH OF METUCHEN  
COUNTY OF MIDDLESEX  
STATE OF NEW JERSEY*

**AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF METUCHEN, CHAPTER 185, VEHICLES AND TRAFFIC, SECTION 23, MULTIWAY STOP INTERSECTIONS**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Metuchen, County of Middlesex, State of New Jersey, that:

**SECTION 1.** Section 185-23 is hereby supplemented, amended and revised to reflect:

Maple Avenue and Oak Avenue: stop signs shall be installed on all approaches; and

Maple Avenue and Linden Avenue: stop signs shall be installed on all approaches

**SECTION 2.** In accordance with N.J.S.A. 39:4-197(1j)., the Borough Engineer has certified (attached hereto and made a part thereof) the following information regarding the Maple Avenue & Oak Avenue and Maple Avenue & Linden Avenue intersections: (i) that all intersecting streets are under municipal jurisdiction; (ii) that both intersections are within 500 feet of a school, or a playground or a youth recreational facility as defined therein; and (iii) the intersections are on streets contiguous to a school, or playground or youth recreational facility.

**SECTION 3.** The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to effect the operation of any other portion thereof, which shall remain in full force and effect.

**SECTION 4.** All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 5.** This Ordinance shall take effect immediately upon final passage and publication according to law.

Introduction: October 17, 2016

Date of Publication: October 21, 2016

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB			
LEIBFRIED	X				MULDOON	X						
GRAYZEL	X				RASMUSSEN	X						
INSERRO	X				WALLACE	X						
MOTION	MULDOON				SECOND				RASMUSSEN			
X – INDICATES VOTE		AB- ABSENT			NV- NOT VOTING							

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 17, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

Adopted:  
Date of Publication of Adoption:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X - INDICATES VOTE			AB- ABSENT		NV- NOT VOTING				

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\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

By: \_\_\_\_\_  
Peter Cammarano  
Mayor

**ORDINANCE 2016-27**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**AN ORDINANCE TO REPEAL SECTION 2, SECTION 3, SECTION 4 AND SECTION 5 OF ORDINANCE NO. 2016-19, ENTITLED “AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE BOROUGH OF METUCHEN TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE BOROUGH’S AFFORDABLE HOUSING OBLIGATIONS,” TO AMEND SUBSECTION 1 OF §110-95.10 (CONTROL PERIODS FOR RESTRICTED RENTAL UNITS, AND SUBSECTION 2 OF §110-95.20 AFFIRMATIVE MARKETING REQUIREMENTS) AND TO ENACT §110-74.1 (R-8 OVERLAY RESIDENTIAL DISTRICT) AND §110-76.1 (R-9 OVERLAY RESIDENTIAL DISTRICT) IN ARTICLE 7 (PERMITTED USES) IN CHAPTER 110 (LAND DEVELOPMENT) OF THE CODE OF THE BOROUGH OF METUCHEN TO FURTHER ADDRESS COMPLIANCE WITH THE BOROUGH’S AFFORDABLE HOUSING OBLIGATIONS.**

**WHEREAS**, in order to comply with a certain judgment of compliance and repose entered in favor of the Borough of Metuchen in an action entitled, In the Matter of the Application of the Borough of Metuchen, Docket No. MID-L-4012-15, certain changes are required to be made to the land use regulations enacted in Ordinance No. 2016-19; the Borough was required to change certain uses from conditional uses to permitted uses, and to make certain other procedural changes; and

**WHEREAS**, the Mayor and Council of the Borough of Metuchen, in order to comply with said certain requirements enacts this ordinance;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Metuchen:

**SECTION 1.** Subsection 1 of §110-95.10 (Control Periods for Restricted Ownership Units and Enforcement Mechanisms) in Article 21 (Affordable Housing) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby amended to read as follows:

**§ 110-95.10. Control Periods for Restricted Ownership Units and Enforcement Mechanisms**

1. Control periods for restricted ownership units shall be in accordance with N.J.A.C. 5:80-26.5, as may be amended and supplemented, and each restricted ownership unit shall remain subject to the requirements of this Ordinance for a period of at least thirty (30) years, until Metuchen takes action to release the unit from such requirements. Prior to such action, a restricted ownership unit must remain subject to the requirements of N.J.A.C. 5:80-26.1, as may be amended and supplemented, provided that for any

development of five units or more for which an application for development was not filed as of August 18, 2016, the initial control period shall be 50 years.

**SECTION 2.** Subsection 1 of §110-95.15 (Control Periods for Restricted Rental Units) in Article 21 (Affordable Housing) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby amended to read as follows:

**§ 110-95.15. Control Periods for Restricted Rental Units**

1. Control periods for restricted rental units shall be in accordance with N.J.A.C. 5:80-26.11, as may be amended and supplemented, and each restricted rental unit shall remain subject to the requirements of this Ordinance for a period of at least 30 years, until Metuchen takes action to release the unit from such requirements. Prior to such action, a restricted rental unit must remain subject to the requirements of N.J.A.C. 5:80-26.1, as may be amended and supplemented, except that for any development of five units or more for which an application for development was not filed as of August 18, 2016, the initial control period shall be 50 years.

**SECTION 3.** Subsection 2 of §110-95.20 (Affirmative Marketing Requirements) in Article 21 (Affordable Housing) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby amended to read as follows:

**§ 110-95.20 Affirmative Marketing Requirements**

2. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer, sponsor or owner of affordable housing. The Affirmative Marketing Plan is intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs marketing activities toward Housing Region 3 and is required to be followed throughout the period of restriction. At the request of Fair Share Housing Center, the following five organizations have been added to be the Affirmative Marketing Plan: Fair Share Housing Center, New Brunswick NAACP, Plainfield NAACP, Metuchen NAACP and Latino Action Network.

**SECTION 4.** An Overlay Zoning District, entitled “R-8 Overlay Residential District” is hereby established within the R-2 Residential District on Block 132, Lots 10-27, 42-46, 49-51 and 52. The Zoning Map of the Borough of Metuchen established by §110-65 of the Code of the Borough of Metuchen is hereby amended to provide for the establishment of the R-8 Overlay Residential District with respect to said lots. The Borough Engineer is hereby authorized and directed to make said changes to the Zoning Map.

**SECTION 5.** §110-74.1. (R-8 Overlay Residential District) in Article 17 (Permitted Uses) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby enacted to read as follows:

**§ 110-74.1. R-8 Overlay Residential District**

Principal and accessory uses shall be permitted and regulated in the R-8 Overlay Residential District as follows, on the following lots only: Block 132, Lots 10-27, 42-46, 49-51 & 52.

