

**TOWNSHIP OF BYRAM
COUNCIL AGENDA, TUESDAY, FEBRUARY 6, 2024
EXECUTIVE SESSION – 6:30 P.M.
REGULAR SESSION – 7:30 P.M.**

PLEASE TAKE NOTICE that the regular session part of the meeting starting at 7:30 p.m. will be held in person at 10 Mansfield Drive and via Zoom Webinar. The public may connect using a computer or smart device by clicking on the following link: <https://us02web.zoom.us/j/82117363001>, or by calling any of the following number's US: +1 646 518 9805 or +1 267 831 0333 to participate. When prompted, enter the Meeting ID Number: 821 1736 3001. The public will have the opportunity to comment at appropriate times during the meeting. Formal action will be taken.

- 1. CALL MEETING TO ORDER**
- 2. OPEN PUBLIC MEETING STATEMENT**

This meeting is called pursuant to the provisions of the Open Public Meetings Act. Both adequate and electronic notice of the meeting has been provided, specifying the time, place. In addition, a copy of this notice is available to the public and is on file in the office of the Municipal Clerk, posted on the main door, the bulletin board of the Municipal Building, on the Township website at: https://www.byramtwp.org/index.php/town_hall/township_council, and has been forwarded to those persons requesting notice.
- 3. ROLL CALL**
- 4. RESOLUTION FOR EXECUTIVE SESSION**
 - a. Attorney Client Privilege Communication
- General
 - b. Personnel
 - c. Litigation
- 5. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION**
- 6. APPROVAL OF AGENDA**
- 7. PROCLAMATION – IN RECOGNITION OF KEN BURKE AS BYRAM TOWNSHIP CHIEF OF POLICE**
- 8. SWEARING IN OF DANIEL DEWALD – CHIEF OF POLICE**
- 9. SWEARING IN OF GUY MARIANI - LIEUTENANT**
- 10. SWEARING IN OF KEVIN PERRY - SEARGENT**
- 11. SWEARING IN OF KEVIN DISHINGER AS EMERGENCY MANAGEMENT COORDINATOR**
- 12. RENEWAL OF LICENSE – 2024 QUARRY LICENSE**
- 13. RENEWAL OF LICENSE – 2024 JUNK YARD - RAIMOS**
- 14. ITEMS FOR DISCUSSION**
 - Model tree removal- replacement ordinance
 - Local Recreation Grant– Tennis Court
- 15. REPORTS**
 - Township Manager
 - Mayor and Council Members
 - Township Attorney
- 16. PUBLIC PARTICIPATION I** – Meeting open to the public for comments on matters not on the agenda or items on the agenda for which no public discussion is provided.
- 17. APPROVAL OF MINUTES**
 - January 16, 2024 Regular & Closed Session Meeting Minutes
 - January 30, 2024 Regular Public Hearing Minutes
- 18. CONSENT AGENDA:** These items are considered to be routine by the Members of the Township Council and will be enacted on by one motion. There will be no separate discussion of these items unless a citizen or Council member so requests in which event the item may be removed from the general order of business and considered in its normal sequence on the agenda.
 - A. Resolution No. 039-2024 – 2024 Temporary Capital Budget Resolution
 - B. Resolution No. 040-2024 – Resolution to Authorize Participation in the 2024 Radon Awareness Program
 - C. Resolution No. 041-2024 – A Resolution of the Township Council of the Township of Byram Authorizing the Disposal of Out-of-Date Byram Township Fire Department Turnout Gear
 - D. Resolution No. 042-2024 – Resolution Authorizing the Mayor to Sign the William Underwood Settlement Agreement
 - E. Resolution No. 043-2024 – Resolution of the Township of Byra, County of Sussex, Opposing Assembly Bill No. 4/Senate Bill No. 50, which Proposes to Overhaul the Fair Housing Act (“FHA”) in a way that Imposes Unrealistic Obligations with Unrealistic Deadlines based upon Onerous Standards.
- 19. RESOLUTION NO. 038-2024** – Enabling Resolution for Green Acres Application - CIP
- 20. APPROVAL OF FEBRUARY 6, 2024 BILL LIST**
- 21. ORDINANCE – 2nd Reading / Public Hearing**
 - **ORDINANCE 001-2024 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

Purpose Statement: The purpose of this ordinance is to exceed the State mandated COLA percentage of 2.5% and increase to 3.5% and to bank the difference between the Township's final appropriation subject to the cap and 3.5%.
 - **ORDINANCE 002-2024 - AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BYRAM TO VACATE, RELEASE AND EXTINGUISH ANY PUBLIC RIGHTS IN PORTIONS OF THE STREET AND ROADWAY KNOWN AS NETCONG AVENUE AND MILLSTREAM LANE PURSUANT TO N.J.S.A. 40:49-6 AND N.J.S.A. 40:67-21**

AND ACCEPTING DEDICATIONS OF REPLACEMENT PORTIONS OF NETCONG AVENUE AND MILLSTREAM LANE

Purpose Statement: The purpose of this Ordinance is to vacate a portion of the streets known as Netcong Avenue and Millstream Lane and identified herein pursuant to N.J.S.A. 40:49-6 and N.J.S.A. 40:67-21.

22. ORDINANCE – 1st Reading / Introduction

- **ORDINANCE NO. 003-2024 - AN ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR THE ACQUISITION OF NEW EQUIPMENT FOR USE BY THE DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP TO PROVIDE FUNDING IN THE AMOUNT NOT TO EXCEED \$301,000.00**

Purpose Statement: Acquisition of new equipment for use by the Department of Public Works of the Township.

23. FUTURE AGENDA DISCUSSION ITEMS

24. PUBLIC PARTICIPATION II

25. EXECUTIVE SESSION – Session II (if necessary)

26. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY

27. ADJOURNMENT



HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS · PLANNERS · LAND SURVEYORS

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CORY L. STONER, EXEC. VICE PRESIDENT
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MATTHEW J. MORRIS
NJ – L.L.A., NJ – P.P.

THOMAS G. KNUTELSKY, ASSOCIATE
NJ – P.E., NJ – P.P.

January 31, 2024

MEMORANDUM TO: Byram Township Mayor & Council

FROM: Cory L. Stoner, P.E., C.M.E.

SUBJECT: 2024 Quarry License Application for Tilcon New York
Block 226, Lot 8; Block 357, Lot 1; Block 358, Lot 1;
Block 362, Lot 5; and Block 363, Lot 2
Byram Township, Sussex County
HPA No. 24-

Dear Mayor and Council:

I have reviewed the 2024 Quarry License Application for the above referenced properties. Based on a review of this application, I offer the following comments:

1. The documents submitted as part of this application were included in a binder that was entitled “Byram Township, Quarry License Application, Year 2024, submitted by: Tilcon Engineering Department, 9 Entin Rd., Parsippany, NJ 07054”.
2. All items required by §189-4 and §189-5 of the Byram Township Code for a quarry license application were submitted in the Applicant’s license application, except as noted below:
 - As per 189-4E, please provide the registered agent and address for a New Jersey or foreign corporation.
 - As per 189-4F, please provide the name and address of persons or entities who own 10% or greater of the shares of the limited liability company.
3. Comments Regarding Conditions of 2023 Resolution:
 - a. Condition No. 3 – Wetlands: Activity at the quarry during the past year has once again been very limited. As stated in previous years, I do not feel that a new wetland investigation is needed until Tilcon plans to expand the operations in the quarry. The condition of it being Tilcon’s obligation to comply with the regulations and requirements of the NJDEP should be continued in 2024.

- b. Condition No. 4 – Noise: No complaints are known to be filed regarding noise emanating from the quarry. If any complaints are made in 2024, Tilcon will be responsible for taking any mitigation measures that may be warranted.
- c. Condition No. 5 – Performance Bond: The amount of the performance bond for the restoration of the 40 acre quarry was adjusted as follows for 2017:

ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	AMOUNT
1	Borrow Material - 18" Thick Overburden	C.Y.	97,000	\$9.00	\$873,000.00
2	Topsoiling, 4" Thick, Seeding, Mulching	Acre	40	\$5,000	\$200,000.00
TOTAL					\$1,073,000.00

Total Performance Bond Amount = \$1,073,000 x 120% = **\$1,287,600.00** A copy of the current bond in the amount of \$1,287,600.00, dated July 18, 2023, has been provided to the Township.

While a few years have passed since the last estimate was prepared, the area of restoration was conservatively sized and I believe that the bond amount would be sufficient for the restoration of the quarry property now that the “lower” tract of the original quarry is no longer part of this application. It is, therefore, my recommendation that the amount of this bond be held for the 2024 renewal.

- d. Condition No. 6 – NJPDES Permit: The 2020 application included a letter from Tilcon, dated October 05, 2018, which stated that the Byram Quarry NJPDES permit #NJ-G0164283 & Program Interest ID #286606 which authorized discharge of stormwater and mine dewatering is still in full force and effect, however it is currently under review by the State. This is still the case today and the new permit has been approved as per NJDEP email dated March 01, 2022. The condition of providing information regarding the status of the NJPDES permit should be continued in 2024.

It should be noted that the NJDEP Water C&E Program conducted a Water Quality compliance inspection on June 30, 2022 and found the facility (PI ID #286606) in compliance with applicable Department regulations and/or permit conditions.

- e. Condition No. 7 – Storage of Solvents Prohibited: The quarry site was inactive for most of the year, other than some minor blasting during the year and the removal of loads of stone from crushed stone piles. No evidence that industrial solvents were being stored on the quarry property was noted during our inspections. If the Quarry becomes active again in 2024, Tilcon should take the proper steps to ensure that industrial solvents are not stored on the site and that the handling of oil and fuel is done so in a proper manner.

- f. Condition No. 8 – Equipment Auctions: No equipment auctions occurred within the past year. No auctions shall occur on the site unless proper permits are obtained from the Township.
- g. Condition No. 9 – Soil Erosion Permit: The Soil Erosion & Sediment Control plan for the quarry was recertified effective May 11, 2021 and will be good through November 2024. Our office has invited the Sussex County Soil Conservation District to each of the quarterly inspections but an inspector has not been available to meet with us on the inspection dates. Our office will continue to invite the District to the quarterly inspections. New Soil Erosion & Sediment Control plan should be submitted for approvals prior to expiration of current plan. Tilcon to provide our office with proof of the application and re-certification.
- h. Condition No. 10 – Dust Control: As requested, Tilcon installed a pumping system in 2006 to utilize water from the on-site detention basin for dust control instead of groundwater that is obtained from site wells. While activity was minimal in 2023, Tilcon has stated that the use of this water was continued when it was needed.
- i. Condition No. 11 – Payment of Fees: The Byram Township Clerk should verify that all fees have been paid to date.
- j. Condition No. 12 – Equipment Storage: I recommend that the condition be continued in 2024 that Tilcon or any other company that is removing stockpiles of material from the quarry shall not store any equipment that is not directly related to the quarry operation.
- k. Condition No. 13 – Water & Wetlands: A report on the monitoring well readings for 2023 have been submitted by WSP USA (formerly providing services as Leggette, Brashears & Graham, Inc.) and is dated October 12, 2023. Based on a review of this report, no major changes have occurred. While no major changes have occurred, the submittal of this report should be a requirement that continues in 2024 and forward to make sure that no changes occur in the future, since minor blasting and quarrying operations continue.
- l. Condition No. 14 - Driveway: The driveway between Lackawanna Drive and the old weigh station/sales office was last resurfaced and striped in the Fall of 2019. The driveway is still in satisfactory condition but should be monitored for repairs in 2024.
- m. Condition No. 15 – Access Road: The access road was maintained in an acceptable manner in 2023. Tilcon should continue in 2024 to keep this roadway free of ruts and potholes, and minimize dust and noise that are created by vehicles traveling up and down the main access road.

- n. Condition No. 16 – Fencing & Security: The orange construction fencing which was installed along the perimeter of the quarry was replaced a few years ago with a chain link fence to keep ATV riders out of the quarry. Tilcon repaired the fence in various locations in 2023, however there are additional damaged sections they need to repair prior to Spring 2024 inspection. It is recommended that the condition of fencing be maintained to remain a requirement of the 2024 quarry approval.
- o. Condition No. 17 – Haybale Protection of Wetlands: During inspections in 2023, it was noted that the silt fence and hay bales that are in place around the wetlands on the site were repaired and are in satisfactory condition. The condition to protect these wetlands should continue in 2024. Access road maintenance, weed control, etc. to be maintained to facilitate access for our inspector during future inspections.
- p. Condition No. 18 – Stone Check Dams: The stone check dams were in satisfactory condition at the time of the last inspection. The condition that these stone check dams remain in place and free of silt be should be continued in 2024.
- q. Condition No. 19 – Asphalt Berms for Paved Equipment Parking: While not much in the way of quarry equipment is still on the site, the asphalt berms appear to be in working order. These berms should be monitored during 2024 and replaced as needed once operations resume in the quarry.
- r. Condition No. 20 - Aerial Photograph Exhibit: A photo of the quarry dated 2023 has been provided. Based on a review of this photograph versus NJDEP GIS imagery, it is easy to see that quarry has not grown in size in a number of years.
- s. Condition No. 21 – Inspections: As required per Chapter 189 of the Byram Code, the Township Engineer shall make periodic inspections to evaluate the Applicant's performance with respect to the conditions of the license. The dates of these inspections and the individuals in attendance during these inspections are as follows:

1st Quarter – Performed on April 04, 2023 with Ralph Courtright (HPA) & Steve O'Reilly (Tilcon) in attendance.

2nd Quarter – Performed on June 22, 2023 with Ralph Courtright (HPA) & Steve O'Reilly (Tilcon) in attendance.

3rd Quarter – Performed on September 12, 2023 with Ralph Courtright (HPA) & Steve O'Reilly (Tilcon) in attendance.

4th Quarter – Performed on December 19, 2023 with Ralph Courtright (HPA) & Steve O'Reilly (Tilcon) in attendance.

No inspectors from the Sussex County Soil Conservation District were present during the quarterly inspections, however they were notified of the inspection dates and times. The operations were inspected during these visits to evaluate the Applicant's performance with respect to the conditions of the license. Based on the visits, it was found that the operations on the site were consistent with the license. Copies of the first three quarter's reports have been included in Part 6 – Exhibit E of the Application.

- t. Condition No. 22 – Listing only the properties that have quarrying rights on New Jersey State license applications: The properties that are included in this license are listed appropriately and include:

Block 226, Lot 8	Block 362, Lot 5
Block 357, Lot 1	Block 363, Lot 2
Block 358, Lot 1	

The license application and Soil Erosion and Sediment Control Plan Certification refer to only these properties. The title block for the quarry license plans also includes only these properties.

- u. Condition No. 23 – Contaminated Soil: A condition of the 2023 approval was that no contaminated soils were to be imported onto the quarry property and if it is confirmed that contaminated soils have been imported, they must be promptly and properly removed. Based on this year's inspections, no new soil was found to be imported onto the site. The condition that no contaminated soil be imported onto the site should be continued in 2024.
- v. Condition No. 24 – Advance Notification of Blasting: My office was notified this year prior to the blasting that took place in 2023. This condition should continue in 2024.
- w. Condition No.25 – Fuel Storage Tank: The fuel storage tanks on the property are not currently in use. If these tanks are again utilized, Tilcon shall clean out the secondary containment system, repair any defects in the tank and properly prepare the tank for reuse.
- x. Condition No. 26 – Updated Plans: Tilcon provided updated plans in 2024 as required per the 2023 license renewal. No changes needed on the maps.
- y. Condition No. 27 – Mine Registration Certificate: The Mine Registration Certificate provided is for the Oxford Quarry, not the Byram Quarry. Please provide the certificate for Byram.
- z. Condition No. 28 – Permit To Use Explosives: The Permit to Use Explosives expires on 09/30/24. This will need to be renewed and a copy provided to the Township.

4. Additional Comments Regarding this Application:

- a. Per Steve O'Reilly (Tilcon) in early 2020, there was approximately 250,000 tons of material on the site. Nordic Construction had a contract with Tilcon to remove all of this material within two years. That would have amounted to approximately 10,000 truckloads of material to be removed. This was anticipated to be approximately 20 to 25 trucks a day during this time period. Approximately 75 percent of the material was removed by Nordic over the past three years. As per Mr. O'Reilly, it was anticipated that the remaining material would be removed by Nordic during 2023, however, material still remains on the site and it is anticipated that the material will be fully removed by the end of 2024.
- b. Part 3, Section H, of the narrative, on page 5, states that for dust control, the existing well is being utilized, however a portable jet pump and hose is being utilized, drawing water from the pond directly into a spray truck. Please update the narrative to reflect this.
- c. Part 3, Section VI – Reclamation Plan – Long Term, of the narrative, on page 7, the total approximate acreage owned by Tilcon should be updated per the Survey to be 683 Acres, not 708 Acres to be consistent.
- d. Part 10, Section 10 – Page Engineering Environmental Report, on page 5, the date should be updated to 2023 operating season.
- e. Part 10, Section 13 – State Permits. Report submitted appears to be for the Mt. Hope Quarry, not the Byram Quarry. Please provide report for the Byram Quarry.
- f. Part 10, Section 14 – Wetland Inspection Report. Site Plan map shows approximate property boundary line, including lots no longer owned by Tilcon. Map should be updated to only show Tilcon property.

With all of the above being stated, I believe that the quarry facility has remained as it has been for the past few years and Tilcon New York has complied with the conditions of this past year's approval. It is, therefore, my recommend that the Quarry License Application for Tilcon New York be approved for 2024 subject to the above listed items and any other items that the Byram Township Council may wish to be resolved.

Very truly yours,

A handwritten signature in black ink, appearing to read "Cory L. Stoner", with a long horizontal flourish extending to the right.

Cory L. Stoner, P.E., C.M.E.
HAROLD E. PELLOW & ASSOCIATES, INC.
Byram Township Engineer

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cc: VIA EMAIL
Joseph Sabatini, Byram Township Manager
Cindy Church, Byram Township Deputy Manager
Steve Orielly, Tilcon New York
Ralph Courtright, HPA



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THOMAS G. KNUTELSKY, ASSOCIATE
NJ – P.E., NJ – P.P.

January 31, 2024

MEMORANDUM TO: Byram Township Mayor and Council

FROM: Cory L. Stoner, P.E., C.M.E., Township Engineer

SUBJECT: Raimo of Stanhope, Inc.
2024 Junkyard License Renewal Application
Block 37, Lots 26 & 27 and Block 35, Lots 36 & 37
Byram Township, Sussex County
HPA No. 04-007

Dear Mayor and Council:

Raimo of Stanhope, Inc. has submitted an application for the 2024 license renewal for the operation of a junkyard in accordance with Byram Township Ordinance No. 14-2003. Based on a review of this application, a review of the 2023 Resolution conditions, and a meeting with the owners/operations of the facility, I would like to offer the following comments:

1. Section 156-5(B) of the Township Code states that a license can be renewed if no changes have been made in the licensed premises, in the methods of operation or in the equipment or materials used in the business, and an affidavit to that effect is filed. If there has been any change, a complete statement of the changes made and a revised metes and bounds description and/or map shall accompany the application for renewal.

The Licensee is currently in the process of constructing buildings and site improvements that were part of the site plan approvals granted by the Planning Board a few years ago. The site operations have been moved around a bit to allow room for construction but I believe the operations are substantially the same as they have been in the past years.

2. The Resolution granting Raimo of Stanhope, Inc. a license for 2023 to operate a junkyard listed a number of conditions. The conditions and the summary of the action taken by the Licensee are as follows:

- a) Condition No. 1 – The license shall comply with all conditions and requirements of the Planning Board approval that was granted on March 18, 2021.

The Applicant has started to construct improvements in compliance with the approval granted by the Board. The condition of complying with the all conditions of the Planning Board approval should be continued in 2024.

- b) Condition No. 2 - The Licensee shall maintain a copy of the New Jersey Pollutant Discharge Elimination System (NJDEPS) permit and documents related to New Jersey Department of Environmental Protection (NJDEP) compliance on the premises and make these items available to the Township Engineer at the time of any inspection.

Based on a review of NJDEP Data Miner information, no violations noted for the subject property. The approval of the 2024 license should be conditioned on the Licensee continuing to provide inspection reports by the NJDEP and the Licensee working to install the proposed drainage improvements on the site as soon as possible.

- c) Condition No. 3 – The licensed premises are lower than Route 206 so that the wooden fence along the Route 206 frontage does not fully obstruct the view of operations. The Licensee shall keep these evergreen trees in good condition and replace any damaged evergreens in 2023 if they may become diseased or eaten by deer or other animals.

During my inspection, it was found that the trees along Route 206 were mostly still in good condition. The Licensee should continue to maintain these trees and upgraded the trees as needed to provide a proper buffer and agree with the landscaping plans approved by the Planning Board in 2021.

- d) Condition No. 4 – Netcong Avenue (50' ROW) divides the licensed premises (Block 37, Lots 26 & 27 are to the north of Netcong Avenue and Block 35, Lots 36 & 37 are to the south). At present, Netcong Avenue is 40'-50' wide at the entrance from Route 206 and has a gravel travel way. Licensee may store a maximum of three (3) vehicles, consisting of trailers and/or tandems, on the north side of Netcong Avenue 100' in length starting 50' from the Route 206 right-of-way. Once work on improvements to Netcong Avenue is started, no parking will be permitted along Netcong Avenue. All other equipment and piles of materials related to the operation of the facility must be located within the fenced premises.

The Netcong Avenue improvements approved by the Planning Board are partially constructed and during my visits to the property, no vehicles were found parking along Netcong Avenue. Adherence to this condition should continue in 2024 so that Netcong Avenue remains open to vehicular traffic at all times.

- e) Condition No. 5 – When Netcong Avenue were to be improved, the Licensee will remove or relocated any fencing approved by the Planning Board from the right-of-way at its own cost.

The right-of-way along Netcong Avenue is being modified as part of the Planning Board approval and the fencing will need to be moved to the final locations once construction activities are completed. This condition should continue in 2024.

- f) Condition No. 6 – Licensee shall make a good faith effort to keep roll-off containers and other equipment and materials within the fenced area of Block 37, Lot 26 and Block 35, Lot 36. Block 35, Lot 35 is not part of the licensed premises. No roll-off containers or

flatbed trailers shall be stored outside of the licensed premises. If the Licensee attempts to keep any roll-off containers, flatbed trucks or similar equipment on the non-licensed premises, then Licensee shall remove them until and unless the Licensee obtains a use variance and site plan approval from the Byram Township Planning Board for expansion of the operation.

During the visit to the site, I noted that no vehicles, trailer or roll-off containers were located outside the fenced-in area. The Licensee should keep the Block 35 Lot 35 property free of vehicles, trailers and roll-off containers in 2024.

- g) Condition No. 7 – It is recognized that the existing concrete pad encroaches on the Millstream Lane right-of-way as a pre-existing condition. Licensee shall keep the right-of-way clear of debris and maintain in good condition the surveyor located property corner stakes.

Based on my inspection, I observed that the Licensee has continued to keep the right-of-way clean of debris in 2023. The 2024 license should be conditioned on keeping the right-of-way free of debris and maintaining the property corners in good shape.

- h) Condition No. 8 – The Licensee shall keep Block 31, Lots 29 and 30 and any other non-license property free of materials and ensure that these properties do not become a second deposit area for roll-off containers and flatbed trailers.

No additional comment. This condition should continue in 2023.

- i) Condition No. 9 – Records regarding pest control will be maintained on the premises and available for review by the Township Engineer during any inspection.

The records regarding pest control maintained were reviewed during my visit.

- j) Condition No. 10 – Records regarding Licensee's environmental consultant shall be maintained on the premises and available for review by the Township Engineer during any inspection.

Records from the Applicant's environmental consultant were on site and reviewed during my visit.

- k) Condition No. 11 – Records regarding fire safety service shall be maintained on the premises and available for review by the Township Engineer during any inspection. Following receipt, Licensee shall provide a copy of the DCA Certificate to the Township Engineer.

Records regarding fire protection service were on site and reviewed during my visit.

- l) Condition No. 12 – With regard to the requirements of Section 156-6(L), higher stacks/piles of materials shall continue to be kept in the middle of the licensed premises.

Piles of scrap metal adjacent to residential properties shall be kept to a minimum with Licensee continuing to work to keep the site organized and minimize the view of stacked material from adjacent properties. The Licensee should continue to clean up the Block 35 lot 36 property and remove all remaining items from the site in 2023.

Construction activities are currently occurring on this property and there are a number of items on this property related to the construction work that is occurring on this side of Netcong Avenue and on the north side of Netcong Avenue. These items include construction equipment, materials for building construction, and various pieces of equipment. This condition should continue in 2024 with the addition of language that the property should be utilized in a manner consistent with the 2021 Planning Board approval.

- m) Condition No. 13 – Vehicles shall not be parked between the fence on Block 35, Lot 37 and Route 206.

No vehicles were parked in this area during my inspection. This condition, however, should continue in 2024.

- n) Condition No. 14 – Licensee shall continue in 2023 to keep box trailers/containers off Block 31, Lots 29 and 30, which are not part of the licensed premises.

No trailers or containers were found to be located on these properties during my inspection. This condition should continue in 2024.

- o) Condition No. 15 – The fence gate for Lot 36 must be closed each night. The fences and gates around the license properties shall be maintained and any breaks shall be repaired as needed to discourage thefts and vandalism.