- A. Permitted principal uses: Townhouses
- B. Permitted accessory uses: Any accessory use permitted in the R-2 Residential District
- C. Bulk regulations for townhouses:
  - 1. Minimum tract area shall be 20,000 square feet. For the purposes of calculating tract area, lots separated by street rights-of-way may be considered part of the same tract.
  - 2. Minimum frontage on Safety Place: two hundred fifty (250) feet.
  - 3. The design of the townhouse structures shall be oriented to front toward Safety Place and back toward the Northeast Corridor Railroad right-of-way.
  - 4. Townhouse structures shall have a minimum setback of 25 feet from any adjacent lot occupied by a single-family home.
  - 5. Parking for the townhouses may be located both on Safety Place and on portions of the tract located across Safety Place from the townhouse structures.
- D. All such uses shall comply with the affordable housing requirements of Article 21 (Affordable Housing) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen.

**SECTION 6.** An Overlay Zoning District, entitled “R-9 Overlay Residential District” is hereby established within the B-2 Neighborhood Business District on Block 158, Lot 2. The Zoning Map of the Borough of Metuchen established by §110-65 of the Code of the Borough of Metuchen is hereby amended to provide for the establishment of the R-9 Overlay Residential District with respect to said lot. The Borough Engineer is hereby authorized and directed to make said changes to the Zoning Map.

**SECTION 7.** § 110-76.1. (R-9 Overlay Residential District) in Article 17 (Permitted Uses) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby enacted to read as follows:

**§ 110-76.1. R-9 Overlay Residential District**

Principal and accessory uses shall be permitted and regulated in the R-9 Overlay Residential District as follows, on the following lot only: Block 158, Lot 2

- A. Permitted principal uses: Courtyard Apartments

B. Permitted accessory uses: Any accessory use permitted in the B-2 Neighborhood Business District

C. Bulk regulations:

Courtyard Apartments shall meet the following specific conditions:

1. Minimum tract area shall be 20,000 square feet.
2. Minimum frontage: one hundred twenty five (125) feet on Main Street and frontage on any other street shall not be permitted.
3. The design of the courtyard apartment structure shall be oriented to front internally on the site and frame a courtyard space oriented away from any adjacent lot occupied by a single-family home.
4. Courtyard apartment structures shall have a minimum setback of 25 feet from any adjacent lot occupied by a single-family home.

D. All such uses shall comply with the affordable housing requirements of Article 21 (Affordable Housing) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen.

**SECTION 8.** Section 2, Section 3, Section 4 and Section 5 of Ordinance No. 2016-19, entitled “An ordinance amending the zoning ordinance of the Borough of Metuchen to address the requirements of the Fair Housing Act and the Uniform Housing Affordability Controls (UHAC) regarding compliance with the Borough’s affordable housing obligations,” are hereby repealed.

**SECTION 9.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 10.** If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

**SECTION 11.** This ordinance shall take effect upon final passage and publication in accordance with law and upon filing with the Middlesex County Planning Board.

Introduction: October 17, 2016

Date of Publication: October 21, 2016

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED	X				MULDOON	X			
GRAYZEL	X				RASMUSSEN	X			
INSERRO	X				WALLACE	X			
MOTION	MULDOON			SECOND			LEIBFRIED		
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING		

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Susan D. Jackson, RMC  
Borough Clerk

Adopted:  
Date of Publication of Adoption:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
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Susan D. Jackson, RMC  
Borough Clerk

**BOROUGH OF METUCHEN**

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Susan Jackson, Borough Clerk

\_\_\_\_\_  
Peter Cammarano, Mayor

**ORDINANCE 2016-28**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**AN ORDINANCE TO REPEAL ARTICLE 7 (RESIDENTIAL DEVELOPMENT FEES) IN CHAPTER 87 (FEES) AND TO REPEAL ARTICLE 14A (DEVELOPMENT FEES FOR RESIDENTIAL DEVELOPMENT) IN CHAPTER 110 (LAND DEVELOPMENT) OF THE CODE OF THE BOROUGH OF METUCHEN AND TO ENACT ARTICLE 14B (DEVELOPMENT FEES) IN CHAPTER 110 (LAND DEVELOPMENT) OF THE BOROUGH OF METUCHEN TO ADOPT A COMPLIANT DEVELOPMENT FEE ORDINANCE IN ACCORDANCE WITH N.J.S.A. 52:27D-329.1, ET SEQ.**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Metuchen as follows:

**SECTION 1.** Article 7 (Residential Development Fees) in Chapter 87 (Fees) of the Code of the Borough of Metuchen is hereby repealed.

**SECTION 2.** Article 14A (Development Fees for Residential Development) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby repealed.

**SECTION 3.** Article 14B (development fees) in Chapter 110 (Land Development) of the Code of the Borough of Metuchen is hereby enacted to read as follows:

**ARTICLE 14B-DEVELOPMENT FEES**

**§110-55.8 - Purpose**

- a) In Holmdel Builder's Association V. Holmdel Township, 121 N.J. 550 (1990), the New Jersey Supreme Court determined that mandatory development fees are authorized by the Fair Housing Act of 1985 (the Act), N.J.S.A. 52:27d-301 et seq., and the State Constitution, subject to the Council on Affordable Housing's (COAH's) adoption of rules.
- b) Pursuant to P.L.2008, c.46, Section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7), COAH is authorized to adopt and promulgate regulations necessary for the establishment, implementation, review, monitoring and enforcement of municipal affordable housing trust funds and corresponding spending plans. Municipalities that are under the jurisdiction of the Council or Court of competent jurisdiction and have an approved spending plan may retain fees collected from non-residential development.
- c) This ordinance establishes standards for the collection, maintenance, and expenditure of development fees pursuant to COAH's regulations and in accordance with P.L.2008, c.46, Sections 8 and 32-38. Fees collected pursuant to this ordinance shall

be used for the sole purpose of providing low- and moderate-income housing. This ordinance shall be interpreted within the framework of COAH's prior round rules on development fees, codified at N.J.A.C. 5:93-8. and P.L.2008, c.46, Section 8 (C. 52:27D-329.2) and the Statewide Non-Residential Development Fee Act (C. 40:55D-8.1 through 8.7).

#### **§110-55.9 - Basic requirements**

- a) This ordinance shall not be effective until approved by the Court.
- b) The Borough of Metuchen shall not spend development fees until the Court has approved a plan for spending such fees in conformance with N.J.A.C. 5:93-5.1(c).

#### **§110-55.10 - Definitions**

- a) "Affordable housing development" means a development included in the Housing Element and Fair Share Plan, and includes, but is not limited to, an inclusionary development, a municipal construction project or a 100 percent affordable development.
- b) "COAH" or the "Council" means the New Jersey Council on Affordable Housing established under the Fair Housing Act.
- c) "Development fee" means money paid by a developer for the improvement of property as permitted in N.J.A.C. 5:93-8.
- d) "Developer" means the legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.
- e) "Equalized assessed value" means the assessed value of a property divided by the current average ratio of assessed to true value for the municipality in which the property is situated, as determined in accordance with sections 1, 5 and 6 of P.L.1973, c.123 (C. 54:1-35a through C. 54:1-35c).
- f) "Green building strategies" means those strategies that minimize the impact of development on the environment, and enhance the health, safety and well-being of residents by producing durable, low-maintenance, resource-efficient housing while making optimum use of existing infrastructure and community services.

#### **§110-55.11 - Residential Development fees**

- a) Imposed fees

- i. Residential developers, except for developers of the types of development specifically exempted below, shall pay a fee of one and a half percent of the equalized assessed value for residential development provided no increased density is permitted.
  - ii. When an increase in residential density pursuant to N.J.S.A. 40:55D-70d(5) (known as a “d” variance) has been permitted, developers may be required to pay a development fee of six percent of the equalized assessed value for each additional unit that may be realized. However, if the zoning on a site has changed during the two-year period preceding the filing of such a variance application, the base density for the purposes of calculating the bonus development fee shall be the highest density permitted by right during the two-year period preceding the filing of the variance application.
- b) Eligible exactions, ineligible exactions and exemptions for residential development
- i. Affordable housing developments and developments where the developer has made a payment in lieu of on-site construction of affordable units shall be exempt from development fees.
  - ii. Developments that have received preliminary or final site plan approval prior to the adoption of a municipal development fee ordinance shall be exempt from development fees, unless the developer seeks a substantial change in the approval. Where a site plan approval does not apply, a zoning and/or building permit shall be synonymous with preliminary or final site plan approval for this purpose. The fee percentage shall be vested on the date that the building permit is issued.
  - iii. Development fees shall be imposed and collected when an existing structure undergoes a change to a more intense use, is demolished and replaced, unless the owner resided in the previous dwelling for a period of one year or more prior to obtaining a demolition permit, or is expanded, if the expansion is not otherwise exempt from the development fee requirement. The development fee shall be calculated on the increase in the equalized assessed value of the improved or replaced structure as compared to the previous structure.
  - iv. Homes replaced as a result of a natural disaster (such as a fire or flood) shall be exempt from the payment of a development fee.

#### **§110-55.12 - Non-residential Development fees**

- a) Imposed fees

- i. Within all zoning districts, non-residential developers, except for developers of the types of development specifically exempted below, shall pay a fee equal to two and one-half (2.5) percent of the equalized assessed value of the land and improvements, for all new non-residential construction on an unimproved lot or lots.
  - ii. Non-residential developers, except for developers of the types of development specifically exempted below, shall also pay a fee equal to two and one-half (2.5) percent of the increase in equalized assessed value resulting from any additions to existing structures to be used for non-residential purposes.
  - iii. Development fees shall be imposed and collected when an existing structure is demolished and replaced. The development fee of two and a half percent (2.5%) shall be calculated on the difference between the equalized assessed value of the pre-existing land and improvement and the equalized assessed value of the newly improved structure, i.e. land and improvement, at the time final certificate of occupancy is issued. If the calculation required under this section results in a negative number, the non-residential development fee shall be zero.
- b) Eligible exactions, ineligible exactions and exemptions for non-residential development
- i. The non-residential portion of a mixed-use inclusionary or market rate development shall be subject to the two and a half (2.5) percent development fee, unless otherwise exempted below.
  - ii. The 2.5 percent fee shall not apply to an increase in equalized assessed value resulting from alterations, change in use within the existing footprint, reconstruction, renovations and repairs.
  - iii. Non-residential developments shall be exempt from the payment of non-residential development fees in accordance with the exemptions required pursuant to P.L.2008, c.46, as specified in the Form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" Form. Any exemption claimed by a developer shall be substantiated by that developer.
  - iv. A developer of a non-residential development exempted from the non-residential development fee pursuant to P.L.2008, c.46 shall be subject to it at such time the basis for the exemption no longer applies, and shall make the payment of the non-residential development fee, in that event, within three years after that event or after the issuance of the final certificate of occupancy of the non-residential development, whichever is later.
  - v. If a property which was exempted from the collection of a non-residential development fee thereafter ceases to be exempt from property taxation, the owner of the property shall remit the fees required pursuant to this section

within 45 days of the termination of the property tax exemption. Unpaid non-residential development fees under these circumstances may be enforceable by the Borough of Metuchen as a lien against the real property of the owner.

### **§110-55.13 - Collection procedures**

- a) Upon the granting of a preliminary, final or other applicable approval, for a development, the applicable approving authority shall direct its staff to notify the construction official responsible for the issuance of a building permit.
- b) For non-residential developments only, the developer shall also be provided with a copy of Form N-RDF “State of New Jersey Non-Residential Development Certification/Exemption” to be completed as per the instructions provided. The developer of a non-residential development shall complete Form N-RDF as per the instructions provided. The construction official shall verify the information submitted by the non-residential developer as per the instructions provided in the Form N-RDF. The Tax assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.
- c) The construction official responsible for the issuance of a building permit shall notify the local tax assessor of the issuance of the first building permit for a development which is subject to a development fee.
- d) Within 90 days of receipt of that notice, the municipal tax assessor, based on the plans filed, shall provide an estimate of the equalized assessed value of the development.
- e) The construction official responsible for the issuance of a final certificate of occupancy notifies the local assessor of any and all requests for the scheduling of a final inspection on property which is subject to a development fee.
- f) Within 10 business days of a request for the scheduling of a final inspection, the municipal assessor shall confirm or modify the previously estimated equalized assessed value of the improvements of the development; calculate the development fee; and thereafter notify the developer of the amount of the fee.
- g) Should Metuchen fail to determine or notify the developer of the amount of the development fee within 10 business days of the request for final inspection, the developer may estimate the amount due and pay that estimated amount consistent with the dispute process set forth in subsection b. of section 37 of P.L.2008, c.46 (C.40:55D-8.6).
- h) Except as provided in §110-55.12(a)(iii), above, fifty (50) percent of the development fee shall be collected at the time of issuance of the building

permit. The remaining portion shall be collected at the issuance of the certificate of occupancy. The developer shall be responsible for paying the difference between the fee calculated at building permit and that determined at issuance of certificate of occupancy.