It was noted that breaks in the fence existed in several locations on the side and rear portions of this property. These fences are to be repaired as part of the approval that was granted by the Planning Board. It is recommended that this condition be continued in 2024 with the Applicant replacing the fence as required by the Planning Board approval.

- p) Condition No. 16 – Netcong Avenue must be kept in a suitable condition acceptable to the Township Engineer and the Township Road Department Supervisor in 2023 and shall be paved as offered by the Licensee in accordance with the requirements of the Township Engineer and as approved by the Township Council. As offered by the Licensee, Netcong Avenue shall be maintained and paved as needed by the Licensee and not by the Township because the majority of the use of Netcong Avenue is by visitors to the licensed site and Licensee's heavy equipment.

The condition of Netcong Avenue has been kept in suitable condition during the past year should continue in 2024.

- q) Condition No. 17 - The stacking of vehicles on the licensed property shall be prohibited. Any vehicles or portion of vehicles that are stacked on the property shall be removed from the property or property stored. There shall be no storage of vehicles on Netcong Avenue.

Stacking of vehicles or parts of vehicles was not observed within the fenced area of Block 35 Lot 36 during my inspection. This condition however should continue in 2024.

- r) Condition No. 18 – The NJPDES permit for the facility has expired but has been extended administratively until a new permit is issued by the NJDEP. Copies of the new permit for the facility shall be provided to the Township when received from the NJDEP. Copies of the existing and new permit along with copies of the facilities Drainage Control Plan shall be maintained on the premises and available for review by the Township Engineer during any inspection.

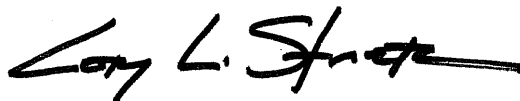
The NJDEP has still not issued any new NJPDES permits for salvage yard operations and all expired permits have been administratively extended until action is taken by the NJDEP. The 2024 license should be conditioned on the Licensee providing an update on the status of the permit and provide a copy of the NJPDES permit for the facility when it is renewed.

- s) Condition No. 19 – The Licensee shall provide the Township with copies of quarterly water quality testing that is performed to assure the discharge of stormwater from the site meets NJDEP guidelines.

Copies of the reports for 2023 need to be provided. Copies of the 2023 reports need to be provided and the condition that these reports be continued to be provided should be included in the 2024 license.

As stated above, the Licensee is in the process of constructing the site improvements approved by the Planning Board and the operations of the site are in substantial compliance with the conditions of last year's license. It is my recommendation that the license for 2024 be renewed with the above conditions remaining in place and that the Licensee continue to be meet all conditions of the Planning Board approval for these properties.

Very truly yours,



Cory L. Stoner, P.E., C.M.E.
HAROLD E. PELLOW & ASSOCIATES, INC.
Byram Township Engineer

CLS: cls
K:\PROJECTS\MUNICIPAL\BYRAM\COUNCIL\04-007 - RAIMOS JUNKYARD LICENSE\COUNCIL2024.DOC

cc: Joseph Sabatini, Byram Township Manager
Cindy Church, Byram Township Clerk
Thomas Collins, Esq., Byram Township Attorney

From: [Joseph Sabatini](#)
To: [Alex Rubenstein](#); [Cindy Church](#); [Cris Franco](#); [Harvey Roseff](#); [John Gallagher](#); [Phil Crosson](#); [Ricky Proctor](#); [T Collins](#)
Cc: [Cory Stoner](#); [Michael Orgera](#)
Subject: FW: NJDEP MS4 Tier A Minor Modification
Date: Thursday, January 25, 2024 10:10:13 AM
Attachments: [MS4 Tier A Minor Modification - final 11 2023.pdf](#)
[Model Tree Removal-Replacement -Final 2023.pdf](#)
[Model Tree Removal-Replacement -Final 2023.docx](#)
[image001.png](#)

All,

Please reference the email below that was previously shared from the NJDEP.

At the end of December, the Mayor and Council adopted the required ordinance for Privately-Owned Salt Storage.

Cory will be attending the February 6 meeting for the Quarry and Junkyard licenses. I am going to add a discussion item on the model tree removal- replacement ordinance (see attached). This ordinance needs to be adopted by May 1, 2024.

Please reference the attached MS4 Tier A Minor Modification Document which includes the final New Jersey Pollutant Discharge Elimination System (NJPDES) permit Minor Modification which has been issued in accordance with N.J.A.C. 7:14A.

As referenced, The permittee shall adopt and enforce the following community-wide ordinances on or before May 1, 2024:

- ii. Tree Removal/Replacement Ordinance: Adopt and enforce an ordinance to control tree removal and replacement to reduce stormwater runoff and pollutants, and to promote infiltration of rainwater into the soil.

FYI – below is an update of the MS4 Permit Grant tasks based on a recent meeting with Cory.

Please feel free to contact me with any questions.

MS4 Permit Grant Update - Jan 18, 2024

Thursday, January 18, 2024
4:18 PM

Task	Title	Cost	Source ⁽¹⁾	Deliverable	Target Completion Date	Status
1	SPPP Update	\$2,000	NJHC	Updated SPPP	December 1, 2023	Draft prepared and on CLS desk for review. Submit to Twp by 1/24/24. This SPPP will be adopted by Council

						Resolution per JS
2 & 3	Ordinances	\$2,000	NJHC	Adopted Ordinances	December 1, 2023 NOW DUE MAY 1, 2024	Existing ordinances are OK. Ordinance for salt storage submitted to Twp for adoption. Tree Ordinance is pending. CLS will provide sample ordinance with backup information from the NJDEP of the ordinance requirements. This will be a discussion item on 2/6 Council agenda.
4	Street Sweeping Documentation	\$2,000	NJHC	Street Sweeping Log	March 1, 2024	Need to work with Mike.
5	Storm Drain Inlet Retrofitting Assessment	\$8,000	NJHC	Storm Drain Inlet Assessment Report	June 1, 2024	HPA began on 1/18/24 collection of data for inlets to be retrofitted. This work is first being done for 2024 roadways to be resurfaced.
6 & 7	Storm Drainage, Catch Basin & Infrastructure	\$2,000	NJHC	Inspection & Cleaning Log	March 1, 2024	Need to work with Mike.
8	Stormwater Facilities Not Owned by Township	\$2,000	NJHC	Adopted Ordinance	December 1, 2023	CLS will provide permit requirements and recommendation to JS for review and discussion with the Council.
9	Municipal Maintenance Yard – BMP Manual	\$3,000	NJHC	Municipal Yard Operation Manual	March 1, 2024	Need to work with Mike.
10	Bulk Liquid	\$40,000	NJDEP &	Salt Brine	December 1,	Need an update

	Storage Tanks		Byram	Tank Replacement	2023	from Mike.
11	MS4 Mapping	\$20,000	NJHC	Updated MS4 Mapping	June 28, 2024	HPA began work on 1/18/24 on field work needed to verify inlet locations and pipes.
12	Stream Scouring & Illicit Connections	\$2,000	NJHC	Outfall Inspection Log	March 1, 2024	Need to work with Mike.
13	Watershed Improvement Plan – Phase 1	\$10,000	NJHC	Watershed Inventory Report	June 28, 2024 (1/3 of outfalls)	No Work Performed. Need to move this effort forward to make sure next 1/3 of outfalls will be covered by next year's Highland's grant.
14	Annual Employee Training	\$2,000	Byram	Education Documents & Handouts	December 1, 2023	Need to work with Mike. Notices of Board and Council member training was emailed to Township of 12/15/23.
15	Annual Report Submission	\$3,000	Byram	Annual MS4 Report	May 1, 2024	No Work Performed



Joseph W. Sabatini
Byram Township Manager

Phone: [973.347.2500](tel:973.347.2500) x129

10 Mansfield Drive, Stanhope, NJ 07874

From: Joseph Sabatini

Sent: Friday, November 17, 2023 8:22 AM

To: Alex Rubenstein <arubenstein@byramtwp.org>; Cindy Church <cchurch@byramtwp.org>; Cris Franco <cfranco@byramtwp.org>; Harvey Roseff <hroseff@byramtwp.org>; John Gallagher <jgallagher@byramtwp.org>; Phil Crosson <pcrosson@byramtwp.org>; Raymond Bonker <rbonker@byramtwp.org>; T Collins <tcollins@vccslaw.com>

Cc: Cory Stoner (cstoner@hpellow.com) <cstoner@hpellow.com>; Michael Orgera <morgera@byramtwp.org>

Subject: FW: NJDEP MS4 Tier A Minor Modification



Joseph W. Sabatini
Byram Township Manager

Phone: [973.347.2500](tel:973.347.2500) x129

10 Mansfield Drive, Stanhope, NJ 07874

From: Kuti, Daniel [DEP] <Daniel.Kuti@dep.nj.gov>

Sent: Wednesday, November 1, 2023 5:14 PM

To: DEP stormwatermanager [DEP] <stormwatermanager@dep.nj.gov>

Cc: Kuti, Daniel [DEP] <Daniel.Kuti@dep.nj.gov>

Subject: NJDEP MS4 Tier A Minor Modification

Dear Interested Party,

Enclosed is a Final Minor Modification of the New Jersey Pollutant Discharge Elimination System (NJPDES) permit action identified above which has been issued in accordance with N.J.A.C. 7:14A. The Tier A Municipal Stormwater General Permit renewal authorizes the discharge of stormwater from small municipal separate storm sewer systems (MS4) and was effective on January 1, 2023. Also enclosed is the final model Tree Removal/Replacement ordinance.

This minor modification is being issued to extend the due date for municipalities to adopt the new Community-wide Ordinances. Original Tier A municipalities are required to adopt two new ordinances for Privately-Owned Salt Storage and for Tree Removal/Replacement in addition to the ordinances that have been required since the first, 2004 Tier A MS4 permit was issued. New Tier A municipalities are required to adopt the 6 existing community-wide ordinances, as well as the two new ordinances. While the renewal permit stated that these ordinances were to be adopted by January 1, 2024, the Department explained during the renewal process that we would develop model ordinances for the two new ordinances for permittees to use, and in the Response to Comment document that accompanied the final renewal, we also obligated ourselves to issue these two new model ordinances in draft and accept comments before finalizing them. Only 16 comments

were received on the draft salt storage ordinance, but over 248 comments were received on the first draft Tree Removal/Replacement ordinance. Due to the number and nature of those comments received, significant changes were made to the ordinance language and another draft version was issued for a second round of public comments. Due to the delay in finalizing the Tree Removal/Replacement ordinance, and understanding the extra work involved for the municipalities regarding adopting new ordinances one-by-one, the Department is extending the due date for municipalities to adopt their new ordinances from the original due date of January 1, 2024 to **May 1, 2024** in accordance with N.J.A.C. 7:14A-16.5(a)3. This includes the two new ordinances for the original Tier A municipalities and all community-wide ordinances for new Tier A municipalities. The changes regarding the extension of the due dates for the ordinances affects Part IV, sections B.2a.xi, xii and Part IV-F.1.b.

Additionally, the Department is utilizing this opportunity to correct minor grammatical errors, and update web links due to our transition to a Wordpress based web format in various section of the permit. The revised general permit authorizations reflecting these changes for each municipality will be forthcoming.

The final Tier A MS4 NJPDES permit, supporting documents, as well as this minor modification and final model Tree Removal/Replacement ordinance are also posted at https://www.nj.gov/dep/dwq/tier_a.htm. The Department will be posting a combined ordinance package incorporating all the model ordinances in the coming weeks. Questions or comments regarding the final action should be addressed to your county case manager (<https://dep.nj.gov/njpdes-stormwater/municipal-stormwater-regulation-program/ms4-case-manager-list/>) or Dan Kuti at Daniel.Kuti@dep.nj.gov.



State of New Jersey

PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lt. Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Mail Code - 501-02A
Bureau of NJPDES Stormwater Permitting and Water Quality Management
P.O. Box 420 – 501 E State St., 1st Flr.
Trenton, NJ 08625-0420
Phone: (609) 633-7021 / Fax: (609) 777-0432
http://www.state.nj.us/dep/dwq/bnpsc_home.htm

SHAWN M. LATOURETTE
Commissioner

November 01, 2023

Re: R9 - Tier A Municipal Stormwater General Permit
NJPDES: NJ0141852 PI ID #: 50577
NJPDES Master General Permit Program Interest
501 East State Street
Trenton, NJ 08625

Dear Interested Party,

Enclosed is a **final** New Jersey Pollutant Discharge Elimination System (NJPDES) permit Minor Modification which has been issued in accordance with N.J.A.C. 7:14A. The Tier A Municipal Stormwater General Permit authorizes the discharge of stormwater from small municipal separate storm sewer systems (MS4). The Tier A permit addresses stormwater quality issues related to both new and existing development. The permit modification changes the interim compliance due dates for the adoption and posting of certain community wide ordinances found within the permit at Part IV.B.2.a.xi and xii and Part IV.F.1.a. and b. The modification also addresses updates to referenced web addresses and minor typographical errors.

The updated final Tier A MS4 NJPDES permit and supporting documents are also posted at https://www.nj.gov/dep/dwq/tier_a.htm. Questions or comments regarding the final action should be addressed to Dan Kuti at Daniel.Kuti@dep.nj.gov.

Sincerely,

Gabriel Mahon, Bureau Chief
Bureau of NJPDES Stormwater Permitting and Water Quality Management

Enclosures

c: Permit Authorization
Response to Comments Document
Final Permit Document



NEW JERSEY POLLUTANT DISCHARGE ELIMINATION SYSTEM

The New Jersey Department of Environmental Protection hereby grants you a NJPDES permit for the facility/activity named in this document. This permit is the regulatory mechanism used by the Department to help ensure your discharge will not harm the environment. By complying with the terms and conditions specified, you are assuming an important role in protecting New Jersey's valuable water resources. Your acceptance of this permit is an agreement to conform with all of its provisions when constructing, installing, modifying, or operating any facility for the collection, treatment, or discharge of pollutants to waters of the state. If you have any questions about this document, please feel free to contact the Department representative listed in the permit cover letter. Your cooperation in helping us protect and safeguard our state's environment is appreciated.

Permit Number: NJ0141852

Final: Stormwater Discharge Master General Permit Renewal

Permittee:

NJPDES Master General Permit
Program Interest Group R9 501
East State Street Trenton, NJ
08625

Co-Permittee:

Property Owner:

NJPDES Master General Permit
Program Interest Group R9 501
East State Street Trenton, NJ
08625

Location Of Activity: NJPDES

Master General Permit Program
Interest Group R9 501 East State
Street Trenton, NJ 08625

Issuance Date:

11/01/2023

**Original Effective Date
of Permit:**

01/01/2023

**Effective Date of Permit
Modification:**

10/20/2023

Expiration Date:

12/31/2027

A handwritten signature in cursive script that reads "Gabriel Mahon".

Date: 11/01/2023

Gabriel Mahon, Chief
Bureau of NJPDES Stormwater Permitting and Water Quality Management
New Jersey Department of Environmental Protection

PART I GENERAL REQUIREMENTS: NJPDES

A. General Requirements of all NJPDES Permits

1. Requirements Incorporated by Reference

- a. The permittee shall comply with all conditions set forth in this permit and with all the applicable requirements incorporated into this permit by reference. The permittee is required to comply with the regulations, including those cited in paragraphs b. through e. following, which are in effect as of the effective date of the final permit.
- b. General Conditions
 - Penalties for Violations N.J.A.C. 7:14-8.1 et seq.
 - Incorporation by Reference N.J.A.C. 7:14A-2.3
 - Toxic Pollutants N.J.A.C. 7:14A-6.2(a)4i
 - Duty to Comply N.J.A.C. 7:14A-6.2(a)1 & 4
 - Duty to Mitigate N.J.A.C. 7:14A-6.2(a)5 & 11
 - Inspection and Entry N.J.A.C. 7:14A-2.11(e)
 - Enforcement Action N.J.A.C. 7:14A-2.9
 - Duty to Reapply N.J.A.C. 7:14A-4.2(e)3
 - Signatory Requirements for Applications and Reports N.J.A.C. 7:14A-4.9
 - Effect of Permit/Other Laws N.J.A.C. 7:14A-6.2(a)6 & 7 & 2.9(c)
 - Severability N.J.A.C. 7:14A-2.2
 - Administrative Continuation of Permits N.J.A.C. 7:14A-2.8
 - Permit Actions N.J.A.C. 7:14A-2.7(c)
 - Reopener Clause N.J.A.C. 7:14A-6.2(a)10
 - Permit Duration and Renewal N.J.A.C. 7:14A-2.7(a) & (b)
 - Consolidation of Permit Process N.J.A.C. 7:14A-15.5
 - Confidentiality N.J.A.C. 7:14A-18.2 & 2.11(g)
 - Fee Schedule N.J.A.C. 7:14A-3.1
 - Treatment Works Approval N.J.A.C. 7:14A-22 & 23
- c. Operation And Maintenance
 - Need to Halt or Reduce not a Defense N.J.A.C. 7:14A-2.9(b)
 - Proper Operation and Maintenance N.J.A.C. 7:14A-6.12
- d. Monitoring And Records
 - Monitoring N.J.A.C. 7:14A-6.5
 - Recordkeeping N.J.A.C. 7:14A-6.6
 - Signatory Requirements for Monitoring Reports N.J.A.C. 7:14A-6.9
- e. Reporting Requirements
 - Planned Changes N.J.A.C. 7:14A-6.7
 - Reporting of Monitoring Results N.J.A.C. 7:14A-6.8
 - Noncompliance Reporting
 - Hotline/Two Hour & Twenty-four Hour Reporting N.J.A.C. 7:14A-6.10 & 6.8(h)
 - Written Reporting N.J.A.C. 7:14A-6.10(e) & (f) & 6.8(h)
 - Duty to Provide Information N.J.A.C. 7:14A-2.11, 6.2(a)14 & 18.1
 - Schedules of Compliance N.J.A.C. 7:14A-6.4
 - Transfer N.J.A.C. 7:14A-6.2(a)8 & 16.2

PART II

GENERAL REQUIREMENTS: DISCHARGE CATEGORIES

A. Additional Requirements Incorporated By Reference

1. Additional Requirements

- a. In addition to the requirements in Part I of this permit, the permittee is required to comply with the following requirements which are in effect as of the effective date of the final permit.
 - i. The Stormwater Management rules at N.J.A.C. 7:8.
 - ii. Conditions for General Permits at N.J.A.C. 7:14A-6.13.
 - iii. Additional Conditions applicable to UIC permits at N.J.A.C. 7:14A-8.9, UIC Corrective Action (N.J.A.C. 7:14A-8.11) and UIC Operating Criteria (N.J.A.C. 7:14A-8.16).
 - iv. Conditions for reopening and modification of small MS4 permits at N.J.A.C. 7:14A-16.4(b)21 and N.J.A.C. 7:14A-25.7(b).
 - v. Requirements for Discharges to Ground Water at N.J.A.C. 7:14A-7.
 - vi. National Pollutant Discharge Elimination System (NPDES) Electronic Reporting rule at 40 CFR Part 127.

B. General Conditions

1. Notification of Non-Compliance

- a. The permittee shall notify the Department of any non-compliance when required by N.J.A.C. 7:14A-6.10 by contacting the DEP Hotline at 1-877-WARN-DEP.

2. Discharge of Pollutants

- a. For discharges authorized by this permit, the permittee is exempt from N.J.A.C. 7:14A-6.2(a)2. This exemption means that the discharge of any pollutant not specifically regulated in this NJPDES permit or listed and quantified in the RFA shall not constitute a violation of the permit.

3. Standard Reporting Requirements – Electronic Reporting of NJPDES Information

- a. The following documents and reports shall be electronically submitted via the Department's designated electronic submission service:
 - i. General permit authorization requests (i.e., RFAs);
 - ii. General permit termination/revocation requests; and
 - iii. Municipal separate storm sewer system (MS4) program reports (see Part IV.K).

4. Other Regulatory Requirements

- a. Permit conditions remain in effect and enforceable until and unless the permit is modified, renewed, or revoked by the Department.
- b. The issuance of this permit shall not be considered as a waiver of any applicable federal, State, or local rules, regulations, and ordinances.
- c. In accordance with N.J.A.C. 7:14A-6.2(a)7, this permit does not authorize any infringement of State or local law or regulations, including, but not limited to, N.J.A.C. 7:50 (the Pinelands rules), N.J.A.C. 7:1-E (Discharges of Petroleum and other Hazardous Substances), regulations concerning threatened and endangered species and their designated critical habitat, and other Department rules. No discharge of hazardous substances (as defined in N.J.A.C. 7:1E-1.6) resulting from an onsite spill shall be deemed to be “pursuant to and in compliance with this permit” within the meaning of the Spill Compensation and Control Act at N.J.S.A. 58:10-23.11c.
- d. While the permittee is required to comply with applicable operation and maintenance requirements of N.J.A.C. 7:14A-6.12(a), the permittee is exempt from the operations and maintenance manual requirements of N.J.A.C. 7:14A-6.12(c). This exemption applies only to discharges authorized under this permit and does not alter the operation and maintenance requirements for municipally or privately-owned stormwater facilities specified in this permit or N.J.A.C. 7:8.

C. Eligibility

1. Permit Scope

- a. This permit applies to all municipalities assigned to Tier A under N.J.A.C. 7:14A-25.3(a)1.
- b. This permit applies to the owner or operator of the Municipal Separate Storm Sewer System (MS4) meaning the permittee. The owner or operator is responsible for ensuring compliance with this permit.

2. Authorized Discharges

- a. Authorized Stormwater Discharges – Except as provided in Part II.C.3 below, this permit authorizes all new and existing stormwater discharges to surface water and groundwater from:
 - i. Small MS4s (as defined at N.J.A.C. 7:14A-1.2) owned or operated by the permittee; and
 - ii. Municipal maintenance yards and other ancillary operations, excluding wood waste recycling and leaf composting operations, owned or operated by the permittee. (See definition of “municipal maintenance yards and other ancillary operations” in Part IV, Notes and Definitions).
- b. Authorized Non-Stormwater Discharges – Except as identified in Part II.C.3.e below, the following new and existing non-stormwater discharges from small MS4s owned or operated by the permittee and from municipal maintenance yards and other ancillary operations owned or operated by the permittee are authorized under this permit:
 - i. Potable water line flushing and discharges from potable water sources, excluding the discharge of filter backwash and first flush water from potable well development/redevelopment activities utilizing chemicals in accordance with N.J.A.C. 7:9D. The volume of first flush water, which is a minimum of three times the volume of the well water column, shall be handled and disposed of properly;
 - ii. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters);
 - iii. Air conditioning condensate (excluding contact and non-contact cooling water; and industrial refrigerant condensate);

- iv. Irrigation water (including landscape and lawn watering runoff);
- v. Flows from springs, riparian habitats, wetlands, water reservoir discharges and diverted stream flows;
- vi. Residential car washing water; and dechlorinated swimming pool discharges from single family residential homes;
- vii. Sidewalk, driveway, and street wash water;
- viii. Flows from firefighting activities including the washing of fire fighting vehicles;
- ix. Flows from clean water rinsing of beach maintenance equipment immediately following use and only if the equipment is used for its intended purpose;
- x. Flows from clean water rinsing of equipment and vehicles used in the application of salt and de-icing materials. Prior to rinsing, all equipment shall be cleaned using dry methods such as shoveling and sweeping. Recovered materials are to be returned to storage or properly discarded; and
- xi. Rinsing of equipment in Part II.C.2.b.ix and x, above is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

3. Discharges Not Authorized

- a. This permit does not authorize “stormwater discharge associated with industrial activity” as defined in N.J.A.C. 7:14A-1.2 except as otherwise specifically provided in this permit.
 - i. Types of facilities that the permittee might operate and that are considered to be engaging in “industrial activity” include but are not limited to certain: 1) landfills; 2) transportation facilities (including certain local passenger transit and air transportation facilities); 3) facilities handling domestic sewage or sewage sludge; 4) steam electric power generating facilities; and 5) facilities processing and/or composting recyclable materials as defined in N.J.A.C. 7:26A (Recycling Rules) including wood waste recycling and leaf composting facilities; and
 - ii. Any permittee that operates an industrial facility with such a discharge must submit a separate Request for Authorization (RFA) or individual permit application for that discharge. An RFA submitted for this permit does not qualify as an RFA for such a discharge.
- b. This permit does not authorize “stormwater discharges associated with construction activity” as described in N.J.A.C. 7:14A-24.10(a) which is defined as the discharge to surface water of stormwater from construction activity that disturbs at least one acre:
 - i. Any permittee that operates a construction site with such a discharge shall submit a separate RFA under NJPDES Permit No. NJ0088323 (General Stormwater Permit Construction Activity, see www.nj.gov/dep/dwq/5g3.htm), or an application for an individual permit for that discharge (see www.nj.gov/dep/dwq/bnpc_home.htm). An RFA submitted for this permit does not qualify as an RFA for such a discharge (see Part IV.B.3).
- c. This permit does not authorize any stormwater discharge that is authorized under another NJPDES permit. The permittee does not have to implement measures contained in this NJPDES permit for stormwater discharges at facilities owned or operated by that permittee that are regulated under a separate NJPDES stormwater permit authorizing those discharges.
- d. This permit does not authorize stormwater discharges from projects or activities that conflict with an adopted Areawide Water Quality Management Plan.

- e. This permit does not authorize stormwater discharges listed in Part II.C.2.b above that are determined to be a significant contributor of pollutants to or from the MS4, which must be addressed as an illicit connection as specified in Part IV.G.3 of this permit, or as an improper disposal of waste.

4. Exclusions

- a. Any owner, operator, and/or discharger authorized by this general permit may request to be excluded from the coverage of the general NJPDES permit by applying for an individual permit. The owner, operator, and/or discharger shall submit an application in accordance with N.J.A.C. 7:14A-4, with reasons supporting the request, to the NJDEP. The request shall be processed under N.J.A.C. 7:14A-15, 16 and 17. The request shall be granted by the issuance of an individual permit if the reasons cited by the owner, operator and/or discharger are adequate to support the request.
- b. An owner, operator, and/or discharger excluded from this general NJPDES permit solely because of an existing individual permit may request that the individual permit be revoked or modified, as appropriate, and that the discharge be authorized by the general NJPDES permit. Upon revocation or modification of the individual permit, the permittee shall be authorized under the general permit.

D. Administrative Process

1. Automatic Renewal of Authorizations

- a. Upon reissuance of this general permit, existing authorizations shall be automatically renewed as provided by N.J.A.C. 7:14A-6.13(d)9 and 25.4(a)3 using the information provided in the permittee's most recently submitted RFA.

2. Notification of Changes

- a. The permittee shall provide an updated RFA to the Department within 90 days of the effective date of a renewed authorization under this general permit if any information in its most recently submitted RFA is no longer true, accurate, and/or complete.
- b. The permittee shall notify the Department of any changes of its Municipal Stormwater Program Coordinator information as specified in Part IV.A.1.e.

3. Requests for Authorization

- a. A single RFA is required for the entire eligible discharge from the small MS4 owned or operated by, and located within, a single municipality. Multiple RFAs are not required for multiple municipal operations (e.g., municipally owned and operated maintenance yards or other ancillary operations), however these municipal operations shall be included in the RFA as applicable.
- b. An RFA under this general permit shall include the following: A completed Checklist and Request for MS4 Stormwater Permits (located at https://nj.gov/dep/dwq/forms_storm.htm) and any other information as required by the Department.
- c. Upon receipt of an RFA the Department may, in accordance with N.J.A.C. 7:14A-6.13, do one of the following:
 - i. Issue notification of authorization under this permit;
 - ii. Deny authorization under this permit and require submittal of an application for an individual permit; or
 - iii. Deny authorization under this permit and require submittal of an RFA for another general permit.

- d. The Department may notify a person that the discharge is authorized by a general permit, even if the person has not submitted an RFA. A person so notified may nonetheless request an individual permit under C.4 above.

PART III

Recordkeeping and Reporting

The permittee shall keep records necessary to document the status of compliance with the conditions of this permit. The requirement to keep records and to submit an Annual Report and Certification is found at Part IV.J and K of this permit, respectively.

PART IV

SPECIFIC REQUIREMENTS: NARRATIVE

Notes and Definitions

A. Footnotes

1. Acronyms

- a. Stormwater acronyms included in this permit are as follows:
 - i. “BMP” – Best Management Practice
 - ii. “CFR” – Code of Federal Regulations
 - iii. “EDPA” – Effective Date of Permit Authorization
 - iv. “GI” – Green Infrastructure
 - v. “MMY” – Municipal Maintenance Yard
 - vi. “MS4” – Municipal Separate Storm Sewer System
 - vii. “MSWMP” – Municipal Stormwater Management Plan
 - viii. “MSRP” – Municipal Stormwater Regulation Program
 - ix. “MTD” – Manufactured Treatment Device
 - x. “N.J.A.C.” – New Jersey Administrative Code
 - xi. “NJPDES” – New Jersey Pollutant Discharge Elimination System
 - xii. “N.J.S.A.” – New Jersey Statutes Annotated
 - xiii. “RSIS” – Residential Site Improvement Standards
 - xiv. “SPC” – Stormwater Program Coordinator
 - xv. “SPPP” – Stormwater Pollution Prevention Plan
 - xvi. “TMDL” – Total Maximum Daily Load

2. Internal Cross References

- a. For the purposes of this permit:
 - i. References to Part IV Notes and Definitions are preceded with the words “Notes and Definitions” (e.g. Notes and Definitions Part IV.A.1 refers to Acronyms).
 - ii. References to Part IV Tier A MS4 NJPDES Permit are not preceded by descriptive text (e.g. Part IV.A.1 refers to Stormwater Program Requirements).

3. MS4 Tier A Permit Resources

- a. The MS4 Tier A webpage (www.nj.gov/dep/dwq/tier_a.htm) has links to guidance and related stormwater resources including, but not limited to, the following:
 - i. Tier A Permit and Supporting Documents;
 - ii. Tier A Guidance Document;
 - iii. SPPP Template;
 - iv. Model Ordinances;
 - v. Sample MSWMP;
 - vi. Outfall Inspection, Illicit Connection Inspection, and Stream Scouring Forms;
 - vii. Annual Report Online Submittal Links and Tutorials;
 - viii. MS4 Case Manager List;
 - ix. Stormwater Coordinator Contact Update Form;
 - x. Total Maximum Daily Load (TMDL) Look-up Tool;
 - xi. Snow Removal and Disposal Policy;
 - xii. Stormwater Training;
 - xiii. Clean Water NJ;
 - xiv. Outreach Materials;
 - xv. MSRP Archive; and
 - xvi. MS4 Mapping and Inventory Assistance.
- b. Stormwater Management website (www.njstormwater.org/) and related documents:
 - i. Stormwater Management Rules N.J.A.C. 7:8;
 - ii. Stormwater management information and training tools;
 - iii. New Jersey Stormwater Best Management Manual; and
 - iv. Green Infrastructure and related links.
- c. Construction Site Stormwater Runoff: www.nj.gov/dep/dwq/5g3.htm
- d. Clean Communities, a statewide litter abatement program: www.njclean.org

4. EPA Resources for Guidance Relating to MS4 Issues

- a. EPA's MS4 website and related links:
www.epa.gov/npdes/stormwater-discharges-municipal-sources

- b. EPA's National Menu of Stormwater Best Management Practices:
www.epa.gov/npdes/national-menu-best-management-practices-bmps-stormwater
- c. EPA's guidance for Green Infrastructure: www.epa.gov/green-infrastructure
- d. EPA's Trash Free Waters resource page: www.epa.gov/trash-free-waters
- e. Illicit Discharge Detection and Elimination Guidance:
https://www3.epa.gov/npdes/pubs/idde_manualwithappendices.pdf

B. Definitions

1. Definitions

- a. All words and terms used in this permit shall have meanings as defined in the "Regulations Concerning the New Jersey Pollutant Discharge Elimination System" (N.J.A.C. 7:14A), unless otherwise stated or unless the context clearly requires a different meaning.
 - i. "Catch Basin" means a cistern, vault, chamber or well that is typically built along a street and below an inlet grate as part of the storm sewer system that is designed to capture and retain sediment, debris, and pollutants so those particles do not pass on to the stormwater sewer system.
 - ii. "Effective Date of Permit Authorization" means the date the permittee's authorization to discharge under this permit becomes effective. This date may be found on the permittee's Authorization to Discharge page.
 - iii. "Existing permittee" means a permittee that held an authorization to discharge under the Tier A MS4 permit the day before the effective date of this permit.
 - iv. "Green infrastructure" (N.J.A.C. 7:8) means a stormwater management measure that manages stormwater close to its source by: 1. Treating stormwater runoff through infiltration into subsoil; 2. Treating stormwater runoff through filtration by vegetation or soil; or 3. Storing stormwater runoff for reuse.
 - v. "Ground water discharge point" means the lowest invert elevation of any stormwater facility where stormwater discharges into the surficial ground water aquifer.
 - vi. "Illicit connection" means any physical or non-physical connection that discharges the following to a municipal separate storm sewer system (unless that discharge is authorized under a NJPDES permit other than the NJPDES permit for discharges from that system): 1. Domestic sewage; 2. Non-contact cooling water, process wastewater, or other industrial waste (other than stormwater); or 3. Any category of non-stormwater discharges that a permittee for the MS4 identifies as a source or significant contributor of pollutants pursuant to 40 CFR 122.26(d)(2)(iv)(B)(1) or 122.34(b)(3)(iii).
 - vii. "Maintenance plan" means a maintenance plan pursuant to N.J.A.C. 7:8-5.2(b) and 5.8 prepared by the design engineer for the stormwater management measures incorporated into the design of a major development.
 - viii. "Major Development" means a "major development as defined in N.J.A.C. 7:8
 - ix. "Manufactured treatment device" means a pre-fabricated stormwater treatment structure utilizing settling, filtration, absorptive/adsorptive materials, vortex separation, vegetative components, and/or other appropriate technology to remove pollutants from stormwater runoff.

- x. "MS4 interconnection" means any point at which an MS4 flows into or from another MS4.
- xi. "Municipal maintenance yard and ancillary operation" means a municipally owned or operated maintenance and storage yard, including but not limited to, fleet or maintenance shop with outdoor storage areas, impound yard, permanent and mobile fueling location, salt/sand storage location, and snow disposal area.
- xii. "Municipal separate storm sewer" (or MS4 conveyance) means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) as defined in more detail at N.J.A.C. 7:14A-1.2.
- xiii. "Municipality" means a municipality as defined in the Municipal Land Use Law at N.J.S.A. 40:55D-5, that is, any city, borough, town, township, or village.
- xiv. "New permittee" means a permittee that obtains its first authorization to discharge under this permit on or after the effective date of this permit.
- xv. "Outfall" means any point source which discharges directly to waters of the United States and does not include open conveyances connecting two municipal separate storm sewers, or pipes, tunnels or other conveyances which connect segments of the same stream or other waters of the United States and are used to convey waters of the United States.
- xvi. "Permanent structure" means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall). A fabric frame structure is a permanent structure if it meets the following specifications:
 - 1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
 - 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
 - 3. The structure shall be erected on an impermeable slab;
 - 4. The structure cannot be open sided; and
 - 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.
- xvii. "Point source" means any discernible, confined, and discrete conveyance, including, but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, landfill leachate collection system, vessel, or other floating craft, from which pollutants are or may be discharged. This term does not include return flows from irrigated agriculture.
- xviii. "Small MS4" means all municipal separate storm sewers (other than "large" or "medium" municipal separate storm sewer systems as defined in N.J.A.C. 7:14A-1.2) that are:
 - 1. Owned or operated by municipalities described under N.J.A.C. 7:14A-25.1(b);
 - 2. Owned or operated by county, State, interstate, or Federal agencies, and located at public complexes as described under N.J.A.C. 7:14A-25.2(a)2;
 - 3. Owned or operated by county, State, interstate, or Federal agencies, and located at highways and other thoroughfares as described under N.J.A.C. 7:14A-25.2(a)3; or
 - 4. Owned or operated by county, State, interstate, Federal, or other agencies, and receive special designation under N.J.A.C. 7:14A-25.2(a)4.
- xix. "Solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids.

- xx. "Storm drain inlet" means the point of entry into the storm sewer system.
- xxi. "Stormwater" means water resulting from precipitation (including rain and snow) that runs off the land's surface; is transmitted to the subsurface; is captured by separate storm sewers or other sewerage or drainage facilities; or is conveyed by snow removal equipment.
- xxii. "Stormwater facility" means stormwater infrastructure including, but not limited to, catch basins, infiltration basins, detention basins, green infrastructure, filter strips, riparian buffers, infiltration trenches, sand filters, constructed wetlands, wet basins, bioretention systems, low flow bypasses, and stormwater conveyances.
- xxiii. "Stormwater management measure" (N.J.A.C. 7:8-1.2) means any practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.
- xxiv. "Stream scouring" means the erosion or removal of streambed or bank material by the physical action of flowing water and the sediment that it carries.
- xxv. "Total maximum daily load" or "TMDL" means a total maximum daily load formally established pursuant to Section 7 of the Water Quality Planning Act (N.J.S.A. 58:11A-7) and Section 303(d) of the Clean Water Act, 33 U.S.C. §§12512 et seq. A TMDL is the sum of individual wasteload allocations for point sources, load allocations for nonpoint sources of pollution, other sources such as tributaries or adjacent segments, and allocations to a reserve or margin of safety for an individual pollutant.
- xxvi. "Wasteload allocation" means the portion of a receiving water's total maximum daily load for a specific pollutant that is allocated to one of its existing or future point sources of pollution. WLAs constitute a type of water quality-based effluent limitation.
- xxvii. "Waters of the State" means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.
- xxviii. "Wood waste" means source separated whole trees, tree trunks, tree parts, tree stumps, brush, and lumber (non-chemically treated, glued, dyed, or painted).
- xxix. "Yard trimmings" (N.J.A.C. 7:26A-1.3) means grass clippings, leaves, wood chips from tree parts, and brush.
- xxx. "Yard waste" means loose leaves and grass clippings.

MS4 - Tier A Municipal Stormwater (GP)

A. Stormwater Management Program

1. Stormwater Program Requirements

- a. The permittee shall develop, update, implement and enforce an MS4 stormwater program. A primary objective of the MS4 stormwater program shall be to implement best management practices and other measures that are designed to reduce the discharge of pollutants from the permittee's MS4, municipal maintenance yards and other ancillary operations, to the maximum extent practicable pursuant to N.J.A.C. 7:14A-25.6(a)1 and 40 CFR 122.34(a), to protect water quality, and to satisfy the applicable water quality requirements of the Clean Water Act.
- b. The permittee shall modify and update its MS4 stormwater program (including applicable plans and ordinances) to conform with applicable new legislation or new or amended regulations. Such modification and update shall be completed and effective within 12 months of written notification by the Department of the need for modification and update.
- c. The permittee shall develop, update, implement and maintain a written Stormwater Pollution Prevention Plan (SPPP) that documents the permittee's MS4 stormwater program and describes the measures necessary for compliance with all permit conditions.
- d. A principal executive officer or a ranking elected official shall designate a duly authorized Stormwater Program Coordinator (SPC) who has the knowledge to manage the implementation and compliance of the permittee's MS4 stormwater program and shall be responsible for the following:
 - i. Coordinating the permittee's implementation of its MS4 stormwater program, permit conditions, and SPPP;
 - ii. Signing and dating the SPPP; and
 - iii. The completion and submittal of the Municipal Stormwater Regulation Program (MSRP) Annual Report, consistent with Part IV.K.
- e. The permittee shall notify the Department of any designated SPC change within thirty (30) days of the change through the completion of a NJPDES Contact Information Update Form, which can be found on the MS4 Tier A webpage, or through the online MSRP Annual Report submission. See Part IV.K.
- f. The MS4 stormwater program and the SPPP shall be consistent with the Municipal Stormwater Management Plan (MSWMP). The MSWMP is also a component of the municipal master plan (N.J.S.A. 40:55D-94 and 28b(5)). The MSWMP describes the municipality's strategy, structure, and process for addressing stormwater runoff from new development and redevelopment to ensure compliance with the Stormwater Management rules (N.J.A.C. 7:8). This strategy, structure and process also constitutes much of the post construction stormwater management program in this permit. See Part IV.B.4.

2. Stormwater Pollution Prevention Plan (SPPP) Requirements

- a. The permittee shall include in the SPPP, at a minimum, information that:
 - i. Identifies the person designated as the SPC per Part IV.A.1.d above, and the members of the SPPP Team, which is comprised of the person(s) responsible for implementing or coordinating the stormwater program activities;

MS4 - Tier A Municipal Stormwater (GP)

- ii. Describes the measures the permittee has established to ensure compliance with all components of this permit with details regarding how each element of the stormwater program is implemented. The permittee shall tailor their SPPP to describe the specific measures applicable to their municipality;
 - iii. Identifies each individual municipal maintenance yard and ancillary operation, including the site-specific details of each yard or ancillary operation. At a minimum, the SPPP for permittees with multiple yards must include individual forms for each yard or ancillary operation, as well as any other site specific SPPP Forms for each yard or ancillary operation, where applicable;
 - iv. Documents all shared or contracted services as allowed under Part IV.A.3, below;
 - v. Notes the location of all records/documentation required by this permit; and
 - vi. Reflects the measurable goals, implementation schedules, recordkeeping, and other requirements of this permit.
- b. The permittee's SPPP shall be submitted electronically to the Department by Existing Permittees on or before EDPA + 6 months and by New Permittees on or before EDPA + 12 months. The SPPP shall also be posted on the permittee's dedicated stormwater webpage (See Part IV.B.2).
 - c. The permittee shall review the SPPP at least annually and update it as often as necessary to reflect changes related to the permittee's MS4 stormwater program. Any amendments to the SPPP:
 - i. Shall continue to meet the requirements of this permit;
 - ii. Shall be incorporated into the SPPP and recorded on the SPPP revisions page;
 - iii. Shall be signed and dated by the SPC; and
 - iv. Shall be submitted electronically to the Department within thirty (30) days of the amendments.
 - d. The permittee shall amend the SPPP to adequately address any deficiencies identified by the Department within thirty (30) days of notice, unless otherwise specified by the Department.

3. Implementation of SPPP Conditions through Shared or Contracted Services

- a. The permittee may rely on another entity (e.g., governmental, stormwater utility, private, or nonprofit organization such as a watershed association) to satisfy one or more of the permit conditions, or component thereof, through the implementation of best management practices or control measures, provided that:
 - i. The other entity implements best management practice(s), control measure(s), or component(s) thereof, which are at least as stringent and as frequent as the corresponding permit requirement;
 - ii. The other entity agrees in writing or is required by law to implement the measure(s), or component(s) thereof, in such a manner that complies with the permit on the permittee's behalf; and
 - iii. The permittee specifies in its SPPP (1) which permit conditions will be implemented by another entity and (2) the name of the responsible entity.
- b. The permittee is responsible for compliance with this permit if the other entity fails to implement the measure(s) or component(s), thereof.

B. Minimum Standards for Public Involvement and Participation Including Public Notice

1. Public Involvement and Participation Including Public Notice

- a. The permittee shall comply with applicable State and local public notice requirements when providing for public participation in the development and implementation of the MS4 stormwater program. Requirements include, but are not limited to:
 - i. The Open Public Meetings Act (“Sunshine Law,” N.J.S.A. 10:4-6 et seq.);
 - ii. Statutory procedures for the enactment of ordinances (N.J.S.A. 40:49-2); and
 - iii. The Municipal Land Use Law concerning the adoption or amendment of the MSWMP (N.J.S.A. 40:55D-13, 28 and 94), and the review of applications for development (N.J.S.A. 40:55D-12).
- b. The permittee shall maintain records necessary to demonstrate compliance with the public participation requirements of a, above.
- c. All permittees shall comply with this requirement on EDPA.

2. Municipal Stormwater Webpage

- a. The permittee shall develop and maintain a dedicated stormwater webpage on its municipal website (see example stormwater webpage at www.nj.gov/dep/dwq/msrp_outreach_material.htm). This webpage shall at a minimum, make elements of the permittee’s MS4 stormwater program available to the public by providing links to the latest version of each of the following:
 - i. Stormwater Pollution Prevention Plan (SPPP) (excluding inspection logs and other recordkeeping documents);
 - ii. Municipal Stormwater Management Plan (MSWMP);
 - iii. Stormwater Control Ordinance (SCO);
 - iv. Pet Waste Ordinance;
 - v. Wildlife Feeding Ordinance;
 - vi. Litter Control Ordinance;
 - vii. Improper Disposal of Waste Ordinance;
 - viii. Containerized Yard Waste/Yard Waste Collection Program Ordinances;
 - ix. Private Storm Drain Inlet Retrofitting Ordinance;
 - x. Illicit Connection Ordinance;
 - xi. Tree Removal/Replacement Ordinance (due on or before May 1, 2024 as per Part IV.F);
 - xii. Privately-Owned Salt Storage Ordinance (due on or before May 1, 2024 as per Part IV.F);
 - xiii. MS4 Outfall Pipe Map;
 - xiv. MS4 Infrastructure Map (due on or before EDPA + 36 months as per Part IV.G); and

xv. Watershed Improvement Plan (due in accordance with the phases identified in Part IV.H).

- b. The permittee shall develop a dedicated stormwater webpage on its municipal website that contains links to the minimum elements in a. above on or before EDPA + 3 months for existing permittees, and EDPA + 12 months for new permittees, unless a later date is specified above.

C. Minimum Standards for Local Public Education and Outreach

1. Local Public Education and Outreach

- a. The permittee shall implement a Public Education and Outreach Program that focuses on educational and pollution prevention activities about the impacts of stormwater discharges on surface water and ground water and involves the public in reducing pollutants in stormwater and mitigating flow. The permittee shall:
 - i. Annually conduct activities that total at least 12 points and include activities from at least three of the five categories as set forth in Attachment A;
 - ii. At a minimum, at least one of the activities shall involve educating businesses and the general public of hazards associated with illicit connections and improper disposal of waste; and
 - iii. Keep records necessary to demonstrate compliance, including date of activities and any other relevant documentation
- b. All permittees shall comply with this requirement on EDPA.

D. Minimum Standards for Construction Site Stormwater Runoff

1. Construction Site Stormwater Runoff

- a. Construction site stormwater runoff activities are authorized under a separate NJPDES permit, which is typically the Construction Activity NJPDES Stormwater General Permit No. NJ0088323 pursuant to N.J.A.C. 7:14A-25.6(b)2, or an individual permit pursuant to N.J.A.C. 7:14A-24.7(a)2. See Part II.C.3.b and www.nj.gov/dep/dwq/5g3.htm.
- b. Pursuant to N.J.A.C. 7:14A-25.7(b), the permittee is not required to reference construction site stormwater runoff control in its SPPP.
- c. All permittees shall comply with this requirement on EDPA.

E. Minimum Standards for Post Construction Stormwater Management in New Development and Redevelopment

1. Stormwater Management Program to Address Post Construction Stormwater Management in New Development and Redevelopment

- a. The permittee shall develop, update, implement and enforce its stormwater management program to address post construction stormwater runoff in new development and redevelopment and to ensure compliance with the Stormwater Management rules at N.J.A.C. 7:8.
- b. The post construction stormwater management program established by the permittee shall address stormwater runoff from “major development” as defined in the Stormwater Management rules at N.J.A.C. 7:8 unless any additional development is defined as “major development” by the permittee’s Stormwater Control Ordinance.

- c. The post construction stormwater management program established by the permittee shall require compliance with the applicable design, performance and maintenance standards established under N.J.A.C. 7:8 for “major development”.
- d. The permittee shall review and analyze development plans for compliance with N.J.A.C. 7:8 and the permittee’s SCO or RSIS as applicable, even if a permit is required by the Department for the same or similar activity (e.g., a Land Use permit).
- e. The permittee shall ensure that “major development” projects are constructed in accordance with the approved development plans.
- f. The permittee’s review engineer for compliance with N.J.A.C. 7:8 shall be independent from the design engineer, shall not have been involved in the design of the development plans, and shall have completed the Department’s Stormwater Management Design Review Course within the last 5 years, and the Stormwater Management Rule Amendment Training if required, as per Part IV.F.8 and 9.
- g. The permittee shall ensure that the post construction stormwater management program requires that any residential development and redevelopment projects that are subject to the Residential Site Improvement Standards (RSIS) for stormwater management (N.J.A.C. 5:21-7) comply with those standards, including any exception, waiver, or special area standard that was approved under N.J.A.C. 5:21.
- h. The permittee shall include each approved major development on the Major Development Project List and submit the Major Development Project List to the Department annually with the MSRP Annual Report.
- i. The Stormwater Management rules (N.J.A.C. 7:8) and the Residential Site Improvement Standards for stormwater management (N.J.A.C. 5:21-7), independently and as implemented in this permit, apply to all areas of the municipality.
- j. All permittees shall comply with this requirement on EDPA.

2. Municipal Stormwater Management Plan (MSWMP)

- a. The permittee shall adopt, amend, and implement a written MSWMP, pursuant to N.J.A.C. 7:8, to describe the framework of the permittee’s strategy, structure, and process for its post construction stormwater management program according to the following:
 - i. Conduct a re-examination of its MSWMP as part of the re-examination of its municipal master plan in accordance with N.J.A.C. 7:8-4.3(c) and (d), at least every 10 years, or more often as necessary to reflect changes related to the permittee’s stormwater management program (e.g., if required due to amendments to the Stormwater Management rules at N.J.A.C. 7:8);
 - ii. Submit the adopted MSWMP to the county review agency for review and approval at least 20 days prior to public hearing pursuant to the requirements at N.J.A.C. 7:8-4.4. This includes MSWMP re-examinations without change;
 - iii. Electronically submit the county approved MSWMP and any amendments to the Department within thirty (30) days of the effective date of the plan;
 - iv. Post the county approved MSWMP and any amendments on the permittee’s website (see Part IV.B.2) within thirty (30) days of the effective date of the plan; and

- v. The date on the MSWMP shall reflect the most recent re-examination/revision date approved by the county review agency.

3. Municipal Stormwater Control Ordinance (SCO)

- a. The permittee shall develop, adopt, amend, implement, and enforce a municipal SCO (see example at <https://dep.nj.gov/stormwater/bmp-manual/>) in accordance with N.J.A.C. 7:8, which shall, at a minimum:
 - i. Control aspects of residential development and redevelopment projects that are not pre-empted by the RSIS;
 - ii. Control stormwater from non-residential development and redevelopment projects, in accordance with the requirements at N.J.A.C. 7:8; and
 - iii. Set forth special area standards approved by the Site Improvement Advisory Board for residential development or redevelopment projects under N.J.A.C. 5:21-3.5.
- b. Additional requirements of the SCO include:
 - i. Submit SCO to permittee's county planning board for approval.
 - ii. If all or part of the municipality is located within the Pinelands, the SCO for that portion of the municipality must follow the Pinelands model SCO and be approved by the Pinelands Commission.