i) Appeal of development fees

- 1) A developer may challenge residential development fees imposed by filing a challenge with the County Board of Taxation. Pending a review and determination by the Board, collected fees shall be placed in an interest bearing escrow account by the Borough of Metuchen. Appeals from a determination of the Board may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S.54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.
- 2) A developer may challenge non-residential development fees imposed by filing a challenge with the Director of the Division of Taxation. Pending a review and determination by the Director, which shall be made within 45 days of receipt of the challenge, collected fees shall be placed in an interest bearing escrow account by the Borough of Metuchen. Appeals from a determination of the Director may be made to the tax court in accordance with the provisions of the State Tax Uniform Procedure Law, R.S.54:48-1 et seq., within 90 days after the date of such determination. Interest earned on amounts escrowed shall be credited to the prevailing party.

**§110-55.14 - Affordable Housing Trust Fund**

- a) There is hereby created a separate, interest-bearing housing trust fund to be maintained by the Chief Financial Officer of the Borough of Metuchen for the purpose of depositing development fees collected from residential and non-residential developers and proceeds from the sale of units with extinguished controls.
- b) The following additional funds shall be deposited in the Affordable Housing Trust Fund and shall at all times be identifiable by source and amount:
  1. payments in lieu of on-site construction of affordable units;
  2. developer contributed funds to make ten percent (10%) of the adaptable entrances in a townhouse or other multistory attached development accessible;
  3. rental income from municipally operated units;
  4. repayments from affordable housing program loans;
  5. recapture funds;
  6. proceeds from the sale of affordable units; and

7. any other funds collected in connection with Metuchen's affordable housing program.
- c) Within seven days from the opening of the trust fund account, the Borough of Metuchen shall provide the State of New Jersey, Department of Community Affairs, Division of Local Government Services with written authorization, in the form of a three-party escrow agreement between the municipality, the bank, and NJDCA-LGS to permit NJDCA-LGS to direct the disbursement of the funds as provided for in N.J.A.C. 5:93-8.15, 8.18 and 8.19. This requirement shall be deemed to have been satisfied by a previously executed three-party escrow agreement with COAH, provided the bank remains the same as in the original agreement.
  - d) All interest accrued in the housing trust fund shall only be used on eligible affordable housing activities approved by the Court.

#### **§110-55.15 - Use of funds**

- a) The expenditure of all funds shall conform to a spending plan approved by the Court. Funds deposited in the housing trust fund may be used for any activity approved by the Department to address the Borough of Metuchen's fair share obligation and may be set up as a grant or revolving loan program. Such activities include, but are not limited to: preservation or purchase of housing for the purpose of maintaining or implementing affordability controls, rehabilitation, new construction of affordable housing units and related costs, accessory apartment, market to affordable, or regional housing partnership programs, conversion of existing non-residential buildings to create new affordable units, green building strategies designed to be cost saving and in accordance with accepted national or state standards, purchase of land for affordable housing, improvement of land to be used for affordable housing, extensions or improvements of roads and infrastructure to affordable housing sites, financial assistance designed to increase affordability, administration necessary for implementation of the Housing Element and Fair Share Plan, or any other activity as permitted pursuant to N.J.A.C. 5:93-8.16 and specified in the approved spending plan.
- b) Funds shall not be expended to reimburse the Borough of Metuchen for past housing activities.
- c) At least 30 percent of all development fees collected and interest earned shall be used to provide affordability assistance to low- and moderate-income households in affordable units included in the municipal Fair Share Plan. One-third of the affordability assistance portion of development fees collected shall be used to provide affordability assistance to those households earning 30 percent or less of median income by region.
  - i. Affordability assistance programs may include down payment assistance, security deposit assistance, low interest loans, rental assistance, assistance

- with homeowners association or condominium fees and special assessments, and assistance with emergency repairs.
- ii. Affordability assistance to households earning 30 percent or less of median income may include buying down the cost of low or moderate income units in the municipal Fair Share Plan to make them affordable to households earning 30 percent or less of median income.
  - iii. Payments in lieu of constructing affordable units on site and funds from the sale of units with extinguished controls shall be exempt from the affordability assistance requirement.
- d) The Borough of Metuchen may contract with a private or public entity to administer any part of its Housing Element and Fair Share Plan, including the requirement for affordability assistance.
  - e) No more than 20 percent of all revenues collected from development fees, may be expended on administration, including, but not limited to, salaries and benefits for municipal employees or consultant fees necessary to develop or implement a new construction program, a Housing Element and Fair Share Plan, and/or an affirmative marketing program. In the case of a rehabilitation program, no more than 20 percent of the revenues collected from development fees shall be expended for such administrative expenses. Administrative funds may be used for income qualification of households, monitoring the turnover of sale and rental units, and compliance with the reporting and monitoring requirements that have been approved by the Court. Legal or other fees related to litigation opposing affordable housing sites or objecting to or appealing Court's approval of Metuchen's Housing Element and Fair Share Plan are not eligible uses of the affordable housing trust fund.

#### **§110-55.16 – Monitoring**

On an annual basis commencing with the first anniversary of the entry of the Order granting a Final Judgment of Compliance and Repose to Metuchen, the Borough of Metuchen shall report all activity in connection with its Affordable Housing Trust Fund to the New Jersey Department of Community Affairs (either the Division of Local Government Services or the Council on Affordable Housing (COAH), whichever entity is designated by the State of New Jersey), with a copy provided to Fair Share Housing Center and to the Intervenors/Defendants in *In the Matter of the Application of the Borough of Metuchen*, Docket No.: MID-L-4012-15, and with a posting of same on the municipal website, using forms previously developed for this purpose by COAH. The reporting shall include all sources and amounts collected/earned and the amounts and purposes for which funds have been expended.

#### **§110-55.17 - Ongoing collection of fees**

- a) The ability for the Borough of Metuchen to impose, collect and expend development fees shall expire with its Judgment of Compliance and Repose unless the Borough of Metuchen has filed an adopted Housing Element and Fair Share Plan with the Court or with COAH or its successor agency designated by the State of New Jersey, has petitioned for a Judgment of Compliance and Repose or substantive certification, and has received the Court's or COAH's approval of its development fee ordinance. If the Borough of Metuchen fails to renew its ability to impose and collect development fees prior to the expiration of its Judgment of Compliance and Repose, it may be subject to forfeiture of any or all funds remaining within its municipal trust fund. Any funds so forfeited shall be deposited into the "New Jersey Affordable Housing Trust Fund" established pursuant to section 20 of P.L.1985, c.222 (C. 52:27D-320). The Borough of Metuchen shall not impose a residential development fee on a development that receives preliminary or final site plan approval after the expiration of its Judgment of Compliance and Repose, nor shall the Borough of Metuchen retroactively impose a development fee on such a development. The Borough of Metuchen shall not expend development fees after the expiration of its Judgment of Compliance and Repose.

**SECTION 4.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 5.** If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

**SECTION 6.** This ordinance shall take effect upon final passage and publication in accordance with law and upon filing with the Middlesex County Planning Board.

Introduction: October 17, 2016

Date of Publication: October 21, 2016

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED	X				MULDOON	X			
GRAYZEL	X				RASMUSSEN	X			
INSERRO	X				WALLACE	X			
MOTION	MULDOON			SECOND			RASMUSSEN		
X - INDICATES VOTE				AB- ABSENT			NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on October 17, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

Adopted:

Date of Publication of Adoption:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION					SECOND					
X – INDICATES VOTE					AB- ABSENT			NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

**BOROUGH OF METUCHEN**

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
 Susan Jackson, Borough Clerk

\_\_\_\_\_  
 Peter Cammarano, Mayor

**RESOLUTION 2016-260**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION REFUNDING SIDEWALK ESCROW FEE #16-032  
32 STIRLING COURT**

**WHEREAS**, David Lanton posted \$96.00 for sidewalk escrow fees for 32 Stirling Court;  
and

**WHEREAS**, the Planning Office has requested that the escrow fees be refunded to David  
Lanton,

**NOW, THEREFORE, BE IT RESOLVED**, that David Lanton be refunded \$96.00  
from the Sidewalk Inspection Escrow account.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE				AB- ABSENT		NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council  
of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on  
November 7, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-261**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION SUPPORTING POLICE OFFICERS, FIREFIGHTERS, CORRECTION OFFICERS AND FIRST RESPONDERS**

**WHEREAS**, Police Officers, Firefighters, Correction Officers, and First Responders ensure the public safety and protection of citizens and place their lives on the line while performing their duties; and

**WHEREAS**, Congressman David W. Jolly (R-Florida) introduced H.R. 814, known as the “Thin Blue Line Act” on February 9, 2016 that amends Section 3592© title 18 of the United States Code; and

**WHEREAS**, this legislation provides that the killing of Law Enforcement Officers, Firefighters, Prosecutors, First Responders and Correction Officers while engaged in the performance of their official duties, because of the performance of their official duties or because of their status as a public official employee, shall be deemed as an aggravating factor while considering the imposition of the death penalty based on the status of the victim under federal law; and

**WHEREAS**, the recent murders of 5 Law Enforcement Officers in Dallas, Texas on July 7, 2016, as well as the deaths of numerous Law Enforcement Officers and First Responders in the United States are an example of the dangerous conditions which Law Enforcement Officers and other responders face on a daily basis; and

**WHEREAS**, the Borough Council of the Borough of Metuchen recognizes that all members of the Metuchen Borough Police Department, Metuchen Volunteer Fire Department, Metuchen Volunteer Rescue Squad and First Responders and all Law Enforcement Officers and First Responders throughout New Jersey and the United States place themselves in harm’s way in order to protect the public and ensure a safe community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Metuchen, County of Middlesex, State of New Jersey hereby confirms for the record its support of H.R. 814 and urges the United States House of Representatives and U.S. Senate to enact this important legislation; and

**BE IT FURTHER RESOLVED**, the Borough Clerk shall forward copies of this Resolution, along with a letter from the Mayor to: Senator Cory Booker, Senator Robert Menendez, Congressman Leonard Lance, Speaker Paul Ryan, Senator Peter J. Barnes, III, Assemblyman Patrick J. Diegnan, Jr, Assemblywoman Nancy J. Pinkin, the State Police Chiefs Association, and all Mayors in Middlesex County, New Jersey.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE		AB- ABSENT			NV- NOT VOTING				

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-262**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING THE ENTRY INTO, AND THE EXECUTION OF, A SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF METUCHEN AND THE PARKING AUTHORITY OF THE BOROUGH OF METUCHEN**

**WHEREAS**, the Parking Authority of the Borough of Metuchen requires certain administrative support and maintenance services relating to the operations and management of the of the Parking Authority properties, including but not limited to the snow plowing, sweeping and cleaning of the Parking Authority lots (the “Services”); and

**WHEREAS**, the Borough of Metuchen has determined that it has the necessary resources and personnel to provide the Services to the Parking Authority; and

**WHEREAS**, representatives of the Borough and the Parking Authority have met and discussed the required Services to assist the Parking Authority in their operations and the necessary personnel and resources to render the same; and

**WHEREAS**, the Borough and the Parking Authority desire to authorize the entry into a Shared Services Agreement for the provision of the required Services.

**NOW THEREFORE BE IT RESOLVED** that the Borough Council of the Borough of Metuchen hereby authorizes the entry into and the execution of a Shared Services Agreement between the Borough of Metuchen and the Parking Authority of the Borough of Metuchen in the form consistent to the Shared Services Agreement attached hereto subject to the final approval as to form and contents by the Mayor, Borough Administrator, Council President and legal counsel; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough officials and employees are hereby authorized to take all necessary actions in order to effectuate the terms and provisions of this Resolution, including but not limited to the final approval and execution of a Shared Service Agreement in the form acceptable in contents by the Mayor, Borough Administrator, Council President and legal counsel; and

**BE IT FURTHER RESOLVED** that Borough officials and employees are hereby authorized to take all necessary actions in order to effectuate the terms and provisions of the authorized executed Shared Service Agreement between the Borough and Parking Authority.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION					SECOND					
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-263**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-39 – 205 COLUMBIA AVENUE – JOHN BURTON PLUMBING &  
HEATING INC.**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by John Burton Plumbing & Heating Inc. as the required Performance Guarantee for Street Opening Bond #2016-39 – 205 Columbia Avenue; and

**WHEREAS**, the Director of Public Works advises that said work has been completed in a manner satisfactory to his department; and

**WHEREAS**, the Director of Public Works advises it is in order to release the monies previously deposited.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Metuchen that the Chief Financial Officer be and is hereby authorized to release said funds in the amount of \$500.00 to: John Burton Plumbing & Heating Inc, 104 Norcross Avenue, Unit B, Metuchen New Jersey 08840 as recommended by the Director of Public Works.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016.