4. Mitigation Plan

- a. The permittee shall only grant a variance from the design and performance standards for stormwater management measures if the permittee has a mitigation plan included in an approved MSWMP and SCO(s), and which meets the following requirements:
 - i. The mitigation plan shall identify measures that are necessary to offset the deficit created by granting the variance. The mitigation plan must satisfy the criteria in the Stormwater Management rules at N.J.A.C. 7:8-4.2(c)11 and 4.6. (See Chapter 3 of the NJ Stormwater BMP Manual at <https://www.njstormwater.org> for guidance); and
 - ii. The permittee submits, within (30) days after approving a variance, a written report to the county review agency and to the Department via email (dwq-bnpc-stormwatermanagement@dep.nj.gov) describing the variance and the required mitigation in accordance with N.J.A.C. 7:8-4.6(a)3.

F. Minimum Standards for Pollution Prevention / Good Housekeeping for Municipal Operators

1. Community-wide Ordinances

- a. The permittee shall adopt and enforce the following community-wide ordinances (New Permittee: shall adopt and enforce the following community-wide ordinances on or before May 1, 2024):
 - i. Pet Waste Ordinance: The permittee shall adopt and enforce an ordinance that requires pet owners or their keepers to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person. Information on the Pet Waste Ordinance, the website address where it can be located, and the benefits of proper disposal of pet solid waste shall be distributed with pet licenses;

- ii. **Wildlife Feeding Ordinance:** The permittee shall adopt and enforce an ordinance that prohibits the feeding of any wildlife (e.g., Canada Geese) in any public park or on any other property owned or operated by the permittee. Exclusions include wildlife confined in zoos, parks, or rehabilitation centers as well the following unconfined animals: (1) wildlife at environmental education centers; (2) feral cats as part of an approved Trap-Neuter-Release program; and (3) other kinds of unconfined animals, if any, that the ordinance specifically lists and excludes for reasons set forth in the ordinance;
 - iii. **Litter Control Ordinance:** The permittee shall adopt and enforce a litter ordinance or enforce the existing State litter statute at N.J.S.A 13:1E-99.3;
 - iv. **Improper Disposal of Waste Ordinance:** The permittee shall adopt and enforce an ordinance prohibiting the improper spilling, dumping, or disposal of materials other than stormwater into the MS4 system excluding those discharges as allowable under Part II.C.2.b;
 - v. **Yard Waste Ordinance:** The permittee shall adopt and enforce one of the following yard waste ordinances: 1) An ordinance that prohibits placing non-containerized yard wastes (defined as leaves and/or grass clippings) into the street; or 2) An ordinance that prohibits placing non-containerized yard waste at the curb or along the street within 10 feet of any storm drain inlet and no sooner than seven (7) days prior to a scheduled and announced collection. The frequency of yard waste pickups shall be determined at the discretion of the permittee but shall be part of a set yard waste collection schedule which is noticed to all municipal residents and businesses; and
 - vi. **Private Storm Drain Inlet Retrofitting Ordinance:** The permittee shall adopt and enforce an ordinance requiring the retrofitting of existing storm drain inlets on private property to meet the standard in Attachment B (Design Standard for Storm Drain Inlets). Specifically, this ordinance: 1) shall apply to storm drain inlets, on property not owned or operated by the Permittee (e.g., condominium associations), that are in direct contact (i.e., contiguous) to repaving; repairing (excluding individual pothole repair); resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen); and reconstruction or alteration of facilities; and 2) shall not apply to a residential lot with one single family house.
- b. The permittee shall adopt and enforce the following community-wide ordinances on or before May 1, 2024:
- i. **Privately-Owned Salt Storage Ordinance:** Adopt and enforce an ordinance requiring that piles of salt and other solid (granular) de-icing materials which are not stored in a permanent structure be covered by tarping when not in use and secured in a way to prevent its exposure to rain, snow, or stormwater run-on; and
 - ii. **Tree Removal/Replacement Ordinance:** Adopt and enforce an ordinance to control tree removal and replacement to reduce stormwater runoff and pollutants, and to promote infiltration of rainwater into the soil.
- c. Additional ordinance requirements of this permit are found at Part IV.E.3 (Stormwater Control Ordinance) above and Part IV.G.3.c (Illicit Connection Ordinance) below.

- d. Optional Privately-Owned Refuse Container/Dumpster Ordinance: Permittees have the option of adopting and enforcing an ordinance requiring privately-owned dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times. This ordinance is not intended for litter receptacles; individual homeowner trash and recycling containers; containers that hold large bulky items (e.g., furniture, bound carpet, and padding); permitted temporary demolition containers; and refuse containers at industrial facilities authorized to discharge stormwater under a valid NJPDES permit.
 - i. This ordinance serves to prevent the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids, or solids from refuse containers.
 - ii. Discharges of liquids, semi-liquids, or solids from these dumpsters or refuse containers into the MS4, or the surface or ground waters of the state, are illegal discharges not authorized under this permit and must be reported to the NJDEP Hotline at 1-877-WARNDEP (1-877-927-6337).
- e. Model ordinances can be found at www.nj.gov/dep/dwq/example_ordinance.htm.

2. Community-wide Measures

- a. The permittee shall develop and implement the following community-wide pollution prevention measures, and good housekeeping measures to control solid and floatable materials, which shall be described in the written SPPP:
 - i. Triannual Street Sweeping: The permittee shall sweep, at a minimum of once every four months, or more frequently as necessary to eliminate recurring problems, all segments of concrete and/or asphalt roads that are owned or operated by the permittee and have storm drain inlets that discharge to surface water. Sweeping is not required for gravel, dirt, or tar and chip roads. Existing Permittees shall continue with the current street sweeping schedule until the new triannual sweeping program is implemented on or before EDPA + 36 months. New Permittees shall begin this sweeping program on or before EDPA + 36 months.
 - ii. Annual Street Sweeping: The permittee shall sweep, at a minimum of once per year, or more frequently as necessary to eliminate recurring problems, all segments of roads that are owned or operated by the permittee, that do not have storm drain inlets, but discharge to surface water. Existing Permittees shall continue with the current street sweeping schedule until the new annual sweeping program is implemented on or before EDPA + 36 months. New Permittees shall begin this sweeping program on or before EDPA + 36 months.
 - iii. Storm Drain Inlet Labeling: The permittee shall label all permittee owned or operated storm drain inlets that do not have permanent wording cast into the structure of the inlet to indicate that it empties directly into a local waterway. This applies to inlets that are located along sidewalks that are adjacent to municipal streets, and within plazas, parking areas, maintenance yards or other ancillary activities that are operated by the permittee. The permittee shall maintain records of which inlets have been labeled. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.
 - iv. Storm Drain Inlet Retrofitting: The permittee shall comply with the standards set forth in Attachment B (Design Standards for Storm Drain Inlets) of this permit to control passage of solid and floatable materials through storm drain inlets installed by the permittee. The permittee shall retrofit all permittee owned or operated storm drain inlets with the standards set forth in Attachment B on or before EDPA + 59 months.

- v. Storm Drain Installation: The permittee shall not install storm drains that do not include a catch basin or other BMP designed for solids collection in areas which drain to surface waters and that do not have any other downstream BMPs prior to the surface water discharge. Storm drains installed on bridges or culverts are exempt from this requirement. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.
- vi. Herbicide Application Management: The permittee shall restrict the application of herbicides to prevent herbicides from being washed into the waters of the State and to prevent erosion caused by de-vegetation. At a minimum, the permittee shall: (1) not apply herbicides on or adjacent to storm drain inlets, or on steeply sloping ground; (2) only apply herbicides along curb lines and unobstructed shoulders that contain unwanted vegetation; and (3) only apply herbicides within a 2-foot radius around structures where overgrowth presents a safety hazard and where it is unsafe to mow. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.
- vii. Excess De-Icing Material Management: The permittee shall remove, within 72 hours after the end of the storm event, conditions permitting, piles of excess salt and de-icing materials that have been deposited during spreading operations (e.g., piles resulting from accidental spillage or when spreading equipment is started or stopped) on all streets and parking areas owned or operated by the permittee. Excess de-icing material removed from streets and parking areas may be returned to storage or properly managed if unsuitable for reuse. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.
- viii. Roadside Vegetative Waste Management: The permittee shall ensure the proper pickup, handling, storage and disposal of wood waste and yard trimmings generated by the permittee. Wood waste and yard trimmings shall be managed to minimize the impact of vegetative maintenance activities on stormwater discharge quality and shall be prohibited from being blown or deposited into storm drain inlets and stormwater facilities. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.
- ix. Roadside Erosion Control: The permittee shall develop a program to detect and repair erosion along the roads owned or operated by the permittee and to inspect and maintain the stability of shoulders, embankments, ditches, and soils along these roads to ensure that they are not eroding and contributing to the sedimentation of receiving waters or stormwater infrastructure. Inspections of municipal roads shall occur at least once per year, and any repairs shall be completed as soon as practicable, but no later than 90 days from discovery, unless the Department is notified with an alternative schedule of completion, and be made in accordance with the Standards for Soil Erosion and Sediment Control in New Jersey, N.J.A.C. 2:90-1, as applicable. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA + 12 months.
- x. The permittee shall maintain a log sufficient to demonstrate compliance with this section. Example Maintenance Logs and Inspection Records forms are available at www.njstormwater.org.

3. Inspection and Maintenance of Stormwater Facilities Owned or Operated by the Permittee

- a. The permittee shall develop, update, and implement a program to ensure adequate long-term cleaning, operation, and maintenance of all municipally owned or operated stormwater facilities, which includes but is not limited to:

- i. Storm Drain Inlet Inspection: The permittee shall inspect, at a minimum of once per year, all storm drain inlets that it owns or operates;
- ii. Storm Drain Inlet Cleaning and Maintenance: The permittee shall develop, update, and implement a storm drain inlet cleaning and maintenance program. The program shall establish the conditions under which a storm drain inlet must be cleaned, and maintenance performed. Cleaning and maintenance shall be conducted, at a minimum, as frequently as necessary to ensure that sediment, trash, or other debris is removed as necessary to restrict it from entering the waters of the State; to eliminate recurring problems; and maintain proper function;
- iii. Catch Basin Inspection: The permittee shall inspect all catch basins that it owns or operates. At a minimum, permittees shall inspect a minimum of 20% of the total per year, rotating the schedule in such a way that all catch basins are inspected at least once every five years on approximately the same frequency;
- iv. Catch Basin Cleaning: The permittee shall develop, update, and implement a catch basin cleaning and maintenance program. The program shall establish when a catch basin must be cleaned and maintained and include procedures for cleaning and maintenance. Cleaning and maintenance shall be implemented as frequently as necessary to ensure, at a minimum, that sediment, trash, or other debris is removed as necessary to control it from entering the waters of the State; to eliminate recurring problems; and maintain proper function. For guidance related to catch basin cleaning, refer to the EPA Catch Basin Technology Overview and Assessment (<https://nepis.epa.gov/Exe/ZyPURL.cgi?Dockey=300002QL.TXT>);
- v. MS4 Conveyance Inspection and Cleaning: The permittee shall develop, update, and implement a MS4 conveyance inspection, cleaning, and maintenance program. The program shall establish when the MS4 conveyance must be cleaned and maintained to ensure proper function and operation;
- vi. Stormwater Infrastructure Inspection (excluding i. – v. above and outfalls): The permittee shall inspect all stormwater infrastructure that it owns or operates pursuant to approved maintenance plans. If there are no approved maintenance plans for certain stormwater infrastructure, the permittee shall inspect that infrastructure at least 4 times annually, and after each rainstorm exceeding 1 inch of total rainfall, unless the NJ Stormwater BMP Manual recommends a less frequent schedule;
- vii. Stormwater Infrastructure Maintenance (excluding i. – v. above and outfalls): The permittee shall perform maintenance pursuant to approved maintenance plans, or more frequently as needed, to ensure the proper function and operation. See www.njstormwater.org; for maintenance guidance;
- viii. The permittee shall maintain a log sufficient to demonstrate compliance with this section, including but not limited to the type of stormwater facility; location information of the facility with geographic coordinates; name of inspector; date of inspection; observations of the structural integrity; history of complaints; evidence of current or previous flooding; any preventative and corrective maintenance performed; and any additional information or findings. Example Maintenance Logs and Inspection Records forms are available at www.njstormwater.org under the maintenance guidance link;
- ix. If stormwater facilities are found not to be functioning properly, corrective maintenance and repairs shall be completed as soon as practicable, but no later than 90 days from discovery, unless another timeframe is authorized by the Department. The permittee shall prioritize these activities based upon environmental, health and safety concerns; and

- x. The permittee shall certify in the MSRP Annual Report whether or not municipally owned or operated stormwater facilities have been inspected, are properly maintained, and are properly functioning.
- xi. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.

4. Inspection and Maintenance of Stormwater Facilities Not Owned or Operated by the Permittee

- a. The permittee shall develop, update, implement and enforce a program to ensure adequate long-term cleaning, operation and maintenance of stormwater facilities not owned or operated by the permittee, not subject to the conditions of another NJPDES stormwater permit and which were constructed after February 7, 1984.
- b. The permittee shall ensure that stormwater facilities not owned or operated by the permittee are inspected and maintained pursuant to approved maintenance plans, or more frequently as needed to ensure the proper function and operation of the stormwater facility, but at a frequency of not less than once per year.
- c. The permittee shall ensure that proper maintenance includes cleaning and removal of solid and floatable materials, including trash/litter, excess leaves or grass clippings, branches, logs, any other debris, or excess growth. These materials have the potential to impede the proper function and/or restrict flow causing flooding or excessive discharge velocity or may be discharged to the receiving waters. The permittee may require the owners or operators of these facilities to take measures to prevent the accumulation, discharge, or other hazards caused by such debris in the stormwater facilities (e.g., catch basins along roads and parking areas, and detention basins).
- d. The permittee shall maintain a log sufficient to demonstrate compliance with this section, including but not limited to the actions taken by the permittee to enforce compliance with the long-term cleaning, operation, and maintenance program; the stormwater facility that was the subject of the action; location information of the facility with geographic coordinates; the name and title of person responsible for enforcement; the date of the action; and the findings. Example Maintenance Logs and Inspection Records forms are available at www.njstormwater.org under the maintenance guidance link;
- e. The permittee shall maintain copies of all maintenance plans, as defined in Notes and Definitions, Part IV.B.1.a.vi, of this permit, for stormwater facilities approved by the municipality. The permittee shall provide copies of these maintenance plans to the Department upon request.
- f. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.

5. Municipal Maintenance Yards and Other Ancillary Operations

- a. Documenting Best Management Practices at all MMYs: The permittee shall implement Best Management Practices (BMPs) at each individual municipal maintenance yard (MMY) and ancillary operation owned or operated by the permittee. Each MMY and ancillary operation shall be identified by its own form in the SPPP which shall include a description of the site-specific activities and associated BMPs. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement upon EDPA + 12 months.

- b. **Site Inspections:** The permittee shall inspect the entire site, including the site periphery, monthly (under both dry and wet conditions, when possible), and identify conditions that would contribute to stormwater contamination, illicit discharges, or negative impacts to the permittee's MS4. The permittee shall maintain a log sufficient to demonstrate compliance with this section, including but not limited to dates and times of the inspections; the name of the person conducting the inspection; and conditions requiring attention and remedial actions taken for all activities occurring. This log must be kept on-site, with a copy kept with the SPPP and made available to the Department upon request. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement upon EDPA + 12 months.
- c. **Inventory List:** The permittee shall maintain a list of all materials and machinery which could be a source of pollutants in a stormwater discharge. The materials in question include but are not limited to raw materials, intermediate products, final products, waste materials, by-products, machinery and fuels, lubricants, solvents, and detergents. Materials or machinery that are stored in a permanent structure and therefore not exposed to stormwater do not need to be included. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement upon EDPA + 12 months.
- d. **Container Labels:** The permittee shall properly label all containers. Labels shall be legible, clean, and visible. Containers shall be kept in good condition, protected from damage and spillage, and tightly closed when not in use. When practical, store containers indoors. If indoor storage is not practical, containers may be stored outside if covered and placed on spill platforms or clean pallets. An area that is graded and/or bermed to prevent run-through of stormwater may be used in place of spill platforms or clean pallets. Outdoor storage locations shall be regularly maintained. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement upon EDPA + 12 months.
- e. **Spill Kits:** The permittee shall conduct cleanups of spills of liquids or dry materials immediately after discovery. Spills that are suspected to be a threat to human health or the environment shall be immediately reported to the NJDEP Hotline at 1-877-WARNDEP (1-877-927-6337). All spills shall be cleaned using dry cleaning methods only. Clean up spills with a dry, absorbent material (i.e., kitty litter, sawdust, etc.) and sweep the rest of the area. Dispose of collected waste properly. Store clean-up materials, spill kits and drip pans near all liquid transfer areas, protected from rainfall. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement upon EDPA + 12 months.
- f. **Bulk Liquid Storage:** The permittee shall have secondary containment (e.g., spill containment dikes, etc.) for all aboveground storage tanks containing bulk liquid (including but not limited to gasoline, diesel fuel, heating oil, hydraulic oil, used oil and liquid de-icing materials). The containment area must be impervious and be able to contain the volumetric capacity of at least 110% of the largest tank's capacity within the containment area. The containment area must be constructed so that no volume of bulk liquid can escape through drains, storm sewer systems, or to the surface waters or ground waters of the state. All accessory pipes, hoses, valves, and pumps must also be located within the containment area. It is recommended that the tank be protected to prevent stormwater from accumulating in the containment structure. Existing and new Tier A permittees shall implement this requirement by EDPA + 12 months.
- g. **Fueling Operations:** The permittee shall establish, maintain, and implement standard BMPs to address vehicle fueling; receipt of bulk fuel deliveries; and inspection and maintenance of storage tanks, including the associated piping and fuel pumps. At a minimum, these include:

- i. Place drip pans under all hose and pipe connections and other leak-prone areas during bulk transfer of fuels;
 - ii. Block storm sewer inlets, or contain tank trucks used for bulk transfer, with temporary berms or temporary absorbent booms during the transfer process. If temporary berms or booms are being used instead of blocking the storm sewer inlets, all hose connection points associated with the transfer of fuel shall be within the temporarily bermed or boomed area during the loading/unloading of bulk fuels. A trained employee shall be present to supervise the bulk transfer of fuel;
 - iii. Clearly post, in a prominent area of the facility, instructions for safe operation of fueling equipment that include all the following: "Topping off of vehicles, mobile fuel tanks, and storage tanks is strictly prohibited"; "Stay in view of fueling nozzle during dispensing"; and the contact information for the person(s) responsible for spill response; and
 - iv. Immediately repair or replace any equipment, tanks, pumps, piping, and fuel dispensing equipment found to be leaking or in disrepair.
 - v. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement by EDPA + 12 months.
- h. Discharge of Stormwater from Secondary Containment: The permittee may discharge stormwater accumulated in a secondary containment area (e.g., fuel storage, de-icing solution storage, brine solution) provided a visual inspection is performed to ensure that the contents of aboveground storage tank have not come into contact with the stormwater to be discharged. Visual inspections are only effective when dealing with materials that can be observed, like petroleum. If the contents of the tank are not visible in stormwater, the permittee shall rely on previous tank inspections to determine with some degree of certainty that the tank has not leaked. If the permittee cannot determine with reasonable certainty that the stormwater in the secondary containment area is uncontaminated, then the stormwater shall be hauled offsite for proper disposal. If the secondary containment area contains a valve, this valve shall remain closed at all times except as described above. Existing and new permittees shall implement this requirement upon EDPA.
- i. Vehicle/Equipment Maintenance and/or Repair: The permittee shall perform vehicle and equipment maintenance in a manner that prevents the exposure of pollutants to stormwater. Whenever possible, the permittee shall conduct vehicle and equipment maintenance and/or repair activities indoors. For projects that must be conducted outdoors, and that last more than one day, portable tents or covers shall be placed over the equipment being serviced when not being worked on, and drip pans shall be used at all times. Use designated areas away from storm drains or block storm drain inlets when vehicle and equipment maintenance is being conducted outdoors. Existing and new permittees shall implement this requirement upon EDPA.
- j. Wash Wastewater Containment: The permittee shall manage any equipment and vehicle washing activities so that there are no unpermitted discharges of wash wastewater to storm sewer inlets or to surface or ground waters of the State. A permittee that cannot discharge wash wastewater to a sanitary sewer may temporarily store wash wastewater in a containment structure prior to proper disposal under the following conditions:

- i. **Structural Inspections:** The containment structure(s) does not leak. Any underground tanks and associated piping shall be tested for integrity every three years using appropriate methods determined by “The List of Leak Detection Evaluations for Storage Tank Systems” created by the National Work Group on Leak Detection Evaluations, or as determined appropriate and certified by a professional engineer for the site-specific containment structure(s). For any cathodically protected containment system, provide a passing cathodic protection survey every three years;
- ii. **Visual Inspections:** Before each use, perform inspections of all visible portions of containment structures to ensure that they are structurally sound. Log dates of inspection, inspector's name, and conditions using the attached Underground Vehicle Wash Water Storage Tank Use Log or found at https://www.nj.gov/dep/dwq/tier_a.htm. This visual inspection is not required if system design prevents such inspection;
- iii. **Overfill Prevention:** Operate containment structures to prevent overfilling resulting from normal or abnormal operations, malfunctions of equipment, and human error. Wash wastewater shall no longer be introduced when determined to be at 95% capacity. Record each measurement to the nearest ½ inch. See the Underground Vehicle Wash Water Storage Tank Use Log found at https://www.nj.gov/dep/dwq/tier_a.htm;
- iv. **Leak Remediation:** Containment structures shall be emptied and removed from service immediately upon detection of deterioration that could result in a leak. Complete all necessary repairs to ensure structural integrity prior to placing the containment structure back into service. Any spills or suspected release of hazardous substances shall be immediately reported to the NJDEP Hotline (1-877-927-6337) followed by a site investigation in accordance with N.J.A.C. 7:26C and N.J.A.C. 7:26E if the discharge is confirmed;
- v. **Pump-outs (including clean-outs):** All wash wastewater placed into storage must be disposed of in a legally permitted manner. Maintain a log of equipment and vehicle wash wastewater containment structure pump-outs (removes only the water) and clean-outs (removes all water and sludge) including date and method of removal, mode of transportation (including name of hauler if applicable) and the location of disposal. See the Underground the Vehicle Wash Wastewater–Underground Storage Tank Pump-Out/Clean-Out Log found at https://www.nj.gov/dep/dwq/tier_a.htm;
- vi. **Annual Engineer’s Certification:** Containment structures shall be inspected annually by a NJ licensed professional engineer. The engineer shall certify the condition of all structures including wash pad, catch basin, sump, tank, piping, risers to detect deterioration in the walls, floors, joints, seams, pumps and pipe connections or other containment devices using the attached Engineer’s Certification of Annual Inspection of Equipment and Vehicle Wash Wastewater Containment Structure or found at https://www.nj.gov/dep/dwq/tier_a.htm. This certification may be waived for self-contained systems on a case-by-case basis. Any such waiver would be issued in writing by the Department; and
- vii. **Recordkeeping:** Maintain all logs, inspection records, and certifications on-site. Such records shall be made available to the Department upon request.
- viii. Existing and new Tier A permittees shall implement this requirement upon EDPA.

- k. Salt and Other Granular De-icing Material Storage and Handling: The permittee shall store salt and other solid de-icing materials in a permanent structure for long-term storage and establish, maintain, and implement salt and de-icing material storage and handling BMPs. At a minimum, these include:
- i. Preventing the exposure of stored salt and other granular de-icing material to rain, snow, or stormwater run-on. Stormwater runoff containing de-icing material from a material storage and handling area is not authorized for discharge under this permit;
 - ii. Preventing and/or minimizing spillage;
 - iii. Minimizing tracking of materials from loading and unloading operations, which shall be conducted during dry weather, when possible;
 - iv. Minimizing loader travel distance between storage area and spreading vehicle;
 - v. Sweeping (or clean using other dry cleaning methods), after loading and unloading, the areas surrounding the de-icing storage structure to eliminate the contact of de-icing materials with stormwater that were tracked away from storage areas. The permittee may reuse or properly discard materials collected during cleanup; and
 - vi. Restricting the temporary outdoor storage of salt and other granular de-icing materials. The temporary outdoor storage of salt and other granular de-icing materials is permitted only under the following conditions:
 - 1) A permanent structure is under construction, repair, or replacement;
 - 2) Stormwater run-on and de-icing material run-off is minimized;
 - 3) Materials in temporary storage are tarped when not in use;
 - 4) All the BMPs for de-icing materials in a permanent structure above are met; and
 - 5) Temporary outdoor storage shall not exceed 30 days unless otherwise approved in writing by the Department.
 - vii. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement by EDPA + 36 months.
- l. Aggregate Material, Wood Chips, and Finished Leaf Compost Storage: The permittee may store materials such as sand, gravel, stone, topsoil, wood chips, and finished leaf compost, provided these materials are:
- i. Stored a minimum of 50 feet from surface water bodies, storm sewer inlets, and/or ditches or other stormwater conveyance channels;
 - ii. Stored in a manner as to minimize stormwater run-on and pollutant run-off via surface grading, dikes and/or berms (which may include sandbags, hay bales and curbing, among others) or three-sided storage bays. Where possible, the open side of storage bays shall be situated on the upslope. The area in front of storage bays and adjacent to storage areas shall be swept clean after loading/unloading; and
 - iii. Not being processed (i.e., composting, chipping, grinding, screening, and/or size reducing). The discharge of stormwater from the processing of these materials is not authorized under this permit. Facilities conducting processing activities shall contact the Industrial Stormwater Permitting Unit at industrialstormwaterpermitting@dep.nj.gov for information regarding obtaining the applicable stormwater permit.