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-264**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING RELEASE OF STREET OPENING BOND  
#2016-40 – 250 LIBERTY STREET – JOHN BURTON PLUMBING & HEATING  
INC.**

**WHEREAS**, in accordance with the Borough of Metuchen Ordinance, \$500.00 was posted by John Burton Plumbing & Heating Inc. as the required Performance Guarantee for Street Opening Bond #2016-40 – 250 Liberty Street; and

**WHEREAS**, the Director of Public Works advises that said work has been completed in a manner satisfactory to his department; and

**WHEREAS**, the Director of Public Works advises it is in order to release the monies previously deposited.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Metuchen that the Chief Financial Officer be and is hereby authorized to release said funds in the amount of \$500.00 to: John Burton Plumbing & Heating Inc, 104 Norcross Avenue, Unit B, Metuchen New Jersey 08840 as recommended by the Director of Public Works.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016.

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-265**

*Borough of Metuchen  
County of Metuchen  
State of New Jersey*

**RESOLUTION AUTHORIZING AN AGREEMENT FOR ENGINEERING SERVICES FOR NJ DEPARTMENT OF TRANSPORTATION TRUST FUND PROJECT –DURHAM AVENUE – MASER CONSULTING P.A.**

**WHEREAS**, there exists the need for consultant services for engineering services for professional engineering and construction observation and related services in the Borough of Metuchen commencing in 2016, for NJDOT FY 2015-Durham Avenue Project; and

**WHEREAS**, the proposal was reviewed and evaluated by Borough Administrator; and

**WHEREAS**, it is the recommendation of the Borough Administrator that a contract for engineering service be awarded to Maser Consulting P.A., of Red Bank, New Jersey; and

**WHEREAS**, it is the desire of Borough Council to appoint Maser Consulting P.A., of Red Bank, New Jersey as the engineering services for professional engineering and construction observation and related services for the project NJDOT FY 2015-Durham Avenue effective October 2016; and

**WHEREAS**, the cost for the proposed services shall not exceed \$130,700.00 without further approval by the Borough Council; and

**WHEREAS**, funds for this purpose will be available in the 2016 Budget as evidenced by the Chief Financial Officer's Certification; and

**WHEREAS**, this contract is awarded as a “non-fair and open contract” pursuant to and in accordance with the Local Unit Pay-to-Play Law.

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Borough Council of the Borough of Metuchen that the Mayor is authorized to execute and the Borough Clerk to attest an agreement between the Borough of Metuchen and Maser Consulting, P.A., 331 Newman Springs Road, Suite 203, Red Bank, New Jersey, 07701 for engineering services for professional engineering and construction observation and related services for the project NJDOT FY 2015-Durham Avenue.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-266**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE**

**WHEREAS**, the Planning Office has requested that the following escrow accounts be closed and the balance be refunded to the depositors,

**WHEREAS**, the Planning Office has contacted the Board Engineer, Planner and Attorney for authorization to release the funds and determine the projects are closed,

**WHEREAS**, the Planning Office has provided a list to the Chief Finance Officer with a sign-off from the Board Professionals, that the following escrow projects are complete and can be closed, and that no further billing from the professionals for these projects will be paid.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen for the Chief Financial Officer/Tax Collector be instructed to refund, in the amount indicated, the following escrow balances to the depositors, as the project has been determined to be closed:

<b>ESCROW ACCOUNT</b>	<b>AMOUNT</b>	<b>DEPOSITOR</b>
13-993 E	266.33	Callicorp LLC 20 Hillside Avenue
13-1011 E	369.95	Suburban Development LLC 38 Orchard Street
16-1097 E	446.00	James Schiadaresis 41 Sheridan Avenue

<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION					SECOND					
X – INDICATES VOTE					AB- ABSENT			NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

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Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-267**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE**

**WHEREAS**, the Planning Office has requested that the following escrow accounts be closed and the balance be refunded to the depositors,

**WHEREAS**, the Planning Office has contacted the Board Engineer, Planner and Attorney for authorization to release the funds and determine the projects are closed,

**WHEREAS**, the Planning Office has provided a list to the Chief Finance Officer with a sign-off from the Board Professionals, that the following escrow projects are complete and can be closed, and that no further billing from the professionals for these projects will be paid.

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen for the Chief Financial Officer/Tax Collector be instructed to refund, in the amount indicated, the following escrow balances to the depositors, as the project has been determined to be closed:

<b>ESCROW ACCOUNT</b>	<b>AMOUNT</b>	<b>DEPOSITOR</b>
00-513 E	701.96	KMP Realty LLC 228-236 Main Street
14-10331 E	118.87	Greenway Village LLC 392 Amboy Avenue

<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>	<b>COUNCILMEMBER</b>	<b>YES</b>	<b>NO</b>	<b>NV</b>	<b>AB</b>
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-268**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING REFUND OF ESCROW BALANCE**

**WHEREAS**, the Planning Office has requested that the following escrow account be closed and the balance be refunded to the depositor,

**WHEREAS**, the Planning Office has contacted the Board Engineer, Planner and Attorney for authorization to release the funds and determine the project is closed,

**WHEREAS**, the Planning Office has provided a list to the Chief Finance Officer with a sign-off from the Board Professionals, that the following escrow project is complete and can be closed, and that no further billing from the professional for this project will be paid.

**WHEREAS**, project 14-10331 I for this release is an interest bearing-split escrow account,

**WHEREAS**, the payment for release for project 14-10331 I will include interest in addition to the amount shown in the chart below,

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen for the Chief Financial Officer/Tax Collector be instructed to refund, in the amount indicated, the following escrow balance to the depositor, as the project has been determined to be closed:

ESCROW ACCOUNT	AMOUNT	DEPOSITOR
14-10331 I	2019.11	Greenway Village LLC 392 Amboy Avenue

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB					
LEIBFRIED					MULDOON									
GRAYZEL					RASMUSSEN									
INSERRO					WALLACE									
MOTION					SECOND									
X – INDICATES VOTE					AB- ABSENT					NV- NOT VOTING				

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-269**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND  
APPROPRIATION NJS 40A:4-87**

**WHEREAS**, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in 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 the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Metuchen in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget in the year 2016 in the sum of \$2,745.56, which is now available from the State of New Jersey Division of Criminal Justice in the amount of \$2,745.56.

**BE IT FURTHER RESOLVED**, that the like sum of \$2,745.56 is hereby appropriated under the caption Body Armor Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from State of New Jersey Division of Criminal Justice in the amount of \$2,745.56.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-270**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION TO TRANSFER 2016 TAXES DUE TO PARCELS AFFECTED BY  
SUBDIVISION, LAND BOUNDARY CHANGES OR COMBINING PARCELS**

**WHEREAS**, Block 91, Lot 11 and Block pa, Lot 15 were affected by subdivision, boundary changes or combining parcels where parcels are being combined/eliminated, and

**WHEREAS**, payments for quarters one and two on Block 91, Lot 15 parcel are credited to Block 91, Lot 11, and

**WHEREAS**, to properly account for taxes billed and paid, the following transfers of payments is requested from the Tax Collector,

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Metuchen, that the Tax Collector be and is hereby authorized to make transfer adjustments for 2016 tax payments on the following properties due to subdivision, boundary changes or combining parcels where parcels are being combined/eliminated, in the amount of \$3,808.35.

Block/Lot/Qual	Address	Owner	Amount to Transfer	Quarter of Transfer
91/15	550 Middlesex Ave	Cairo Prop. c/o Friendly Ice Cream	(1,904.18)	1/2016
91/15	550 Middlesex Ave	Cairo Prop. c/o Friendly Ice Cream	(1,904.17)	2/2016
91/11	544 Middlesex Ave	Cairo Prop. c/o Friendly Ice Cream	1,904.18	1/2016
91/11	544 Middlesex Ave	Cairo Prop. c/o Friendly Ice Cream	1,904.17	2/2016

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-271**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AMENDING CERTAIN SALARIES**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Metuchen that the pay of each officer and employee whose pay range is established under Ordinance 92-25 and amendments thereto and who is not covered by a collective bargaining agreement is hereby set for the calendar year commencing January 1, 2016 as follows:

**GROUP V – FULL TIME OFFICERS AND EMPLOYEES**

DPW Director – Adjust Annual Base Prorated in 2016 as of June 1, 2016

**BE IT FURTHER RESOLVED**, that no officer or employee shall be paid at a rate which is above the maximum rate for any salary range in any of the aforementioned groups; and

**BE IT FURTHER RESOLVED** that unless otherwise provided for all new employees or newly promoted employees shall be paid at the minimum rate of the salary range for the position to which they are hired. However, the Borough Administrator may hire a prospective employee who possesses qualifications for the position at a rate above the minimum rate, but in no case shall a new employee be hired at a rate which is greater than that of a current employee in the same range.

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE					AB- ABSENT		NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

**RESOLUTION 2016-272**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**RESOLUTION AUTHORIZING THE PAYMENT OF THE BILL LIST**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Metuchen that the proper warrants be drawn and all bills be paid totaling \$

I, Rebecca Cuthbert, Chief Financial Officer of the Borough of Metuchen do hereby certify that funds are available for the payment of bills for the Borough of Metuchen.

---

Rebecca Cuthbert, CFO

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
LEIBFRIED					MULDOON				
GRAYZEL					RASMUSSEN				
INSERRO					WALLACE				
MOTION					SECOND				
X – INDICATES VOTE		AB- ABSENT			NV- NOT VOTING				

I hereby certify the foregoing to be a true copy of a resolution adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

---

Susan D. Jackson, RMC  
Borough Clerk

**ORDINANCE 2016-29**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**ORDINANCE AMENDING SECTIONS 59-6 AND 59-12(G) OF THE CODE OF THE BOROUGH OF METUCHEN INCREASING THE DOG LICENSING FEE AND THE LATE PAYMENT FEES FOR DOG AND CAT LICENSING**

**WHEREAS**, the Board of Health of the Borough of Metuchen has reviewed the fees for the licensing of dogs and cats within the Borough as well as the late payment fees associated with the same; and

**WHEREAS**, the Board of Health has recommended and requested the Mayor and Borough Council increase the current dog license fees from \$7.00 to \$10.00, and to increase the late payment fees for both dog and cat licensing from \$2.00 to \$5.00; and

**WHEREAS**, the Council of the Borough of Metuchen deems it in the best interest of the Borough to accept the Board of Health's recommendation and request to increase the aforementioned fees.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Borough of Metuchen that it hereby amends Chapter 59 of the Code of the Borough of Metuchen, entitled, "Animals", specifically § 59-6, shall be hereby amended to state as follows:

**§ 59-6 Fees; expiration dates.**

A. The person applying for the license and registration tag of a dog shall pay an annual fee of \$10.00 plus such additional fees as established by the state and forwarded to the Department of Health. A fee of \$3 shall be added for unneutered dogs. For each annual renewal the fee for the license for the registration tag shall be the same as for the original license tag. The licenses, registration tags and renewals thereof shall expire on the last day of January of the following year.

B. Commencing March 1 of each year a late fee of \$5.00 will be added to the regular dog license fee.

**BE IT FURTHER ORDAINED** by the Council of the Borough of Metuchen that § 59-12(G) of the Code of the Borough is hereby amended to state as follows:

§ 59-12(G) Fees. A license shall be issued after payment of a fee of \$11.20 for each unneutered cat and \$8.20 for each neutered cat. Persons who fail to obtain a license as required within the time period specified in this section will be subject to a delinquent fee of \$5.00, as well such other penalties as provided in § 59-34 of this article.

**BE IT FURTHER ORDAINED** that the remaining sections and subparts of Chapter 59, including but not limited to § 59-12 not referenced above shall remain in full force and effect; and

**BE IT FURTHER ORDAINED** that if any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance; and

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency; and

**BE IT FURTHER ORDAINED** by the Council of the Borough of Metuchen that this ordinance shall take effect after passage and publication as required by law.

Introduction:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

Adopted:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on December 5, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

By: \_\_\_\_\_  
Peter Cammarano  
Mayor

**ORDINANCE 2016-30**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 92-25  
ESTABLISHING SALARY RANGES**

**[STATEMENT OF PURPOSE: TO AMEND THE MINIMUM AND MAXIMUM WAGE  
RANGES FOR CERTAIN BOROUGH EMPLOYEES]**

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Metuchen that Ordinance No. 92-25 as amended and supplemented be further amended as follows:

1. Section I, Group I is hereby amended by deleting the existing minimum and maximum ranges and titles and replacing them with the following:

The salary range of compensation for the administrative employees hereinafter named shall be amended as follows, all payable in bi-weekly installments except as otherwise provided for:

<u>RANGE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	
3	\$18,000	\$42,000	Clerk Typist, Secretary, Deputy Court Administrator, Office Assistant,
6	\$20,000	\$50,000	Accounting/Tax Clerk, FT Library Assistant/Senior Library Assistant

2. Section I, Group II is hereby amended by deleting the existing salary and title and replacing it with the following:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>	<u>PER</u>
Part-Time Clerk and Secretaries	\$ 8.00	\$ 20.00	hour

3. Additional compensation by way of holiday pay, longevity, overtime, sick days, personal days, insurance benefits for full time employees not covered in collective bargaining agreements are fully set forth in the Personnel Resolution and amendments thereto previously adopted by the Borough Council and are hereby incorporated in this Ordinance.