- iv. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement by EDPA + 6 months.
- m. Cold Patch Asphalt Storage: The permittee shall store cold patch asphalt in a permanent structure or on an impervious surface and covered with a waterproof material (i.e., tarpaulin or 10-mil plastic sheeting) and contained (e.g., contained by berms) to control leachate and stormwater run-on or run through. Existing and new Tier A permittees shall implement this requirement upon EDPA.
- n. Street Sweepings and Storm Sewer Clean-out Material Storage: The permittee shall store street sweepings, storm sewer and catch basin clean-out materials, stormwater basin clean-out materials and other similar materials on a temporary basis. These materials shall not include liquids, wastes which are removed from sanitary sewer systems, or material which constitutes hazardous waste in accordance with N.J.A.C. 7:26G. The materials placed into temporary storage must be, at a minimum:
 - i. Stored in leak-proof containers or on an impervious surface and covered with a waterproof material (i.e., tarpaulin or 10-mil plastic sheeting) and is contained (e.g., contained by berms) to control leachate and stormwater run-on or run-through; and
 - ii. Removed for disposal within six (6) months of placement into storage.
 - iii. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement by EDPA + 6 months.
- o. Construction and Demolition Waste, Wood Waste, and Yard Trimmings Storage: The permittee may temporarily store construction and demolition waste, wood waste, and yard trimmings, provided these materials are:
 - i. Stored a minimum of 50 feet from surface water bodies, storm sewer inlets, and/or ditches or other stormwater conveyance channels;
 - ii. Stored in a manner as to minimize stormwater run-on and pollutant run-off via surface grading, dikes and/or berms (which may include sandbags, hay bales and curbing, among others), or three-sided storage bays. Where possible, the open side of storage bays shall be situated on the upslope. The area in front of storage bays and adjacent to storage areas shall be swept clean after loading/unloading;
 - iii. Removed within six (6) months of placement into storage; and
 - iv. Not being processed (i.e., composting, chipping, grinding, screening, and or size reducing). The discharge of stormwater from the processing of these materials is not authorized under this permit. Facilities conducting processing activities shall contact the Industrial Stormwater Permitting Unit at industrialstormwaterpermitting@dep.nj.gov for information regarding obtaining the applicable stormwater permit.
 - v. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this requirement by EDPA + 6 months.
- p. Scrap Tires: The permittee shall store scrap tires in a covered container or enclosure to prevent the exposure to stormwater. If a covered container or enclosure is not available, tires may be stored on an impervious surface and covered with a waterproof material (i.e., tarpaulin or 10-mil plastic sheeting). Existing and new Tier A permittees shall implement this requirement upon EDPA.

- q. Inoperable Vehicles or Equipment: The permittee may temporarily store inoperable vehicles and equipment provided measures are taken to prevent stormwater runoff of pollutants. Specifically, inoperable vehicles and equipment, with intact body and exterior capable of preventing the contact of stormwater with internal components and fluids capable of discharging pollutants, and not leaking any fluids, may be stored indefinitely. For those that have body damage, rust damage, missing body panels, or broken windows, such that the exterior is no longer impervious to precipitation must have portable tents or covers are placed over vehicles. If any inoperable vehicle is found to be leaking, drip pans must be utilized immediately, and that leak must be repaired or that fluid must be drained from the vehicle. For all inoperable vehicles and equipment in storage, the permittee must ensure that there are designated storage areas are sited away from storm drain inlets, and monthly inspections are conducted for leaks and filled drip pans, as noted in b. above. Existing and new Tier A permittees shall implement this requirement upon EDPA.
- r. Outdoor Refuse Containers and Dumpsters: The permittee shall ensure that dumpsters and refuse containers that are outdoors or exposed to stormwater, are covered at all times. This serves to prevent the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids, or solids from the containers. Roll-offs and open-top waste containers used to collect and temporarily store municipal trash, garbage and non-recyclables must be kept tarped, or otherwise covered unless actively being filled or emptied. Clean roll-offs or other open top containers used to collect clean household recyclables (such as cans, bottles, or paper, but not including materials such as electronics) must be covered when not in use, at the end of each workday, and before any anticipated storm event. This measure is not intended for temporary demolition containers (e.g., rubble or construction waste, and wood waste) or containers that hold large bulky items (e.g., furniture), provided they do not contain putrescible waste. Existing and new Tier A permittees shall implement this requirement upon EDPA.

6. Stormwater Program Coordinator (SPC) Training

- a. The permittee shall ensure that all individuals who serve as Stormwater Program Coordinators (SPC) complete mandatory Department training regarding their responsibilities to implement the stormwater program in their municipality.
- b. The Department will conduct this free training via an interactive webinar which shall be offered approximately twice each year.
- c. SPCs are required to attend this training within EDPA + 36 months and once per permit cycle thereafter.
- d. In the event of SPC turnover, the permittee shall comply with the conditions set forth in Part IV.A.1.e. and ensure that the new SPC attends the next available Department training session.
- e. Previous recordings of SPC training sessions will be posted on the MS4 Tier A webpage.

7. Annual Employee Training

- a. The permittee shall develop, update, and implement an employee training program that ensures duty-specific training of all individuals responsible for implementation of the stormwater program. Training shall describe the procedures necessary to ensure compliance with all permit conditions and shall include municipality-specific details described in the SPPP. Training shall be conducted within 3 months of commencement of duties and on an annual basis thereafter. Recipients include municipal board members, governing body members, shared contract service entities and municipal employees in public works, engineering, business administration, clerical, etc. Methods of training may include in-person group training sessions, e-Learning sessions, on-the-job/field training, and instructional videos. The permittee must document and maintain records of the training of each individual, indicating the participant's name/title, signatures, dates of training, agenda or topics discussed, and the instructor's name/title or video title/website link addresses. The location of these records shall be noted in the SPPP.
 - i. SPPP – The permittee shall provide training on the current SPPP and applicable recordkeeping requirements. See Part IV.A.2.
 - ii. Construction Site Stormwater Runoff – The permittee shall provide training regarding the need for applicable construction sites to obtain a Construction Site Stormwater Runoff general or individual permit authorization. See Part IV.D.
 - iii. Post-Construction Stormwater Management in New Development and Redevelopment – The permittee shall provide training on the requirements for Post-Construction Stormwater Management in New Development and Redevelopment. See Part IV.E.
 - iv. Community-wide Ordinances – The permittee shall provide training on the community-wide ordinances including a review of the requirements, enforcement, and the repercussions of non-compliance. See Part IV.F.1.
 - v. Community-wide Measures – The permittee shall provide training on the community-wide pollution prevention/good housekeeping measures. See Part IV.F.2.
 - vi. Stormwater Facility Maintenance – The permittee shall provide training on the maintenance of inventoried stormwater facilities owned or operated by the municipality as well as those not owned or operated by the municipality. See Part IV.F. 3. and IV.F.4.
 - vii. Municipal Maintenance Yard Operations and Other Ancillary Operations – The permittee shall provide training on implementing BMPs, good housekeeping measures, and conducting and documenting site inspections at municipally owned or operated Maintenance Yard Operations and Other Ancillary Operations. See Part IV.F.5.
 - viii. MS4 Mapping – The permittee shall provide training on mapping MS4 infrastructure within the municipality. See Part IV.G.1.
 - ix. Outfall Stream Scouring Detection and Control – The permittee shall provide training on how to inspect, identify, correct, and document outfall pipe stream scouring and contributing factors. See Part IV.G.2.
 - x. Illicit Connection Elimination – The permittee shall provide training on how to inspect, identify, eliminate, and document the impacts associated with illicit connections and details of the program including investigation techniques, physical observations, and field sampling. See Part IV.G.3.
 - xi. Watershed Improvement Plan – The permittee shall provide training on the requirements for developing a Watershed Improvement Plan. See Part IV.H.

- xii. This requirement applies at EDPA for all existing permittees. New permittees have 12 months to create their SPPP and shall conduct training immediately upon completion. As such, the requirement for new Tier A permittees is EDPA + 12 months.

8. Stormwater Management Design Review (SWMDR) Training

- a. The permittee shall ensure that all individuals that review and approve stormwater management designs for major development projects on behalf of the permittee for compliance with the Stormwater Management rules at N.J.A.C. 7:8 have completed this mandatory Department provided training. Information regarding this training can be found at <https://dep.nj.gov/stormwater/stormwater-management-design-review-course>
- b. This SWMDR training course covers the rule's requirements, calculation methodologies, and how to review a major development. This training must be completed, at a minimum, once every five years.
- c. A list of the individuals that completed this training course is posted at the above noted web page, including their five-year expiration date.
- d. Existing Tier A permittees shall implement this requirement upon EDPA. New Tier A permittees shall implement this condition within 12 months of EDPA.

9. Stormwater Management Rule Amendment Training

- a. Whenever the Stormwater Management rules at N.J.A.C. 7:8 are amended and the Department determines that training is warranted, the permittee shall ensure that all individuals that have completed the SWMDR course in Part IV.B.5.h above also complete this mandatory Department provided training. If training is required, the Department will issue email notification to Stormwater Program Coordinators and individuals listed on the Department's SWMDR certified list.
- b. Training must be completed no later than one year after the adoption of the amendments to the Stormwater Management rules at N.J.A.C. 7:8.

10. Municipal Board and Governing Body Member Training

- a. The permittee shall ensure that municipal board and governing body members complete the "Asking the Right Questions in Stormwater Review Training Tool" posted at www.njstormwater.org/training.htm. This training is required for planning board members, zoning board members, and governing body members who review and approve applications for development and redevelopment projects on behalf of the permittee.
- b. This training must be completed by current municipal board and governing body members and once per term of service thereafter, municipal board and governing body members must review at least one of the training tools offered under Post-Construction Stormwater Management found at the website above.
- c. Existing Tier A permittees shall ensure their current municipal board and governing body members complete this training on or before EDPA. New Tier A permittees shall ensure their current municipal board and governing body members complete this training on or before EDPA + 6 months. All Tier A permittees shall ensure that any new member complete this training within six months of commencing duties.

- d. The permittee is required to maintain a list of the dates and names of training program participants in its SPPP.

G. Minimum Standards for MS4 Mapping, and Scouring, and Illicit Discharge Detection and Elimination

1. MS4 Mapping

- a. The permittee shall develop, update, and maintain an MS4 Infrastructure Map that delineates the location of the following stormwater features that are owned or operated by the permittee, including their associated attributes noted in parentheses:
 - i. MS4 outfalls (receiving surface water name, type of outfall);
 - ii. MS4 ground water discharge points (type);
 - iii. MS4 interconnections (type into/from, entity);
 - iv. Storm drain inlets (type, catch basin present, label present, retrofitted);
 - v. MS4 manholes;
 - vi. MS4 conveyance (type, direction of flow);
 - vii. MS4 pump stations;
 - viii. Stormwater facilities (type); and
 - ix. Property boundaries of maintenance yard(s) and other ancillary operations (type).
- b. The permittee shall ensure that the MS4 Infrastructure map be:
 - i. Reviewed annually, or more frequently as necessary, and updated to include the location or attributes of any new or newly identified MS4 infrastructure;
 - ii. Posted on the permittee's stormwater webpage and included as a weblink within the SPPP;
 - iii. Submitted electronically to the Department as a georeferenced shapefile, geodatabase, or an AutoCAD file (with all other non-applicable data stripped out). If the DEP Mapping Application (https://www.nj.gov/dep/dwq/msrp_map_aid.htm) is used, then no submittal is required as the data is automatically submitted to the Department via the mapping application; and
 - iv. Provided to the Department on or before EDPA + 36 months. Existing permittees: This time frame does not extend the deadline of December 21, 2020, for the submission of the MS4 outfall pipe map.

2. Stream Scouring

- a. The permittee shall develop, update, and implement a program to detect, investigate and control any localized stream scouring from stormwater outfalls owned or operated by the permittee. This program shall be described in the written SPPP, as required in Part IV.A.2. See the Tier A Municipal Guidance document and the Department's Stream Scouring Investigation Recordkeeping Form at https://www.nj.gov/dep/dwq/tier_a.htm for additional information.
- b. The permittee shall, at a minimum:

- i. Inspect each MS4 outfall that discharges to a stream, and the surrounding area in the vicinity of the MS4 outfall, for localized scouring of the stream banks or bottom caused by the outfall. Each outfall shall be inspected at least once every five years, with a minimum of 20% of the total number of outfalls per year.
- ii. Inspect, within 30 days of identification, any new and/or newly identified outfalls as required in i. above for localized scouring of the stream banks or bottom caused by the outfall;
- iii. Investigate, within 30 days of receipt, all complaints and reports of stream scouring;
- iv. When localized stream scouring is detected, identify sources of stormwater that contribute to the scouring from the outfall within 3 months;
- v. Where identified sources are located on property owned or operated by the permittee, corrective action shall be taken by the permittee to reduce stormwater rate or volume when feasible;
- vi. Where identified sources are within the jurisdiction of the permittee, but not located on property owned or operated by the permittee, the permittee shall ensure that proper operation and maintenance of stormwater facilities is performed by the entity responsible for the facility as required in Part IV.F.4;
- vii. Prioritize, schedule and complete remediation of identified localized stream scouring as soon as possible, taking action based upon the requirements above. If not able to be completed within 12 months, a schedule for completion shall be submitted to the MS4 Case Manager before the 12 month deadline. (See https://www.nj.gov/dep/dwq/msrp_managers.htm). This schedule of completion shall be maintained with updated information and provided to the MS4 Case Manager on a quarterly basis until completion as required in Part IV.F.3 and IV.F.4;
- viii. All stream scouring restoration shall be made in accordance with the Standards for Soil Erosion and Sediment Control in New Jersey at N.J.A.C. 2:90-1 (e.g., Conduit Outlet Protection 12-1) and the requirements for bank stabilization and channel restoration found at N.J.A.C. 7:13;
- ix. All associated maintenance or repairs to stormwater facilities shall be made in accordance with N.J.A.C 7:8. Any changes to stormwater facilities that were originally approved as part of a major development project must be reviewed for compliance with N.J.A.C. 7:8 and the permittee's SCO or RSIS as applicable, by a design review engineer who has completed the Department's Stormwater Design Review course;
- x. Maintain a log and document all investigations and actions taken sufficient to demonstrate compliance with this requirement. Outfall inspections shall include all information requested on the Department's Outfall Inspection Form. Documentation of stream scouring shall include all of the information requested on the Department's Stream Scouring Investigation Recordkeeping Form.
- xi. Existing Tier A permittees must develop and implement this program by EDPA. New Tier A permittees must develop and implement this program by EDPA + 12 months.

3. Illicit Discharge Detection and Elimination

- a. Illicit Discharge Detection and Elimination: The permittee shall develop, update, implement and enforce an ongoing Illicit Discharge Detection and Elimination Program. This program shall be described in the written SPPP, as required in Part IV.A.2. See the Tier A Municipal Guidance document and the Illicit Connection Inspection Report Form (www.nj.gov/dep/dwq/tier_a_guidance.htm) and the USEPA Guidance document (https://www3.epa.gov/npdes/pubs/idde_manualwithappendices.pdf) for additional information.
- b. The permittee shall, at a minimum:
 - i. Conduct visual dry weather inspection of all outfalls owned or operated by the permittee at least once every five years, with a minimum of 20% of the total number of outfalls per year, to determine if dry weather flow (flow occurring 72 hours after a rain event) or other evidence of illicit discharge is present;
 - ii. Inspect, within 30 days of identification, any new and/or newly identified outfalls, as required in Part IV.G.1.b.i above, to determine if dry weather flow or other evidence of illicit discharge is present;
 - iii. Investigate, within 30 days of identification, dry weather flows discovered during routine inspection and maintenance of other elements of the MS4;
 - iv. Investigate, within 30 days of receipt, complaints and reports of illicit connections, including those from operating entities of interconnected MS4s;
 - v. Investigate, within 30 days, to determine the source if evidence of illicit discharge is found;
 - vi. Eliminate as soon as possible, but no later than within one year of discovery, non-stormwater discharges that are traced to their source and found to be illicit connections. If unable to eliminate a non-stormwater discharge within one year, the permittee must request an extension from the Department no later than thirty days before the end of the one-year timeframe; and
 - vii. Document investigations and actions taken using the Department's Illicit Connection Inspection Report Form and attach this form to the MSRP Annual Report.
- c. The permittee shall adopt and enforce an ordinance that prohibits illicit connections to the MS4 owned or operated by the permittee. See https://www.nj.gov/dep/dwq/example_ordinance.htm for a model ordinance.
- d. Existing Tier A permittees must develop and implement this program by EDPA. New Tier A permittees must develop and implement this program by EDPA + 12 months.

H. Watershed Improvement Plan

1. Requirements for the Watershed Improvement Plan

- a. The permittee shall develop a Watershed Improvement Plan in the three phases specified below that describes what actions the permittee will take to:
 - i. Improve water quality by reducing the contribution of pollutant parameters for all receiving waters within and bordering the town that have percent reductions listed for stormwater in the Total Maximum Daily Loads. See the TMDL Look-up Tool at <https://dep.nj.gov/njpdess-stormwater/municipal-stormwater-regulation-program/tmdl/>;

- ii. Improve water quality by reducing the contribution of pollutant parameters for all receiving waters within and bordering the town that have water quality impairments as per the Department's Integrated Report.
See the 303(d) list portion of the Department's Integrated Report at <https://www.state.nj.us/dep/wms/bears/assessment.htm>; and
 - iii. Reduce and/or eliminate stormwater flooding in the municipality, prioritizing the areas of flooding for corrective actions based on threat to human health and safety, environmental impacts, and frequency of occurrence.
- b. The permittee shall solicit input from stakeholders, including residents, business owners, owners of private stormwater facilities (as per b.xiii below), and other municipalities and/or dischargers to the subwatershed(s) to be involved in the Plan development process.
- c. The permittee shall conduct semi-annual public information sessions (in-person or virtual) beginning on or before EDPA + 36 months, throughout the development of the Plan. These sessions could be included on the agenda for town council (or equivalent) meetings.
- d. The permittee shall prepare and submit to the Department, on or before EDPA + 36 months, the Watershed Inventory Report, as the first step of the Watershed Improvement Plan, which shall summarize and include an electronic map of the items listed below. The permittee may use any information available from the Department's GIS database at <https://gisdata-njdep.opendata.arcgis.com/> to assist with the preparation of this Report, except for items ii. through vi. For i., existing permittees shall use the outfall pipe map as the base map, which was required to be completed by the permittees by December 21, 2020.
- i. All stormwater outfalls owned/operated by the permittee;
 - ii. The drainage area for each outfall(s);
 - iii. The receiving waterbodies of those outfalls;
 - iv. The water quality classification of all receiving waterbody segments;
 - v. All stormwater interconnections from the municipality into another entities' storm or sanitary sewer system;
 - vi. The drainage area for each interconnection into another entities' storm or sanitary sewer system;
 - vii. All stormwater connection points into the municipality from another entities' storm sewer system;
 - viii. All storm drain inlets owned/operated by the permittee;
 - ix. Area associated with each TMDL for waters that lie within or bordering the municipality;
 - x. Area associated with each water quality impairment for waters that lie within or bordering the municipality;
 - xi. Overburdened communities;
 - xii. Impervious areas; and
 - xiii. The location and ownership of all stormwater outfalls and basins/infrastructure not owned/operated by the permittee.

- e. The permittee shall prepare and submit to the Department, on or before EDPA + 48 months, the second phase Watershed Assessment Report, which shall include, but not be limited to:
 - i. An assessment of potential water quality improvement projects by sub-watershed and parameter;
 - ii. An estimate of the percent reduction in loading of the TMDL/impaired parameters due to project(s) in i. above;
 - iii. A summary of feedback from public information sessions;
 - iv. An estimate of funding needs for each project, and identification of potential funding sources, including the New Jersey Water Bank (NJWB), the formation of an SWU, using 319 grants, FEMA BRIC grants; and
 - v. An estimate of an implementation schedule.
- f. The permittee shall post the Watershed Assessment Report, along with an announcement of a 60-day comment period for formal public input on its municipal website.
- g. The permittee shall prepare and submit to the Department, on or before EDPA + 59 months, the final Watershed Improvement Plan Report, which shall include:
 - i. A summary of proposed locations and load reductions of water quality improvement projects, both public and private, to be implemented;
 - ii. A summary of the public comments received, and the changes made to the Final Plan;
 - iii. A summary of how the projects will be coordinated with other regulatory requirements, such as:
 - flood protection;
 - endangered habitat/species;
 - surface & ground drinking water protection;
 - climate change/resiliency;
 - green infrastructure/SWM requirements;
 - wildlife corridors;
 - green acres;
 - environmental justice;
 - Combined Sewer Overflow Long Term Control Plans;
 - wetlands;
 - riparian buffers;
 - forest corridors;
 - related ongoing projects;
 - Pinelands Commission;
 - Highlands Council; and
 - Delaware River Basin Commission.
 - iv. The proposed implementation schedule for the water quality improvement projects;
 - v. A schedule of the public information sessions to be held;
 - vi. Problems identified that are outside the jurisdiction of the permittee, if any. These can be related to pollutant loading due to agricultural properties, or other lands not under the jurisdiction of the municipality, and opportunities to address them;
 - vii. Costs, broken down by project and year, the funding opportunities that will be sought; and

- viii. This plan shall describe how stormwater related problems in overburdened communities have been prioritized.
- h. The permittee shall begin implementation of the Watershed Improvement Plan in accordance with the schedule set forth in the Plan.
- i. The permittee shall update this Plan, when necessary, based upon the biennial (every 2 years) review of the revisions to the impairments of the permittee's waterbodies as per the Department's Integrated Report and newly adopted TMDLs.

I. Additional Measures and Optional Measures

1. Incorporation of Additional Measures

- a. Additional Measures are non-numeric (e.g., best management practices) or numeric effluent limitations that are expressly required to be included in a permittee's stormwater program by a TMDL, a regional stormwater management plan, or other elements of an adopted areawide Water Quality Management Plan.
- b. The Department will provide written notice of the adoption of any Additional Measure(s) to any affected permittee. The Department will list each adopted Additional Measure in a minor modification to the permit. The required Additional Measure(s) will also specify the implementation schedule.

2. Incorporation of Optional Measures

- a. Optional Measures are BMPs, developed by the permittee, that extend beyond the requirements of the Tier A MS4 NJPDES permit and that prevent or reduce pollution to waters of the State.
- b. The permittee may, at its own discretion, incorporate Optional Measures into its MS4 stormwater program. Such BMPs shall be identified in the SPPP as Optional Measures.
- c. Failure to implement an Optional Measure identified in the SPPP shall not be considered a violation of the NJPDES permit.

3. Refuse Container / Dumpster Ordinance

- a. Permittees have the option of adopting and enforcing an ordinance requiring dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times. This ordinance serves to prevent the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids or solids from the containers. This ordinance is not intended for litter receptacles; individual homeowner trash and recycling containers; containers that hold large bulky items (e.g., furniture, bound carpet and padding); permitted temporary demolition containers; and refuse containers at industrial facilities authorized to discharge stormwater under a valid NJPDES permit. For a sample ordinance see www.nj.gov/dep/dwq/tier_a.htm.

J. Recordkeeping

1. Standard Recordkeeping Requirements

- a. The permittee shall retain copies of all records required to be kept by this permit for a period of at least 5 years and be made available to the Department upon request.
- b. Existing Tier A permittees and new Tier A permittees shall implement this requirement upon EDPA.

K. Annual Report and Certification

1. Annual Reporting Requirements

- a. The permittee shall complete an Annual Report and Certification using the Department's electronic MSRP Annual Report service tool in the Regulatory Services Portal (<https://www.njdeponline.com>). The Annual Report shall summarize the status of compliance with the permit conditions for the subject year between January 1 and December 31.
- b. The permittee shall complete the annual Supplemental Questionnaire, which includes the Major Development Project List, and upload it as an attachment with the Annual Report. The Annual Report and Certification will be considered incomplete if the Supplemental Questionnaire is not included as an attachment when the Annual Report is submitted. The Supplemental Questionnaire is available at www.nj.gov/dep/dwq/tier_a.htm.
- c. The Stormwater Program Coordinator shall certify, sign and date the Annual Report.
- d. Submit an Annual Report and Certification: on or before May 1st annually.

NJPDES MASTER GENERAL PERMIT PROGRAM INTEREST
Trenton

Permit No. NJ0141852
Stormwater Discharge
Stormwater Discharge Master General Permit Renewal

Attachment A – Points System for Public Education and Outreach Activities

The permittee shall implement a Public Education and Outreach Program that focuses on educational and pollution prevention activities about the impacts of stormwater discharges on surface water and groundwater and to involve the public in reducing pollutants in stormwater runoff and mitigating flow.

The permittee shall **annually** conduct educational activities that total at least **12 points** and include activities from **at least three of the five categories** found below.

At a minimum, at least one of the activities shall involve educating businesses and the general public of hazards associated with illicit connections and improper disposal of waste.

Each approved activity is listed below with an assigned point value. Additional information on how to conduct these Public Education and Outreach activities can be found under Notes and Definitions Part IV.A.3 and 4 of this permit. Records shall be kept necessary to demonstrate compliance with this requirement, including date of activities and any other relevant documentation.

Category 1: General Public Outreach		
Activity	Description	Points
Social Media	Post relevant stormwater materials on a municipal social media site, such as a Facebook, Instagram, or Twitter page. This information may include links to other stormwater related resources, including the municipality's stormwater webpage and the NJDEP stormwater website (www.njstormwater.org). *One point awarded for each social media platform used. A maximum of 3 points is allowed.	3*
Newspaper Ad	Use Department created and approved stormwater education materials available on www.cleanwater.nj.org to publish an ad in a newspaper or newsletter that serves the municipality. *A maximum of 1 point is allowed.	1*
Radio/Television	Broadcast a stormwater-related radio or television public service announcement from www.cleanwater.nj.org on a local radio or municipal public service channel. *One point awarded for each media outlet used. A maximum of 2 points is allowed.	2*
Green Infrastructure Signage	Post signs at municipally owned green infrastructure sites that describe the function and importance of the infrastructure, contact phone number, municipal identification number, and/or website for more information. *New signs receive 0.5 points per sign. Existing signs that are maintained or upgraded receive 0.25 points	5*

	per sign. A maximum of 5 points is allowed.	
Billboard/Sign	Post and maintain (for credit in subsequent years) a stormwater-related billboard or sign which can be displayed on a bus, bus stop shelter, recreation field (outfield sign), or other common public location.	2
Mural	Produce and maintain (for credit in subsequent years) the planning and painting of a stormwater pollution themed mural, storm drain art or other artwork at a local downtown/commercial area or other similar public venue.	2
Stormwater Facility Signage	Post signs at municipally owned stormwater management basins or other structural stormwater related facilities that describe the function and importance of the facility, contact phone number, municipal identification number, and/or website for more information. *New signs receive 0.5 points per sign. Existing signs that are maintained or upgraded receive 0.25 points per sign. A maximum of 5 points is allowed.	5*

Category 2: Targeted Audiences Outreach		
Activity	Description	Points
Stormwater Display	Present a stormwater related display or materials at any municipal event (e.g., Earth Day, town picnic), at the municipal building or other similar public venue.	1
Promotional Item	Distribute an item or items with a stormwater related message (e.g., refrigerator magnets, temporary tattoos, key chains, bookmarks, pet waste bag dispensers, coloring books, and pens or pencils). Municipality must initially have available a minimum number of the items equal to 10% of the municipal population.	2
Private Stormwater Facilities Education	Provide information to all known owners of stormwater facilities not owned or operated by the municipality (i.e., privately-owned) highlighting the importance of proper maintenance of stormwater measures. For assistance, see information at www.nj.gov/dep/stormwater/maintenance_guidance.htm .	3
Mailing or e-Mailing Campaign	Distribute any of the Department's educational brochures, tip cards, or a municipally produced equivalent (e.g., community calendar, newsletter, or recycling schedule) via a mailing to every resident and business in the municipality. *A maximum of 2 points is allowed.	2*
Ordinance Education	Distribute a letter or e-mail from the mayor or municipal official to every resident and business in the municipality highlighting the requirements and environmental benefits of the Pet Waste, Wildlife Feeding, Litter Control, Improper Disposal of Waste, Containerized Waste/Yard Waste Collection, Private Storm Drain Inlet Retrofitting, Illicit Connection, Tree, and Salt Storage ordinances. Provide a link to the municipal website where subject ordinances are posted.	3

Category 3: School/Youth Education and Activities		
Activity	Description	Points
School Presentations	Provide water-related educational presentation(s) and/or activities to local preschool, elementary, middle,	5*

	and/or high school classes using municipal staff or local partner organizations. Topics could include stormwater, nonpoint source pollution, watersheds, water conservation and water quality. For ideas, see information at www.nj.gov/dep/seeds .	
	*Presentations receive 1 point per presentation, with a maximum of 5 points allowed.	
Water Education Workshops	Provide water-related professional development workshops for local teachers from a registered NJ Department of Education Professional Development Provider	2
Storm Drain Labeling	Organize a project to label and/or maintain storm drain labels (that are not already precast with a message) with a scout troop, local school district, or faith-based group, or other community youth group for a minimum of 40 labels. This project could also include stenciling over precast labels to improve legibility.	3
Educational Contest for Schools	Organize an educational contest with a local school district or a local community organization serving youth to design a poster, magnet, rain stick, rain barrel or other craft/art object. Contest themes shall have an appropriate stormwater message. Winning entries are to be displayed at publicly accessible locations within the municipality such as at the town hall, library, post office, or school. The winning design should be shown on the municipality's website or social media site, if practical.	3
AmeriCorps Event	Coordinate an event (e.g., volunteer stream monitoring, educational presentations, or stormwater awareness project) through AmeriCorps NJ Watershed Ambassador Program.	4
Clean-up	Sponsor or organize a litter clean up for a scout troop, local school district, faith-based group or other community youth group along a local waterway, public park, stormwater facility, or in an area with storm drains that discharge to a local lake or waterway.	3

Category 4: Watershed/Regional Collaboration		
Activity	Description	Points
Regional Stormwater Collaboration	Participate in a regional stormwater, community collaborative or other watershed-based group on a regular basis to discuss impaired waterbodies, TMDLs, regional stormwater related issues, or watershed restoration plans that address those waterbodies. Evaluate, develop, and implement remedies that resolve stormwater-related issues within the affected waterbody or watershed.	3
Green Infrastructure Workshop	Organize or participate in a rain barrel, rain garden or other green infrastructure workshop on a regional or watershed basis. This could be a partnership exercise with a local watershed organization, utility, university, school, youth/faith-based group, and/or other organization.	3
Community Activity	Organize or participate in the organization of a regional or watershed-based event to carry out stormwater activities such as stormwater facility maintenance or litter clean-up. The municipality may identify and enter into a partnership agreement with a local group such as a watershed organization, utility, university, school, youth/faith-based group, and/or other organization to carry out these activities.	3

Category 5: Community Involvement Activities		
Activity	Description	Points

Volunteer Stormwater Assessment or Stream Monitoring	Establish a volunteer stormwater facility assessment (inspection, inventory and/or mapping) or stream monitoring program for a waterbody within the municipality to gauge the health of the waterway through chemical, biological or visual monitoring protocols. Contact NJDEP's AmeriCorps NJ Watershed Ambassador Program or review USEPA National Directory of Volunteer Monitoring Programs.	3
Rain Barrel Workshop	Organize or participate in a rain barrel workshop. This could be a partnership exercise with a local watershed organization, university, school, youth/faith-based group, and/or another nonprofit.	3
Rain Garden Workshop	Organize or participate in a rain garden training or installation workshop. This could be a partnership exercise with a local watershed organization, university, school, youth/faith-based group, and/or another nonprofit.	3
Community Event	Organize or participate in the organization of a community event to carry out stormwater activities such as stormwater measure maintenance or a stream buffer restoration. The municipality may identify and enter into a partnership agreement with a local group such as a watershed organization, university, utility, school, youth/faith-based group, and/or other nonprofit to carry out these activities.	3
Community Involvement	Organize a project with a local organization to create and post signs at either green and/or gray stormwater infrastructure sites or facilities that describe the function and importance of the facility, contact phone number, municipal identification number, and/or website for more information. *Signs receive 0.5 points per sign. A maximum of 5 points is allowed.	5*

Attachment B - Design Standards for Storm Drain Inlets

Application of Design Standard

The below design standard applies to the following types of storm drain inlet installation or retrofit projects unless a more stringent standard is specified by the municipality's Stormwater Control Ordinance:

- Storm drain inlets installed as part of new development and redevelopment (public or private) that disturb one acre or more;
 - Storm drain inlets installed as part of new development and redevelopment (public or private) that disturb less than one acre that are part of a larger common plan of development or sale (e.g., phased residential development) that ultimately disturbs one acre or more;
- Tier A Municipality owned or operated storm drain inlets must be retrofitted where the storm drains are (1) in direct contact with any repaving, repairing (excluding individual pothole repair), or resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen); or (2) in direct contact with any reconstruction or alteration of facilities; and
- Privately-owned or operated storm drain inlets (e.g., condominium association) must be retrofitted where the storm drains are (1) in direct contact with any repaving, repairing (excluding individual pothole repair), or resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen); or (2) in direct contact with any reconstruction or alteration of facilities. This does not include single family homes.

Design Standard

Grates in pavement or other ground surfaces shall meet either of the following standards:

- The New Jersey Department of Transportation (NJDOT) bicycle safe grate standards described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (see www.state.nj.us/transportation/about/publicat/pdf/BikeComp/introtofac.pdf); or
- A grate where each individual clear space in that grate has an area of no more than seven (7.0) square inches or is not greater than 0.5 inches across the smallest dimension. Note that the Residential Site Improvement Standards at N.J.A.C. 5:21 include requirements for bicycle safe grates.

Examples of grates subject to this standard include grates in grate inlets; the grate portion (non-curb opening portion) of combination inlets; grates on storm sewer manholes; ditch grates; trench grates; and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads, (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors used to collect stormwater from the surface into a storm drain or surface water body.

For curb-openings inlets, including curb-opening inlets in combination inlets, the clear space in the curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches or be no greater than two (2.0) inches across the smallest dimension.

Exemptions from the Design Standard

- Where each individual clear space in the curb opening in existing curb-opening inlets does not have an area of more than nine (9.0) square inches;
- Where the review agency determines that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
- Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:

A rectangular space four and five-eighths inches long and one and one-half inches wide; or

A bar screen having a bar spacing of 0.5 inches;

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

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

**ENGINEERS CERTIFICATION OF ANNUAL INSPECTION OF EQUIPMENT
AND VEHICLE WASH WASTEWATER CONTAINMENT STRUCTURE**
(Complete a separate form for each vehicle wash wastewater containment structure)

Permittee: _____ NJPDES Permit No: _____

Containment Structure Location: _____

The annual inspection of the above referenced vehicle wash wastewater containment structure was conducted on _____ (date). The containment structure and appurtenances have been inspected for:

1. The integrity of the structure including walls, floors, joints, seams, pumps and pipe connections
2. Leakage from the structure's piping, vacuum hose connections, etc.
2. Bursting potential of tank.
3. Transfer equipment
4. Venting
5. Overflow, spill control and maintenance.
6. Corrosion, splits, and perforations to tank, piping and vacuum hoses

The tank and appurtenances have been inspected for all of the above and have been determined to

be: Acceptable _____

Unacceptable _____

Conditionally Acceptable _____

List necessary repairs and other conditions: _____

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment (N.J.A.C. 7:14A-2.4(d)).

Name (print): _____ Seal: _____

Signature: _____

Date: _____

Underground Vehicle Wash Water Storage Tank Use Log

Name and Address of Facility _____ Facility Permit Number _____

Tank ID Number _____

Tank Location _____

Tank Volume _____ gallons

Tank Height _____ inches

95% Volume _____ gallons

95% Volume _____ inches

<u>Date and Time</u>	<u>Inspector</u>	<u>Height of Product Before Introducing Liquid (inches)</u>	<u>Is Tank Less Than 95% Full? (Y/N)</u>	<u>Visual Inspection Pass? (Y/N)</u>	<u>Comments</u>

Notes: The volume of liquid in the tank should be measured **before** each use.

Liquid **should not be introduced** if the tank contains liquid at 95% of the capacity or greater.

A visual inspection of all exposed portions of the collection system should be performed before each use. Use the comments column to document the inspection and any repairs.

Underground Vehicle Wash Water Storage Tank Pump Out Log

Name and Address of Facility _____ Facility Permit Number _____

Tank ID Number _____

Tank Volume _____ gallons

Tank Location _____

<u>Date and Time of Pump Out</u>	<u>Volume of Liquid Removed</u>	<u>Waste Hauler *</u>	<u>Destination of the Liquid Disposal *</u>

* The Permittee must maintain copies of all hauling and disposal records and make them available for inspection.

[Trees play a critical, often overlooked, role in the water cycle and in the mitigation of stormwater runoff issues such as soil erosion, pollutant reduction, infiltration, quantity reduction, and thermal effects. This ordinance is intended to ensure that permittees are considering these undervalued assets in their stormwater management efforts.]

The 2023 Tier A MS4 permit renewal requires permittees to, at a minimum, adopt and enforce a community-wide ordinance to control tree removal and replacement for all types of properties where the municipality has jurisdiction. This model ordinance, developed by the Department, can be used by each municipality for consideration in reviewing and/or updating their existing tree ordinance, or adopting a new tree ordinance. This model may also be modified by the municipality to meet the needs of their community.]

Ordinance # [] – Tree Removal-Replacement Ordinance

SECTION I. Purpose:

An ordinance to establish requirements for tree removal and replacement in ***[insert name of municipality]*** to reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety, and welfare.

[Municipalities that are accredited with the [NJ Urban and Community Forestry Program](#) may continue to follow their town's established forestry program requirements provided their accredited program addresses tree removal and replacement.]

The details of a municipality's forestry program shall be incorporated by reference or contained within the municipality's adopted ordinance. Please contact the [NJ Urban and Community Forestry Program](#) to obtain further information regarding becoming an accredited municipality and the associated requirements.]

[Municipalities with an existing tree ordinance may contact the Department at stormwatermanager@dep.nj.gov to determine if their ordinance requires modification.]

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" means the requirement is always mandatory and not merely directory.

- A. "Applicant" means any "person", as defined below, who applies for approval to remove trees regulated under this ordinance.
- B. "Critical Root Radius (CRR)" – means the zone around the base of a tree where the majority of the root system is found. This zone is calculated by multiplying the diameter at breast height (DBH) of the tree by 1.5 feet. For example: a tree with a 6" DBH would have a CRR = 6"x1.5' = 9'.
- C. "Diameter at Breast Height (DBH)" means the diameter of the trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree. For species of trees where the main trunk divides below the 4 ½ foot height, the DBH shall be measured at the highest point before any division.
- D. "Hazard Tree" means a tree or limbs thereof that meet one or more of the criteria below. Trees that do not meet any of the criteria below and are proposed to be removed solely for development purposes are not hazard trees. [Municipalities may choose to require a Licensed Tree Expert to make all Hazard tree determination]
1. Has an infectious disease or insect infestation;
 2. Is dead or dying;
 3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective;
 4. Is causing obvious damage to structures (such as building foundations, sidewalks, etc.); or
 5. Is determined to be a threat to public health, safety, and/or welfare by a certified arborist or Licensed Tree Expert (LTE).
- E. "Person" means any individual, resident, corporation, utility, company, partnership, firm, or association.
- F. "Planting strip" means the part of a street right-of-way between the public right-of-way and the portion of the street reserved for vehicular traffic or between the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.
- G. "Resident" means an individual who resides on the residential property or contractor hired by the individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.

- H. "Street Tree" means a tree planted in the sidewalk, planting strip, and/or in the public right-of-way adjacent to (or specified distance from) the portion of the street reserved for vehicular traffic. This also includes trees planted in planting strips within the roadway right-of-way, i.e., islands, medians, pedestrian refuges.
- I. "Tree" means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.
- J. "Tree Caliper" means the diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees whose caliper exceeds four (4) inches, the measurement is taken twelve (12) inches above the soil line.
- K. "Tree removal" means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction within the critical root radius around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

SECTION III. Regulated Activities:

[Application review and approval can be conducted along with existing business practices and permit application review such as, but not limited to, site plan approvals, building permit approvals, planning board application approval, etc. A separate application process is not required, but the Department has included sample language below for municipalities that prefer to do so.]

A. Optional Application Process:

1. Any person planning to remove a street tree, as defined as Tree removal, with DBH of 2.5" or more or any non-street tree with DBH of 6" or more on their property shall submit a Tree Removal Application to **[Municipal Officials]**. **No tree shall be removed until municipal officials have reviewed and approved the removal. [For larger scale clearing projects, municipalities may choose to require a tree survey be submitted as part of the application to determine number, sizes, and exemptions of trees for the assessment of fees]**

[The municipality may choose to impose application fees. If so, the following language may be used, with revisions as deemed appropriate.]

[Optional for municipalities: Applicants will be subject to an application fee as per the Table below.]

B. Tree Replacement Requirements

1. Any person who removes one or more street tree(s) with a DBH of 2.5" or more, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.
2. Any person, who removes one or more tree(s), as defined as Tree removal, with a DBH of 6" or more per acre, unless otherwise detailed under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table.

The species type and diversity of replacement trees shall be in accordance with Appendix A (***insert municipality provided tree list as Appendix A of this ordinance***). *[The municipality shall provide a list of approved trees that are acceptable to be planted as replacement trees, or at a minimum develop a list of trees that shall not be used as replacement trees. This list will be included as "Appendix A". It is permissible for a municipality to include a procedure for approval of a tree not on the approved list. The list shall also contain approved planting times/seasons and proper planting standard procedures or a reference to available literature containing this information.]*

Replacement tree(s) shall:

1. Be replaced in kind with a tree that has an equal or greater DBH than tree removed or meet the Tree Replacement Criteria in the table below;
2. Be planted within twelve (12) months of the date of removal of the original tree(s) or at an alternative date specified by the municipality;
3. Be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months; and
4. Shall not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Tree Replacement Criteria (See Appendix A)	Application Fee <i>[Municipality may choose to include and determine appropriate fees.]</i>
1	DBH of 2.5" (for street trees) or 6" (for non-street trees) to 12.99"	Replant 1 tree with a minimum tree caliper of 1.5" for each tree removed	TBD by town
2	DBH of 13" to 22.99"	Replant 2 trees with minimum tree calipers of 1.5" for each tree removed	TBD by town

3	DBH of 23" to 32.99"	Replant 3 trees with minimum tree calipers of 1.5" for each tree removed	<i>TBD by town</i>
4	DBH of 33" or greater	Replant 4 trees with minimum tree calipers of 1.5" for each tree removed	<i>TBD by town</i>

C. Replacement Alternatives:

1. If the municipality determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:
 - a. Plant replacement trees in a separate area(s) approved by the municipality.
 - b. Pay a fee of (*amount to be set by municipality*) per tree removed. This fee shall be placed into a fund dedicated to tree planting and continued maintenance of the trees.

SECTION IV. Exemptions:

All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below. Proper justification shall be provided, in writing, to the municipality by all persons claiming an exemption [*the municipality shall define what "proper justification" is such as photos or statements from NJ licensed tree expert as per NJ Statue 45:15C-11 or arborist.*]:

- A. Residents who remove less than four (4) trees per acre that fall into category 1, 2, or 3 of the Tree Replacement Requirements Table within a five-year period. [*The number of trees removed is a rolling count across a five-year period. For example, if 3 trees from category 1 are removed in July 2023, the 'count' resets to zero in July 2028. However, if 1 tree from category 1 is removed in July 2023 and another in July of 2025 the first tree will come off the count in July 2028 and the second in July 2030.*]
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.

- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees may be removed with no fee or replacement requirement.

SECTION V. Enforcement:

This ordinance shall be enforced by the *[Police Department and/or other Municipal Officials of insert name of municipality]* during the course of ordinary enforcement duties.

SECTION VI. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of \$ *[amount per tree to be established by municipality but shall not be less than the amount of the required replacement tree(s) and cost of planting]* *[Municipalities may require the planting of additional trees in lieu of a fine]*.

SECTION VII. Severability:

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

SECTION VIII. Effective Date:

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

Adoption Date: _____

Approved By: _____

Appendix A

Approved list of Replacement tree Species and Planting Standards for
(*Insert Municipality Name*)

[The municipality shall provide a list of approved trees that are acceptable to be planted as replacement trees, or at a minimum develop a list of trees that shall not be used as replacement trees. The list shall include approved planting times/seasons and proper planting standard procedures or a reference to available literature containing this information.]

Tree Species	Planting Season	Planting Procedure (soil type, watering, pruning, staking, wrapping, exposure, depth, mulching, etc)

[Trees play a critical, often overlooked, role in the water cycle and in the mitigation of stormwater runoff issues such as soil erosion, pollutant reduction, infiltration, quantity reduction, and thermal effects. This ordinance is intended to ensure that permittees are considering these undervalued assets in their stormwater management efforts.]

The 2023 Tier A MS4 permit renewal requires permittees to, at a minimum, adopt and enforce a community-wide ordinance to control tree removal and replacement for all types of properties where the municipality has jurisdiction. This model ordinance, developed by the Department, can be used by each municipality for consideration in reviewing and/or updating their existing tree ordinance, or adopting a new tree ordinance. This model may also be modified by the municipality to meet the needs of their community.]

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4. Shall not be planted in temporary containers or pots, as these do not count towards tree replacement requirements.

Tree Replacement Requirements Table:

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3	DBH of 23" to 32.99"	Replant 3 trees with minimum tree calipers of 1.5" for each tree removed	<i>TBD by town</i>
4	DBH of 33" or greater	Replant 4 trees with minimum tree calipers of 1.5" for each tree removed	<i>TBD by town</i>

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- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan.

- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- G. Hazard trees may be removed with no fee or replacement requirement.

SECTION V. Enforcement:

This ordinance shall be enforced by the *[Police Department and/or other Municipal Officials of insert name of municipality]* during the course of ordinary enforcement duties.

SECTION VI. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of \$ *[amount per tree to be established by municipality but shall not be less than the amount of the required replacement tree(s) and cost of planting]* *[Municipalities may require the planting of additional trees in lieu of a fine]*.

SECTION VII. Severability:

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

SECTION VIII. Effective Date:

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

Adoption Date: _____

Approved By: _____

Appendix A

Approved list of Replacement tree Species and Planting Standards for
(*Insert Municipality Name*)

[The municipality shall provide a list of approved trees that are acceptable to be planted as replacement trees, or at a minimum develop a list of trees that shall not be used as replacement trees. The list shall include approved planting times/seasons and proper planting standard procedures or a reference to available literature containing this information.]

Tree Species	Planting Season	Planting Procedure (soil type, watering, pruning, staking, wrapping, exposure, depth, mulching, etc)



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MATTHEW J. MORRIS
NJ – L.L.A., NJ – P.P.

THOMAS G. KNUTELSKY, ASSOCIATE
NJ – P.E., NJ – P.P.

February 1, 2024

Via Email (jsabatini@byramtwp.org)

MEMORANDUM TO: Mr. Joseph Sabatini, Byram Township Manager

FROM: Cory L. Stoner, P.E., C.M.E., Byram Township Engineer

SUBJECT: Proposed Tennis Court Reconstruction
Located at 10 Mansfield Drive
Byram Township, Sussex County

Dear Joe:

As requested, I have prepared a cost estimate for the reconstruction of the tennis courts at the Municipal Building Complex. Due to the age of the tennis courts and cracking that has occurred over the years, it is recommended that the tennis court be fully reconstructed. I believe there are two options that the Township could consider for the replacement of these tennis courts. A review of these options is as follows:

1. **Reconstruction of the Tennis Courts on Existing Footprint:** This option would include the full reconstruction of the tennis courts in the footprint of the existing tennis courts. Under this option I would recommend the creation of one tennis court and one pickleball court in order to provide courts that meet United States Tennis Association guidelines and provide a 12 foot side space from the sideline to an obstruction or 12 feet space from sideline to sideline. The construction would first include removal of the existing asphalt surface, fencing and net posts. The existing gravel base would be replaced or regraded/supplemented in order to provide a good base for construction. New 10 foot tall fencing would be installed and new court posts, nets and tie downs will be installed for the two new courts. A paved hot mix asphalt base course and surface course would then be constructed. The final asphalt surface would then be color coated and the courts will be striped.

A summary of the estimated costs for this project is as follows:

Construction Costs	\$ 265,000.00
Site Clearing, Preparation & Demolition.....	\$ 20,000.00
Removal & Disposal of Existing Asphalt Surface.....	\$ 15,000.00
Dense Graded Aggregate Base	\$ 20,000.00
Hot Mix Asphalt Course	\$ 50,000.00
Tennis Court Color Coating.....	\$ 60,000.00
Tennis Court Line Striping	\$ 10,000.00
Chain Link Fence & Installation.....	\$ 55,000.00

Tennis Court Net Post Sleeves, Foundations & Nets .. \$ 20,000.00
Topsoil, Seeding, Fertilizing and Stabilization..... \$ 15,000.00

Permit Fees – Upper Delaware SCD \$ 1,000.00
Engineering Design, Bidding & Construction Inspection \$ 20,000.00

Total Estimated Costs..... \$ 286,000.00

2. **Construction of New Tennis Courts with Expanded Footprint:** Due to the existing tennis courts having dimensions that do not meet the required distances between courts and obstructions, this second option would include the construction of two new tennis courts on a larger footprint that would meet all minimum dimension requirements. One or both of these courts could be dual striped for pickleball courts. The existing tennis courts would need to be removed and the new courts constructed in the same manner as above but would be constructed with a larger footprint.