4. No officer or employee shall be paid at a base rate which is above the maximum rate for any salary range in any of the aforementioned groups. Unless otherwise provided for all new employees or newly promoted employees shall be paid at the minimum rate of the salary range for the position to which they are hired. However, the Borough Administrator may hire a prospective employee who possesses qualifications that are greater than the minimum qualifications for the position at a

rate above the minimum rate, but in no case shall a new employee be hired at a rate which is greater than that of a current employee in the same group.

5. If any portion of this ordinance is in conflict with any portion of a collective bargaining agreement, then the collective bargaining agreement shall take precedence.

6. All ordinances and parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

7. This ordinance shall take effect after its publication according to law and the amendments contained herein shall be retroactive to January 1, 2016.

Introduction:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 7, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

Adopted:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on December 5, 2016

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

ATTEST:

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

BOROUGH OF METUCHEN

By: \_\_\_\_\_  
Peter Cammarano  
Mayor

**ORDINANCE 2016-31**

*Borough of Metuchen  
County of Middlesex  
State of New Jersey*

**ORDINANCE OF THE BOROUGH OF METUCHEN ESTABLISHING A NON-RESIDENT SENIOR FEE TO PARTICIPATE IN METUCHEN SENIOR CITIZEN CENTER ACTIVITIES AND INCREASING THE PROGRAM FEES FOR THE SENIOR HOLIDAY LUNCH.**

**WHEREAS**, the Borough of Metuchen has established a Metuchen Senior Center, which is a drop-in facility for citizens aged sixty (60) and over; and

**WHEREAS**, a full range of services are offered, including recreation, information and referral, health screening, counseling and income tax preparation for Metuchen Seniors; and

**WHEREAS**, the services offered by the Metuchen Senior Center have not been limited to Borough Senior residents, and Borough has allowed participation to surrounding community senior residents, based upon availability of space and demand; and

**WHEREAS**, the increasing costs of operation of the Metuchen Senior Center is borne by, among other things, the residents of the Borough of Metuchen; and

**WHEREAS**, pursuant to § 10-20 of the Code of the Borough of Metuchen, the Borough of Metuchen has established a Senior Citizens Commission who shall make recommendations to the Mayor and Council related to the activities, policies and programs to assist seniors; and

**WHEREAS**, the Metuchen Senior Citizens Commission has recommended to the Mayor and Council the implementation of a non-resident senior annual fee of \$30.00 in order to utilize the Metuchen Senior Center facility in order to assist with the increase of the costs of operations; and

**WHEREAS**, the Council of the Borough of Metuchen deems it in the best interest of the residents of the Borough of Metuchen to accept the recommendation of the Metuchen Seniors Commission and implement a non-resident senior annual fee of \$30.00 for the eligibility for the use of the Metuchen Senior Center facility during normal operating hours and the recommendation of the Borough Administrator and Metuchen Senior Center Director to establish a range of fees to be charged for the Senior Center Sponsored lunches.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Borough of Metuchen that it hereby amends Chapter 87, Article 14 of the Code of the Borough of

Metuchen, entitled "Senior Citizen Program Fees, specifically § 87-23, to state as follows:

**§ 87-23 Fees established.**

- A. There shall be an annual registration fee for non-resident senior citizens (age sixty (60) and over) in the amount of \$30.00 per person. The payment of the annual registration fee shall be required prior to the participation and/or use by any non-resident senior citizen of the Metuchen Senior Center or participation in any program, event and/or service offered at the Metuchen Senior Center. The payment of such registration fee shall be in addition to any costs or fee established by the Borough for the participation in an event, service or program.
- B. The payment of the annual registration fee shall not provide a non-resident senior any right or entitlement to any or all of the benefits, programs, assistance and services offered by the Borough of Metuchen to the Borough of Metuchen Senior Citizens. The payment of the above annual registration fee set forth above shall be solely for the eligibility to participate in events, programs and services offered at the Metuchen Senior Citizen Center and shall not be a guarantee, license or entitlement to any services offered by the Borough of Metuchen.
- C. Senior Citizen Program Fees. In addition to those fees established above, fees are established for participation in the following programs:

<b>Program</b>	<b>Fee</b>
Senior Center sponsored luncheons	\$5.00 to 10.00 (dependent upon the costs of luncheon)
Atlantic City chartered bus trips	\$20.00 to \$40.00 (dependent upon cost of bus rental)

**BE IT FURTHER ORDAINED**, by the Council of the Borough of Metuchen that it hereby authorizes and directs the Metuchen Seniors Commission in coordination with the Borough Administrator and the Director of the Metuchen Senior Center to establish practices and procedures relating to the collection, enforcement and monitoring of the annual registration fee for non-resident seniors, including but not limited to providing notice to the seniors, the creation of an application for non-resident seniors, and the pro-ration of the annual registration fee, when applicable, and the fees to be charged for the programs, services and events in accordance with the aforementioned guidelines; and

**BE IT FURTHER ORDAINED** that if any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance; and

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed or amended to the extent of such inconsistency; and

**BE IT FURTHER ORDAINED** by the Council of the Borough of Metuchen that this ordinance shall take effect after passage and publication as required by law, except that the annual registration fee for non-resident seniors shall become effective January 1, 2017.

Introduction:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 17, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC  
 Borough Clerk

Adopted:

Date of Publication:

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB	
LEIBFRIED					MULDOON					
GRAYZEL					RASMUSSEN					
INSERRO					WALLACE					
MOTION										
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on December 5, 2016

\_\_\_\_\_  
 Susan D. Jackson, RMC

Borough Clerk

ATTEST:

\_\_\_\_\_  
Susan D. Jackson, RMC  
Borough Clerk

BOROUGH OF METUCHEN

By: \_\_\_\_\_  
Peter Cammarano  
Mayor