A summary of the estimated costs this project is as follows:

Construction Costs \$ 285,000.00

Site Clearing, Preparation & Demolition..... \$ 20,000.00
Removal & Disposal of Existing Asphalt Surface..... \$ 15,000.00
Dense Graded Aggregate Base \$ 23,000.00
Hot Mix Asphalt Course \$ 57,000.00
Tennis Court Color Coating..... \$ 65,000.00
Tennis Court Line Striping \$ 10,000.00
Chain Link Fence & Installation..... \$ 60,000.00
Tennis Court Net Post Sleeves, Foundations & Nets .. \$ 20,000.00
Topsoil, Seeding, Fertilizing and Stabilization..... \$ 15,000.00

Permit Fees – Upper Delaware SCD \$ 1,000.00
Engineering Design, Bidding & Construction Inspection \$ 20,000.00

Total Estimated Costs..... \$ 306,000.00

In determining which option to consider, it should be noted that the existing tennis courts are located within a 150-foot wetlands transition area, a 300-foot riparian buffer and the flood hazards area of Lubbers Run. Per Section 7:7A-2.3(b)9 of the Freshwater Wetlands Protection Act Rules, artificial features with a wetlands transition area can be reconstructed provided the activity does not result in additional disturbance of the transition area upon completion activity. The reconstruction of the tennis court in same place will not increase the permanent disturbance of the transition area and will not require New Jersey Department of Environmental Protection (NJDEP) permitting. If the option of increasing the footprint is pursued, the court location would need to be adjusted so that the impervious coverage inside the transition area would not change. If this occurs, no NJDEP permitting in regards to wetlands would be needed for this option as well. Please see the attached Concept Plans for proposed layouts.

Mr. Joseph Sabatini, Byram Township Manager
RE: Mansfield Drive Tennis Courts
February 1, 2024

Page 3

Also, per the Flood Hazard Area Control Act Rules, the reconstruction of the tennis under either option could be accomplished under Permit-by-Rule #8 which permits the construction at or below grade in a flood hazards area or under Permit-by-Rule #25 which permits the construction of aboveground athletic and/or recreational structures. Both permit-by-rule activities can be undertaken without prior authorization from the NJDEP.

I trust this information is sufficient for your use. If you have any questions or wish to discuss any of the proposed work activities in greater detail, please do not hesitate to contact me.

Very truly yours,

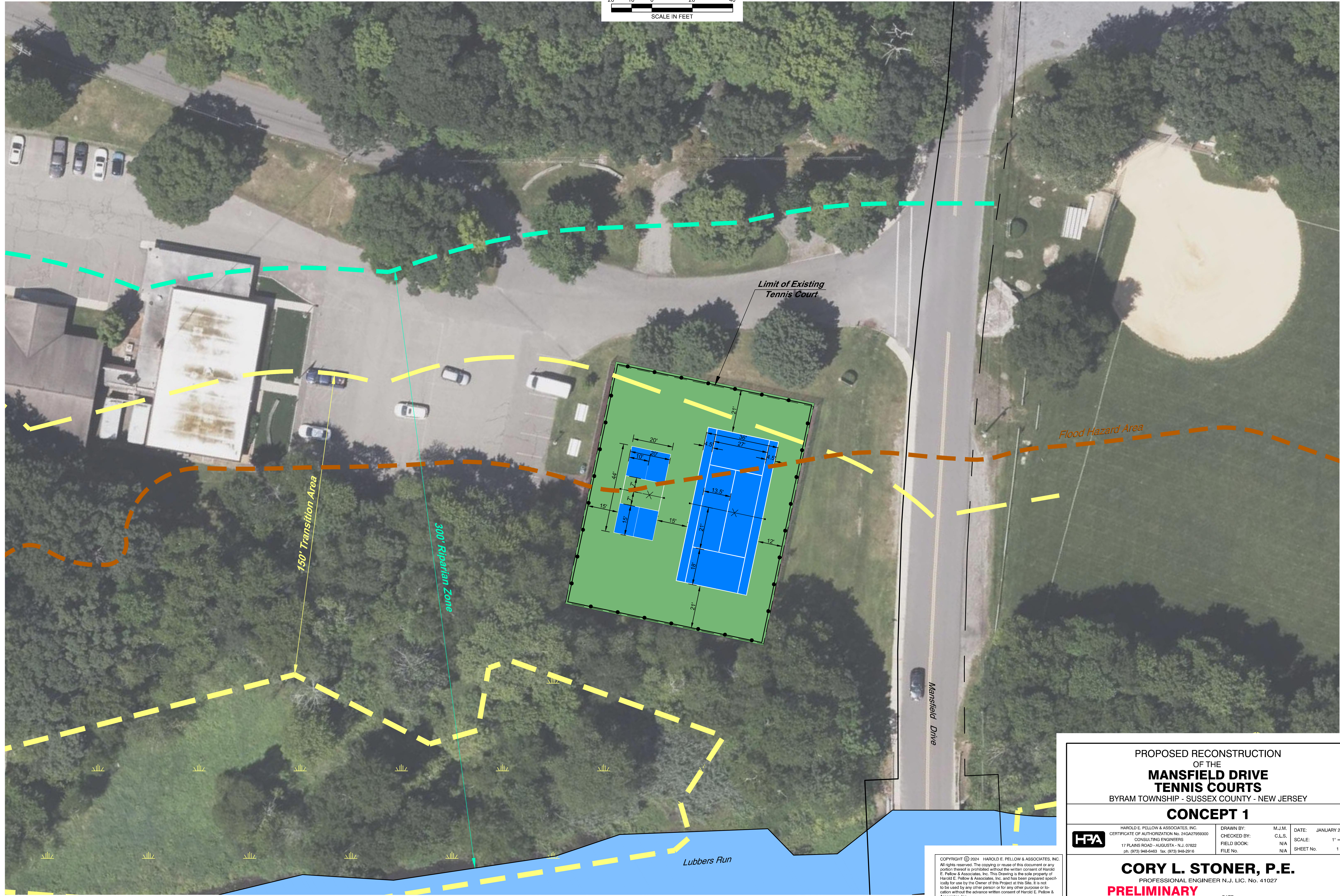
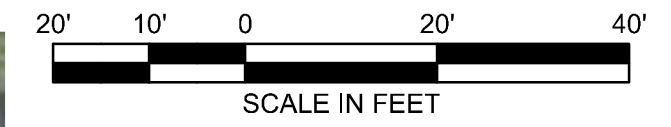


Cory L. Stoner, P.E., P.P., C.M.E.
HAROLD E. PELLOW & ASSOCIATES, INC.
Byram Township Engineer

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Enclosures

February 1, 2024 - 2:16 PM \\Projects\Byram Twp\2024 Mansfield Drive Tennis Courts\Concept Plan\2024Tennis-Concept.dwg (R:\Intern\ HAROLD E. FELLOW & ASSOCIATES, INC.



PROPOSED RECONSTRUCTION
OF THE
**MANSFIELD DRIVE
TENNIS COURTS**
BYRAM TOWNSHIP - SUSSEX COUNTY - NEW JERSEY

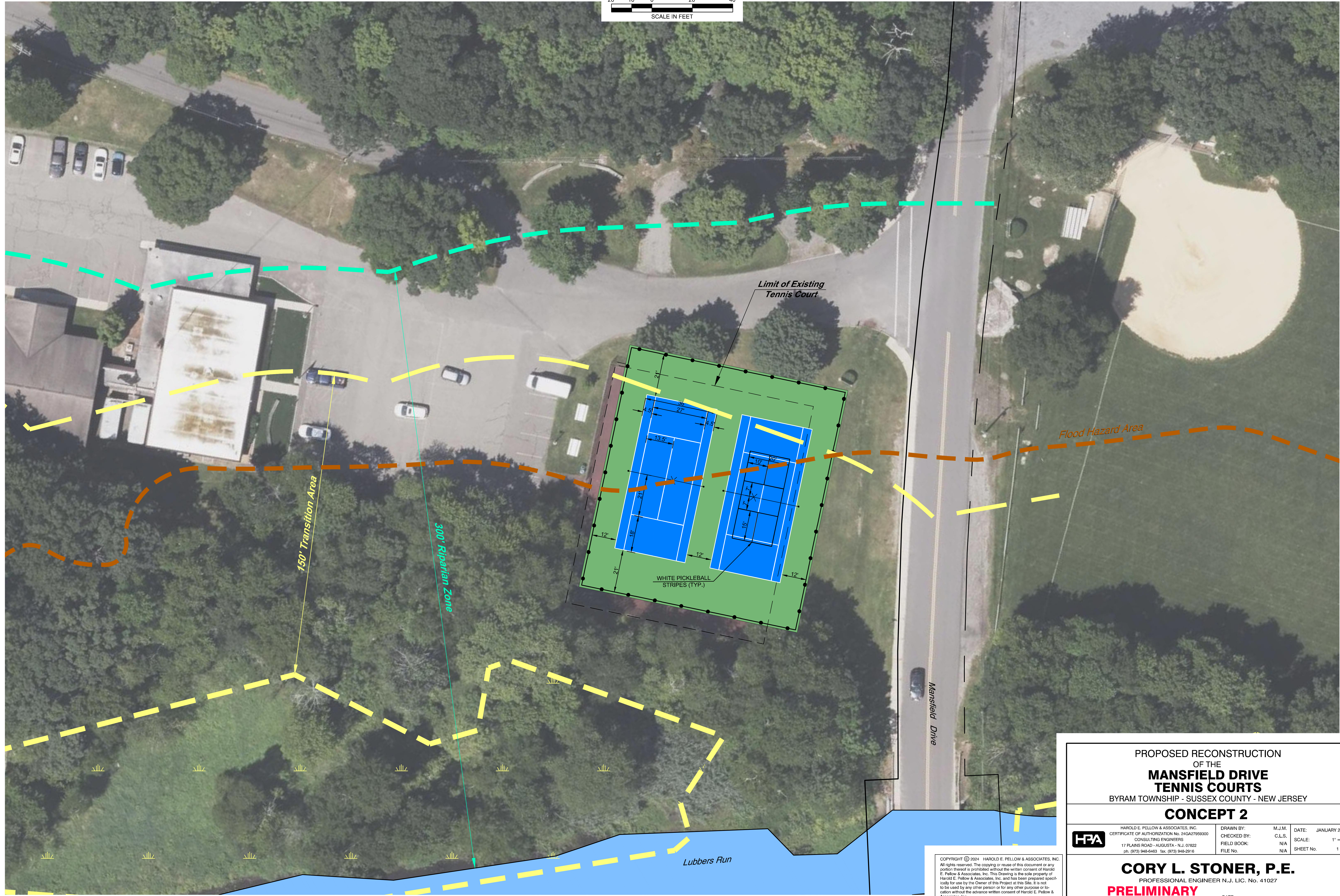
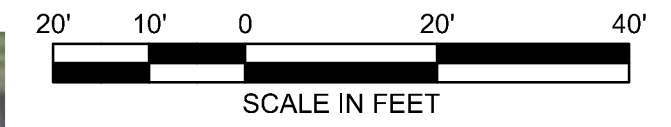
CONCEPT 1

HPA	HAROLD E. FELLOW & ASSOCIATES, INC. CERTIFICATE OF AUTHORIZATION No. 24GA07959300 CONSULTING ENGINEERS 17 PLAINS ROAD - AUGUSTA - N.J. 07822 ph. (973) 945-6463 fax. (973) 945-2916		DRAWN BY:	M.J.M.	DATE:	JANUARY 2024
			CHECKED BY:	C.L.S.	SCALE:	1" = 20'
			FIELD BOOK:	N/A	SHEET No.	1 of 1
			FILE No.	N/A		

CORY L. STONER, P.E.
PROFESSIONAL ENGINEER N.J. LIC. No. 41027
PRELIMINARY

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February 1, 2024 - 2:16 PM A:\Projects\Byram Twp\2024 Mansfield Drive Tennis Courts\Concept Plan\2024Tennis-Concept.dwg (R:\Intern\ HAROLD E. FELLOW & ASSOCIATES, INC.



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PROPOSED RECONSTRUCTION
OF THE
**MANSFIELD DRIVE
TENNIS COURTS**
BYRAM TOWNSHIP - SUSSEX COUNTY - NEW JERSEY

CONCEPT 2



HAROLD E. FELLOW & ASSOCIATES, INC.
CERTIFICATE OF AUTHORIZATION No. 24GA07959300
CONSULTING ENGINEERS
17 PLAINS ROAD - AUGUSTA - N.J. 07822
ph. (973) 945-6463 fax. (973) 945-2916

DRAWN BY:
CHECKED BY:
FIELD BOOK:
FILE No.

M.J.M.
C.L.S.
N/A
N/A
DATE: JANUARY 2024
SCALE: 1" = 20'
SHEET No. 1 of 1

CORY L. STONER, P.E.
PROFESSIONAL ENGINEER N.J. LIC. No. 41027

PRELIMINARY

DATE

**TOWNSHIP OF BYRAM
RESOLUTION NO. 039 – 2024**

2024 TEMPORARY CAPITAL BUDGET RESOLUTION

WHEREAS, the Township of Byram desires to establish a 2024 Temporary Capital Budget; and

WHEREAS, N.J.A.C. 5:30-4.4B provides for the adoption of a temporary capital budget when it is desired to approve capital projects prior to adoption of the capital budget;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Byram, that the following temporary 2024 capital budget be adopted:

Project Title: Acquisition of DPW Equipment

Estimated Total Cost: \$401,000.00

Planned Funding Services for Current Year 2024:

Capital Improvement Fund - \$301,000.00

2024 Municipal Budget – DPW Equipment – 100,000.00

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on February 6, 2024.

Cynthia Church, RMC

TOWNSHIP OF BYRAM
RESOLUTION NO. 040- 2024

**RESOLUTION TO AUTHORIZE PARTICIPATION IN THE 2024 RADON
AWARENESS PROGRAM**

WHEREAS, the New Jersey Department of Environmental Protection (DEP) Radon Section has announced a special radon awareness program to promote testing for radon in homes; and

WHEREAS, the DEP will reimburse municipalities up to \$2,000 toward the purchase of radon test devices; and

WHEREAS, funds are limited and applications will be processed by the DEP on a first come, first serve basis.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Township of Byram authorizes the Township Manager to submit a participation form to the Radon Section of the New Jersey Division of Environmental Safety and Health to purchase test devices for a maximum amount of \$2,000.

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on February 6, 2024.

Cynthia Church, RMC
Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 041 - 2024**

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
BYRAM AUTHORIZING THE DISPOSAL OF OUT OF DATE BYRAM
TOWNSHIP FIRE DEPARTMENT TURNOUT GEAR**

WHEREAS, the Byram Township Fire Department has determined that the property described on Schedule A attached hereto and incorporated herein is no longer usable equipment; and

WHEREAS, the Byram Township Fire Department has agreed not to sell or donate the said equipment or personally take possession of same; and

WHEREAS, the equipment is to be disposed of;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Byram in the County of Sussex, State of New Jersey, that the Township hereby authorizes the Byram Township Fire Department to dispose of the out of date Turnout Gear indicated on Schedule A and not to sell or donate the said equipment or personally take possession of same.

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on February 6, 2024.

Cynthia Church, RMC
Township Clerk

SCHEDULE A

Byram Township Fire Department - Turnout Gear out of Date Report:

Coats:

Serial Number	Date
126041001	07/13
129160001	11/13
126041002	07/13
128041003	10/13
148035	12/11
116758002	08/12

Pants:

Serial Number	Date
128041010	10/13
116758011	08/12
120865004	01/13
128041006	10/13
126041004	07/13
102045007	10/10
126041005	01/13
116758008	08/12

Boots:

Serial Number	Date
3195032282	09/13
317860118	03/12
501601	11/06

**TOWNSHIP OF BYRAM
RESOLUTION NO. 042-2024**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE
SETTLEMENT AGREEMENT FOR WILLIAM UNDERWOOD**

WHEREAS, the Township of Byram has received a settlement agreement for William Underwood; and

NOW THEREFORE BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Mayor has authorization to sign the William Underwood Settlement Agreement on behalf of Byram Township.

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST: I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on February 6, 2023.

Cynthia Church, RMC
Township Clerk

**TOWNSHIP OF
BYRAM SUSSEX COUNTY,
NEW JERSEY**

RESOLUTION NO: 043-2024

**RESOLUTION OF THE TOWNSHIP OF BYRAM, COUNTY OF
SUSSEX, OPPOSING ASSEMBLY BILL NO. 4/SENATE BILL NO.
50, WHICH PROPOSES TO OVERHAUL THE FAIR HOUSING
ACT (“FHA”) IN A WAY THAT IMPOSES UNREALISTIC
OBLIGATIONS WITH UNREALISTIC DEADLINES BASED UPON
ONEROUS STANDARDS.**

WHEREAS, in 1983, the Supreme Court decided a landmark case, commonly referred to as Mount Laurel II, wherein it created an easy standard for developers to satisfy to secure a “builder’s remedy” and also established standards to provide general guidance to the newly appointed Mount Laurel judges as to an appropriate fair share formula; and

WHEREAS, the State exploded with builder’s remedy lawsuits in the wake of Mount Laurel II seriously depriving many municipalities of their home rule power to zone and control their destiny; and

WHEREAS, in 1984, Judge Serpentelli decided the AMG case in which he established a fair share formula that generated high fair share responsibilities that were widely regarded as grossly excessive; and

WHEREAS, the combination of the avalanche of builder’s remedy lawsuits precipitated by Mount Laurel II and the grossly excessive fair share responsibilities generated by the AMG formula fueled a movement for a legislative response to the Mount Laurel doctrine; and

The Fair Housing Act of 1985

WHEREAS, a week after Judge Serpentelli issued the AMG decision, committees of the Legislature started to meet to develop affordable housing legislation; and

WHEREAS, the legislators on both sides of the aisle recognized that any legislation had to be bi-partisan to work; and

WHEREAS, those efforts culminated in the adoption of the Fair Housing Act (“FHA”) by both houses early in 1985; and

WHEREAS, on July 2, 1985 -- less than a year after Judge Serpentelli decided the AMG case -- former Governor Kean signed the New Jersey Fair Housing Act (“FHA”)

into law to curb the excesses caused by Mount Laurel II and to restore balance to legitimate public purposes; and

WHEREAS, more specifically, the Legislature enacted the FHA to restore home rule, to bring the fair share numbers back to reality and to reduce the burdens of Mount Laurel compliance; and

WHEREAS, more specifically, the FHA sought *to restore home rule* by imposing a moratorium on the builder's remedy and by providing an administrative process that municipalities could voluntarily pursue wherein they would be insulated from developers seeking builder's remedies to try to compel them to capitulate their zoning demands; and

WHEREAS, the FHA sought *to bring the fair share numbers back to reality* by among other things defining the prospective need as the need "based on development and growth which is reasonably likely to occur" and by calling for the fair share to be adjusted to a number lower than the fair share formula generated if the municipality lacked sufficient land to satisfy the obligation generated by the fair share formula; and

WHEREAS, the FHA sought *to reduce the burdens on municipalities* by prohibiting any requirement for municipalities to expend their own resources to comply; and

The New Jersey Council on Affordable Housing

WHEREAS, the FHA created COAH and conferred "primary jurisdiction" on COAH to administer the FHA and to implement the affordable housing policies of our State; and

WHEREAS, FSHC argued "that COAH's enabling legislation established such a delicate balance of control, as evidenced not only by its use of the phrase "in but not of," but also by its detailed attention to the composition of its Council. Accordingly, the Legislature could not have intended to allow the Governor to unilaterally disrupt that balance" *In re Plan for Abolition of Council on Affordable Hous.*, 424 N.J. Super. 410, 419-420(App.Div.2012) 419-420; and

WHEREAS, COAH adopted regulations for Round 1 in 1986 and for Round 2 in 1994 to implement the FHA and processed applications by municipalities for approval of their affordable housing plans in accordance with the regulations it adopted; and

WHEREAS, all acknowledged -- even Fair Share Housing Center ("FSHC") -- that COAH functioned just fine in Rounds 1 and 2; and

WHEREAS, the regulations COAH adopted in Round 2 made the obligations for Rounds 1 and 2 cumulative and adjusted the cumulative number downwards because the State did not grow as much as was anticipated in Round 1; and

WHEREAS, COAH's new construction obligation for Rounds 1 and 2 **averaged 5,034.5 units per year**, or 50,345 units for every 10 years as noted in 36 N.J.R. 5748(a) (November 22, 2004), COAH's comment regarding 5:94: Appendix A; and

WHEREAS, COAH's Round 1 and/or 2 regulations permitted a 1-for-1 rental bonus credit for up to 25% of the obligations and provided flexible standards for adjustments predicated upon lack of adequate vacant developable land; and

WHEREAS, the same expert who calculated the Round 2 obligations provided a technical appendix in 2014 when COAH proposed regulations for Round 3; and

WHEREAS, COAH's expert in 2014 calculated a prospective need obligation (then 2014-2024) of less than 40,000 units for the 10-year cycle, plus roughly an additional 23,000 units for the "gap" which were to be phased in between 2014-2034 due to concerns over what could be reasonably anticipated as a result of market absorption; and

WHEREAS, housing advocates attacked the regulations COAH adopted for Round 3 the first time it adopted them in 2004, the second time it adopted them in 2008 and the third time it proposed them in 2014, thereby crippling COAH's ability to certify the plans that municipalities petitioned COAH to approve because the FHA required that COAH only certify municipalities consistent with its regulations; and

WHEREAS, COAH's inability to certify Round 3 plans severely limited the production of affordable housing in Round 3 because COAH found itself fending off attacks instead of certifying affordable housing plans that municipalities could implement; and

Mount Laurel IV

WHEREAS, in 2015, the Supreme Court issued a decision, commonly referred to as Mount Laurel IV, in response to a motion to transfer the responsibilities of COAH back to the courts; and

WHEREAS, in Mount Laurel IV, the Supreme Court returned the task of implementing the doctrine back to the Courts because COAH had failed to do its job; and

WHEREAS, notwithstanding the foregoing, the Court emphasized that it preferred the administrative remedy created by the FHA to a judicial one and hoped that one day COAH would be effective so that towns could comply once again through the administrative process created by the FHA; and

WHEREAS, transferring the implementation of the doctrine from COAH back to the courts deprived the citizens of our State of an evenly balanced administrative body with four representatives of municipalities and four representatives of low- and moderate-

income (“LMI”) households adopting regulations consistent with the FHA and processing petitions for substantive certification; and

WHEREAS, the Court process proved to be far more expensive than the COAH process and was ill-suited for resolving comprehensive planning disputes over affordable housing; and

WHEREAS, even municipalities that complied voluntarily in the newly minted court process were subject to intervention from developers, who were then able to leverage the process, litigate the municipalities into the ground, and often obtain site-specific rezoning contrary to one of the overriding public purposes of the FHA; and

WHEREAS, the judicial process the Supreme Court fashioned in Mount Laurel IV required municipalities to spend municipal resources not only on their own attorneys and planners, but also on Court appointed masters in a litigation process that was much more expensive than the administrative process the legislature established in the FHA; and

WHEREAS, as if that was not bad enough, FSHC routinely demanded that municipalities make a payment to them; and

WHEREAS, the Round 3 process was a disaster with judges pressing municipalities to comply before even establishing the obligations with which they must comply; and

WHEREAS, ultimately, on March 8, 2018, after a 41-day trial in Mercer County, Judge Jacobson issued an opinion in which she set forth a fair share methodology; and

WHEREAS, in that trial and in various other instances throughout the state, FSHC took the position that the Statewide obligation should exceed 300,000 affordable units to be produced between 2015 and 2025; and

WHEREAS, municipalities, through Dr. Robert Powell, presented evidence that the State could only absorb less than 40,000 affordable units, in a best case scenario, and thus argued that FSHC’s calculations was not grounded in reality whatsoever; and

WHEREAS, the Court, having been constrained by the Supreme Court to prescriptively utilize a formula from 1993, ultimately concluded that the Statewide obligation to be constructed between 2015-2025 was roughly 153,000 units; and

The 354 Settlements with FSHC

WHEREAS, FSHC reports that it entered 354 settlements in Round 3; and

WHEREAS, many municipalities are reeling under the burden of satisfying their obligations under those settlements entered between 2015 and 2023; and

WHEREAS, Round 4 is set to begin in 2025 and there is no comprehensive analysis on the impacts of the 354 Round 3 settlements and over-zoning described above; and

WHEREAS, indeed, the A4/S50 Bill fails to consider the impact from affordable housing projects that were approved during the Third Round, but are still not yet under construction, as said projects, as well as additional future projects, will impact legitimate public concerns like infrastructure, the environment, schools, traffic, parking and open space; and

WHEREAS, the Round 3 process destroyed the balance achieved by the Fair Housing Act in 1985; and

A-4/S-50

WHEREAS, against the above backdrop, on December 19, 2023, the Housing Committee of the Assembly unveiled the Legislation (A-4) that it stated it had been working on for a long time and scheduled the bill for a vote at a hearing scheduled less than 24 hours later; and

WHEREAS, on December 19, 2023, the Administrative Office of the Courts wrote to the Legislature and made clear that it could not structure the bill in the manner set forth in the proposed legislation; and

WHEREAS, notwithstanding the foregoing, the Housing Committee of the Assembly voted the bill out of Committee and announced that the bill needed to be ready for signing by the Governor before the end of the lame duck session on January 8, 2024; and

WHEREAS, the bill was not rammed through in the lame duck session and on January 16, 2024, the Legislature released a new version of the bill, Assembly Bill No. 4/Senate Bill No. 50 (hereinafter the “A4/S50” or “the Bill”); and

WHEREAS, A4/S50 Bill seeks to abolish the Council on Affordable Housing (“COAH”) and purports to reform municipal responsibilities concerning the provision of affordable housing and

WHEREAS, the Bill would purportedly reduce litigation and municipal expenses; and

WHEREAS, A4/S50 details the methodology to be used for determining the fair share numbers of municipalities in Round 4 and in subsequent rounds; and

WHEREAS, the Bill is premised on the proposition that 40 percent of all households qualify as low or moderate; and

WHEREAS, A4/S50 calls for the determination of the prospective need by subtracting the number of households reported in the 2010 Decennial Census from the number of households reported in the 2020 Decennial Census and multiplying that figure by 40 percent; and

WHEREAS, we calculate that number to be 84,690;

WHEREAS, A4/S50 calls for that number to be adjusted by the number of conversions and demolitions; and

WHEREAS, the statewide fair share would be increased from 84,690 to 96,780, if we assume the same number of demolitions and conversions used by Judge Jacobson in her formula for Round 3; and

WHEREAS, the 96,780 fair share compares to the roughly 211,000 COs issued between 2010 and 2020; and

WHEREAS, the 96,780 fair number divided by 211,000 COs equals roughly 46 percent (45.867 percent to be more precise); and

WHEREAS, all municipalities should be able to cure any violations of the prohibition against exclusionary zoning with inclusionary zoning; and

WHEREAS, traditional inclusionary zoning ordinances generally require no more than 20 percent of the units to be affordable; and

WHEREAS, it is mathematically impossible to satisfy a 46 percent problem with a 20 percent solution and, therefore, the number generated by the statutory formula is patently excessive; and

WHEREAS, while this mathematical error conceptually may have existed at COAH, COAH utilized its discretion to reduce the statewide number to roughly 5,000 units per year in Rounds 1-2 (or lower for prospective need in its attempted regulations in 2014); and

WHEREAS, in addition, COAH's Round 2 regulations had flexible standards, Regional Contribution Agreements (RCAs), an achievable bonus structure, waivers and other flexible standards to further mitigate the problem; and

WHEREAS, had COAH not mitigated the problem, it is likely that the regulations would have been challenged by municipalities; and

WHEREAS, A4/S50 also, systemically, calcifies the Court process and indeed makes critical changes which severely prejudice municipal interests and undercut the incentive to comply voluntarily; and

WHEREAS, in stark contrast to current laws that preserve a municipality's immunity in the absence of proof that the municipality is "determined to be constitutionally noncompliant", A4/S50 creates multiple opportunities to strip municipalities of immunity and expose them to litigation; and

WHEREAS A4/S50 subjects municipalities to litigation not only as they seek approval of their Housing Element and Fair Share Plans, but also even after they secure approval of those plans; and

WHEREAS, more specifically, while A4/S50 provides municipalities a "compliance certification" if the municipality secures approval of its affordable housing plan, that certification only protects municipalities from builder's remedy lawsuits-not from exclusionary zoning lawsuits by FSHC or anyone else who is not seeking a builder's remedy; and

WHEREAS, in stark contrast to the goal of A4/S50 to reduce litigation, A4/S50 dramatically proliferates litigation by providing many opportunities to sue the subject municipality and through other means; and

WHEREAS, even if a municipality, via the adoption of a resolution, accepts the Fourth Round affordable housing obligation numbers that will be promulgated by the Department of Community Affairs (the "DCA") under the A4/S50 Bill, there is still a risk that the affordable housing obligation numbers will increase during the subsequent process required by the bill, as both housing advocates like FSHC and developers can subsequently challenge the fair share number the municipality accepts; and

WHEREAS, the A4/S50 Bill creates a judicial entity made up of 3-7 retired Mount Laurel judges called "The Program", which, unlike COAH, is not comprised of an equal number of municipal and housing representatives, and is not made up of an equal number of Republicans and Democrats, thereby depriving the citizens of our State of the carefully crafted COAH Board that included a diversity of interests and that was the centerpiece of the FHA adopted in 1985; and

WHEREAS, the A4/S50 Bill does not require the promulgation of affordable housing obligations, or the adoption of substantive regulations, in a way that utilizes an open and transparent process that COAH used and that gave all interested parties an opportunity to comment and receive COAH's response to their comments; and

WHEREAS, the A4/S50 Bill reduces, and in some cases completely eliminates affordable housing bonus credits, and creates an overcomplicated and difficult process to obtain the bonus credits that are still available under the bill; and

WHEREAS, the initial version of the A4/S50 Bill allowed for municipalities to utilize age -restricted affordable units to satisfy up to thirty-three percent (33%) of its Fourth Round obligation in recognition that roughly 33 percent of the demand for affordable housing came from this age group; however, the current version of A4/S50

unfairly and unceremoniously reduced the cap on age-restricted housing down to twenty-five (25%); and

WHEREAS, the Legislature previously capped the fair share of any municipality down to 1,000 in recognition that any obligation above 1,000 would be “onerous”; A4/S50 applies the 1,000-unit cap only to a component of the municipality’s fair share -- the prospective need – and authorizes the imposition of an obligation that is onerous; and

WHEREAS, the A4/S50 Bill creates unfair requirements and ambiguity when it comes to the Vacant Land Adjustment process, which could lead to municipalities that lack sufficient vacant land being required to produce more affordable housing units than is practical; and

WHEREAS, the A4/S50 Bill includes many other provisions and changes to the FHA that are impractical and devoid of any consideration of the burdens created by the statute; and

WHEREAS, the Office of Legislative Services (OLS) has not evaluated the formula required by the A4/S50 Bill for calculating a municipality’s Fourth Round or Prospective Need Obligation for its magnitude or reasonableness; and

NOW, THEREFORE, BE IT RESOLVED, that for all of the above reasons, the Council of the Township of Byram objects to and opposes Assembly Bill No. 4/Senate Bill No. 50, and requests that the bill be tabled, re-written and re-introduced in way that imposes achievable obligations and facilitates the ability of the municipality to satisfy its obligations.

BYRAM TOWNSHIP COUNCIL

	Councilman Bonker	Councilwoman Franco	Councilman Gallagher	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on February 6, 2024

Cynthia Church, RMC
Township Clerk

BYRAM TOWNSHIP
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 038-2024

Enabling Resolution for Green Acres Application

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides grants and/or loans to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Byram Township desires to further the public interest by obtaining funding in the amount of \$464,119.37, in the form of a 75% matching grant and, if available, a \$0 loan, from the State to fund the following project(s): CO Johnson Complete Inclusive Playground at a cost of \$618,825.83 (*total project cost*);

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations, and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

NOW, THEREFORE, the governing body/board resolves that:

- 1. Joseph Sabatini or the successor to the office of Township Manager is hereby authorized to:
 - a. make application for such a loan and/or such a grant,
 - b. provide additional application information and furnish such documents as may be required, and
 - c. act as the authorized correspondent of the above-named applicant;
- 2. The applicant agrees to provide its matching share to the Green Acres funding request, if a match is required, in the amount of \$157,706.46;
- 3. In the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
- 5. This resolution shall take effect immediately.

BYRAM TOWNSHIP					
	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

Certification: I, Cynthia Church, RMC, Byram Township Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by Byram Township Council at a meeting held on the 6th day of February 2024.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 6th day of February 2024.

Cynthia Church, RMC
Byram Township Clerk

List of Bills - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Vendor	Description	Payment	Check Total
Claims Account			
2435 - AGRA ENVIRONMENTAL & LAB	PO 26335 2023 Blanket For Water Testing	194.00	194.00
3283 - ALL HANDS FIRE EQUIPMENT, LLC	PO 27892 FIRE DEPT - FLOTATION BOMBERS - QUOTE #E	1,543.00	1,543.00
40 - ALLIED OIL, LLC	PO 28195 1ST QUARTER 2024 BLANKET PURCHASE ORDER	6,187.07	6,187.07
2255 - ANDOVER, TOWNSHIP OF	PO 28162 1ST QUARTER 2024 JOINT MUNICIPAL COURT	36,613.26	36,613.26
66 - ANJEC	PO 28250 ENVIRONMENTAL COMMISSION - 2024 MEMBERSH	425.00	425.00
86 - APPROVED AUTO ELECTRIC, INC	PO 28129 2024 Blanket For Parts and Supplies	44.90	44.90
3239 - AQUA NJ	PO 28100 LEE HILL WATER SERVICE 2023-ACCT#0022918	53.36	53.36
149 - BLUE DIAMOND DISPOSAL, INC.	PO 28115 1ST QUARTER 2024 BLANKET PURCHASE ORDER	55,750.00	55,750.00
3191 - BRAEN STONE OF SPARTA	PO 28133 2024 Blanket For Supplies	99.27	99.27
191 - BYRAM CAR WASH	PO 28180 POLICE - 2024 CAR WASH PLAN	1,650.00	1,650.00
2858 - BYRAM, TOWNSHIP OF - PETTY CASH	PO 28205 ESTABLISH 2024 PETTY CASH FUND - APPROVE	150.00	150.00
338 - CHURCH, CYNTHIA	PO 28183 REIMBURSEMENT - HOLIDAY PARTY SUPPLIES	39.56	39.56
3715 - CIOCCA FMFL, INC.	PO 28123 2024 Blanket For Parts	37.64	37.64
299 - CLIFFSIDE BODY CORPORATION	PO 27250 DUMP TRUCK BODY & ADDITIONAL OPTIONS - R	46,237.33	
	PO 27986 DPW TRUCK - SALTER INSTALL	1,725.00	47,962.33
2916 - CMSJ, INC.	PO 28222 RETIREMENT LUNCHEON - BURKE	300.00	300.00
326 - COUNTY OF SUSSEX	PO 28215 1ST QUARTER 2024 DISPATCHING SERVICES	34,681.00	34,681.00
3821 - CREATIVE MANAGEMENT, INC.	PO 28196 1ST QUARTER 2024 BLANKET PURCHASE ORDER	4,832.07	4,832.07
373 - DELSEA TERMITE & PEST CONTROL	PO 28142 2024 Blanket - Pest Control Services	143.00	143.00
2104 - DOVER BRAKE & CLUTCH CO., INC.	PO 28124 2024 Blanket For Parts and Supplies	915.05	915.05
428 - DRAEGER, INC.	PO 27707 POLICE - ALCOTEST SERVICE - REPORT #3086	224.65	224.65
448 - EDMUNDS GOVTECH, INC.	PO 28213 2024 FUND ACCOUNTING - SUPPORT & MAINTEN	3,885.00	
	PO 28214 2024 TAX SYSTEM SUPPORT & MAINTENANCE	3,575.00	
	PO 28214 2024 TAX SYSTEM SUPPORT & MAINTENANCE	5,325.00	12,785.00
505 - ESI EQUIPMENT, INC.	PO 28261 FIRE DEPT - SERVICE CALL	236.00	236.00
3453 - FIRE AND SECURITY TECHNOLOGIES, INC.	PO 28088 FIRE DEPT - ANNUAL FIRE EXTINGUISHER SER	310.00	310.00
3484 - FOVEONICS IMAGING TECHNOLOGIES, INC.	PO 28174 2024 OFF-SITE WEB BASED SOTRAGE ANNUAL C	6,032.00	6,032.00
3700 - FRED BEANS FORD OF WASHINGTON	PO 28122 2024 Blanket For Parts	3,366.12	3,366.12
3581 - FRENCH & PARRELLO ASSOCIATES, PA	PO 27576 ENGINEERING SERVICES - CO JOHNSON DOG PA	3,619.00	
	PO 27734 ENGINEERING SERVICES - IMPROVEMENTS TO C	3,645.00	7,264.00
2915 - FRUEHOLZ, ASHLEIGH	PO 28264 REIMBURSEMENT - 1099'S	258.67	258.67
588 - GENERAL CODE	PO 27987 2023 ORDINANCE CODIFICATION - ESTIMATE D	1,020.00	1,020.00
607 - GFOA OF NJ	PO 28153 2024 Membership Dues - Frueholz	100.00	100.00
649 - HAROLD E. PELLOW & ASSOCIATES,	PO 28157 PLANNING BOARD - OCTOBER 2023 SERVICES	207.00	
	PO 28176 ESCROW - MARCH 2023 SERVICES - BURDORF	685.00	
	PO 28192 ESCROW - NOVEMBER 2023 SERVICES - NJ NAT	556.50	
	PO 28207 NOVEMBER 2023 SERVICES - MUNICIPAL STORM	280.00	
	PO 28208 NOVEMBER 2023 MUNICIPAL ENGINEERING SERV	818.25	2,546.75
3077 - HARRAH'S RESORT ATLANTIC CITY	PO 28202 NJRPA CONFERENCE LODGING - ACKNOWLEDGEME	291.00	291.00
160 - HOPATCONG, BOROUGH OF	PO 28251 4TH QUARTER 2023 ANIMAL CONTROL - MEDICA	492.50	
	PO 28260 1ST-2ND QUARTER 2024 ANIMAL CONTROL SERV	3,125.00	3,617.50
707 - INTERNATIONAL ASSOCIATION OF	PO 28181 POLICE - 2024 ANNUAL MEMBERSHIP DUES	190.00	190.00
999 - J.R. ROOF, INC.	PO 28137 PD Car Repair - 23 Tahoe	140.00	140.00
751 - JCP&L	PO 28187 Monthly Service	5,459.50	5,459.50
751 - JCP&L	PO 28246 MONTHLY SERVICE	1,803.02	1,803.02
751 - JCP&L	PO 28247 MONTHLY SERVICE	370.03	370.03
751 - JCP&L	PO 28248 MONTHLY SERVICE	70.80	70.80
751 - JCP&L	PO 28249 MONTHLY SERVICE	60.27	60.27
751 - JCP&L	PO 28262 MONTHLY SERVICE	112.54	112.54
751 - JCP&L	PO 28267 MONTHLY SERVICES	1,079.89	1,079.89
842 - KENVIL POWER EQUIP., INC	PO 28138 Repair Parts	140.94	140.94
3412 - KONICA MINOLTA PREMIER FINANCE	PO 26390 2023 BLANKET PURCHASE ORDER - UCC COPY M	72.54	72.54
3412 - KONICA MINOLTA PREMIER FINANCE	PO 28113 2024 BLANKET PURCHASE ORDER - UCC COPY M	46.61	46.61
3412 - KONICA MINOLTA PREMIER FINANCE	PO 28224 JAN-APRIL 2024 BLANKET PURCHASE ORDER -	223.81	223.81
3412 - KONICA MINOLTA PREMIER FINANCE	PO 28225 JAN-APRIL 2024 BLANKET PURCHASE ORDER -	130.19	130.19
860 - LADDEY, CLARK & RYAN, LLP	PO 28087 LABOR & EMPLOYMENT COUNSEL - OCTOBER 202	170.56	170.56
3699 - MARAZITI FALCON, LLP	PO 28163 PLANNING BOARD - NOVEMBER 2023 SERVICES	1,137.50	
	PO 28164 ESCROW - NOVEMBER 2023 SERVICES - PANTHE	175.00	
	PO 28165 ESCROW - NOVEMBER 2023 SERVICES - R & G	52.50	

List of Bills - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Vendor	Description	Payment	Check Total
3699 - MARAZITI FALCON, LLP	PO 28166 ESCROW - NOVEMBER 2023 SERVICES - MACMIL	52.50	
	PO 28167 ESCROW - OCTOBER 2023 SERVICES - RUBENST	1,172.50	2,590.00
	PO 28168 ESCROW - NOVEMBER 2023 SERVICES - VOLONN	332.50	
	PO 28169 ESCROW - NOVEMBER 2023 SERVICES - BRENNNA	595.00	
	PO 28170 ESCROW - NOVEMBER 2023 SERVICES - KANE	105.00	
3699 - MARAZITI FALCON, LLP	PO 28171 ESCROW - NOVEMBER 2023 SERVICES - COSTIC	35.00	
	PO 28172 ESCROW - NOVEMBER 2023 SERVICES - L&A CO	35.00	1,102.50
	PO 28173 ESCROW - NOVEMBER 2023 SERVICES - PINEIR	35.00	
	PO 28191 ESCROW - OCTOBER 2023 SERVICES - MCMANUS	70.00	105.00
	PO 27823 2023-2024 RENEWAL - ACCOUNT #0099212528	209.00	209.00
986 - MATTHEW BENDER & CO. INC.	PO 28143 2024 NOTICE OF ASSESSMENT POST CARDS	2,983.75	2,983.75
1029 - MICROSYSTEMS-NJ.COM, LLC	PO 28184 NOV-DECEMBER 2023 SENIOR EXERCISE CLASSE	300.00	300.00
3822 - MOBILE WELLNESS TRAINING, LLC	PO 28206 POLICE - TRAINING COURSES	425.00	425.00
1059 - MORRIS COUNTY PUBLIC SAFETY	PO 28080 FIRE DEPT - ARP GRANT - DRYERS - QUOTE #	15,208.91	15,208.91
3818 - MORRIS-CROKER, LLC	PO 28135 2024 BLANKET PURCHASE ORDER - ROCK SALT	12,970.43	12,970.43
2875 - MORTON SALT, INC.	PO 28200 POLICE - HDMI CABLE	40.00	40.00
3284 - MOTOROLA SOLUTIONS, INC.	PO 28223 CONSTRUCTION - CONSTRUCTION OFFICIAL MEM	75.00	75.00
3824 - MUNCO	PO 28256 1st Qtr 2024 Sewer Fees	11,438.43	
1135 - MUSCONETCONG SEWERAGE AUTHORIT	PO 28256 1st Qtr 2024 Sewer Fees	17,157.64	28,596.07
1147 - N.W.J.T.A.A.	PO 28145 CONSTRUCTION - TECHNICAL ASSISTANT 2024	50.00	50.00
2625 - NAPA AUTO PARTS	PO 28120 2024 Blanket For Parts	507.71	507.71
3092 - NAT ALEXANDER COMPANY	PO 26156 FIRE DEPT - FIRE HOSE REPLACEMENT - QUOT	6,585.00	6,585.00
2437 - NAVITEND	PO 28156 2024 ANNUAL AGREEMENT - PROVENTIV BACKUP	4,345.20	
	PO 28182 1ST QUARTER 2024 - COMPUTER SERVICES - B	7,331.92	11,677.12
1160 - NETCONG HARDWARE CO., INC.	PO 28121 2024 Blanket For Supplies	185.77	185.77
1170 - NEW JERSEY PLANNING OFFICIALS	PO 28149 2024 MEMBERSHIP DUES	370.00	370.00
2339 - NJ LEAGUE OF MUNICIPALITIES	PO 28148 2024 NJLM MEMBERSHIP DUES	772.00	772.00
1206 - NJMMA	PO 28147 NJMMA 2024 FULL MEMBERSHIP - SABATINI	250.00	250.00
1209 - NJRPA	PO 28209 ANNUAL CONFERENCE	425.00	
	PO 28210 PRE-CONFERENCE WORKSHOP - WHO, WHAT, WHE	99.00	524.00
1212 - NOR. JERSEY MUN EMP BENFT FUND	PO 28118 JAN-APRIL 2024 BLANKET PURCHASE ORDER -	6,220.00	
	PO 28118 JAN-APRIL 2024 BLANKET PURCHASE ORDER -	105.00	6,325.00
3595 - OSCOVITCH, BONNIE	PO 28158 REIMBURSEMENT - NORTHWEST JERSEY T.A.C.O	30.00	30.00
1775 - PENTELDATA	PO 28204 2024 BLANKET PURCHASE ORDER - BROADBAND	321.89	321.89
1306 - PETRO-MECHANICS, INC	PO 28141 Reconfigure Petro Vend from Damage Conec	250.00	250.00
3406 - PORTER LEE CORPORATION	PO 28179 POLICE - ANNUAL MAINTENANCE FEE	920.00	920.00
2703 - POWER PLACE, INC.	PO 28128 2024 Blanket For Supplies and Parts	73.56	73.56
3041 - PRIMEPOINT, LLC	PO 26991 2ND-4TH QUARTER 2023 BLANKET PURCHASE OR	233.75	233.75
1379 - REED SYSTEMS, LTD	PO 28136 Repair Parts	54.68	54.68
3257 - RICOH USA, INC.	PO 28190 1ST QUARTER 2024 BLANKET PURCHASE ORDER	225.35	225.35
115 - ROEMAR CORPORATION	PO 28194 NEW HIRE - INITIAL SSUE - GARRITY	962.20	
	PO 28198 POLICE - BADGE COVERS	22.50	984.70
1432 - RONETCO SUPERMARKETS, INC	PO 28150 HOLIDAY HOUSE DECORATING PRIZES - R #215	245.85	
	PO 28151 REFRESHMENTS - REORG COUNCIL MEETING	19.98	
	PO 28152 2023 HOLIDAY CELEBRATION - REFRESHMENTS	22.95	288.78
1468 - SCMUA	PO 28116 JAN - MARCH 2024 BLANKET PURCHASE ORDER	11,359.12	
	PO 28130 2024 Blanket For Leaves and Brush	175.05	11,534.17
1508 - SIRCHIE ACQUISITION COMPANY, LLC	PO 27850 POLICE - DETECTIVE SUPPLIES - ORDER #107	425.00	425.00
3042 - SITEONE LANDSCAPE SUPPLY, LLC	PO 28185 2024 Blanket for Supplies	42.79	42.79
3563 - SPATIAL DATA LOGIC, LLC	PO 28081 SDL TRAINING FOR ZONING DEPT	2,700.00	
	PO 28212 ADDITIONAL LICENSE FOR ADMINISTRATION -	1,780.00	4,480.00
1554 - STATE OF NEW JERSEY	PO 28268 FEBRUARY 2024 HEALTH INSURANCE PREMIUMS	101,640.56	
	PO 28268 FEBRUARY 2024 HEALTH INSURANCE PREMIUMS	1,821.12	103,461.68
2699 - STATE TREASURER	PO 28178 CTC CERTIFICATION RENEWAL	50.00	50.00
1558 - STATEWIDE C/O M. LUSTBADER	PO 28263 1st Qtr 2024 Workers Compensation & Liab	75,582.25	75,582.25
1602 - SUSSEX CNTY MUNICIPAL CLERKS	PO 28146 2024 MEMBERSHIP DUES	75.00	75.00
3073 - SUSSEX COUNTY POLICE CHIEF'S ASSN.	PO 28203 POLICE - ANNUAL MEMBERSHIP DUES	1,000.00	1,000.00
1045 - TCTA MEMBERSHIP SERVICES	PO 28144 2024 ANNUAL MEMBERSHIP - FRUEHOLZ	100.00	
	PO 28161 2024 MEMBERSHIP DUES - MCELROY	100.00	200.00
1646 - TCTA OF SUSSEX & WARREN CNTY	PO 28177 2024 ANNUAL MEMBERSHIP DUES	60.00	60.00
2151 - THE STANDARD INSURANCE CO.	PO 28108 1ST QUARTER 2024 LIFE INSURANCE PREMIUMS	1,764.04	1,764.04
2150 - TREASURER, STATE OF NJ	PO 28197 2024 Registration Underground Tank - Mun	50.00	50.00

List of Bills - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Vendor	Description	Payment	Check Total
3601 - UNITED SITE SERVICES	PO 28160 December Portable Restroom Rentals - Tam	6.93	6.93
2338 - UPS	PO 28254 POLICE - PICKUP	13.90	13.90
3688 - VAN DINE MOTORS, INC.	PO 28127 2024 Blanket For Plow Repair Parts	3,026.38	3,026.38
1884 - VERIZON	PO 28189 Monthly Service	663.50	663.50
1889 - VERIZON WIRELESS	PO 28188 MONTHLY SERVICE	280.07	
	PO 28265 MONTHLY SERVICE	82.60	
	PO 28266 MONTHLY SERVICE	188.08	550.75
3753 - W. CAMPBELL SUPPLY CO. OF SUSSEX CTY, LL	PO 28139 Parts For Engine 4	76.68	76.68
1926 - WB MASON CO., INC.	PO 28159 2024 WATER COOLOR RENTAL & SUPPLIES	102.14	102.14
1954 - WITMER PUBLIC SAFETY GROUP, INC.	PO 27526 FIRE DEPT - ANNUAL SCBA FLOW TESTING - Q	1,595.00	1,595.00
TOTAL			539,738.08

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-103-01-000-001	Petty Cash			150.00	
01-201-20-100-020	GENERAL ADMIN OE	20,340.49			
01-201-20-110-020	MAYOR & COUNCIL OE	791.98			
01-201-20-120-020	CLERK OE	75.00			
01-201-20-130-020	FINANCE ADMINISTRATION OE	6,038.81			
01-201-20-145-020	TAX COLLECTION OE	3,805.00			
01-201-20-150-020	TAX ASSESSMENT OE	2,983.75			
01-201-20-170-020	ENVIRONMENTAL COMMISSION OE	425.00			
01-201-21-180-020	PLANNING BD OE	370.00			
01-201-21-185-020	ZONING COMMISSION OE	38.01			
01-201-23-210-020	GENERAL LIABILITY	55,625.00			
01-201-23-215-020	WORKERS COMP	19,957.25			
01-201-23-220-020	GROUP INSURANCE	109,624.60			
01-201-25-240-020	POLICE OE	2,336.69			
01-201-25-250-020	POLICE RADIO & COMM & 911	34,875.90			
01-201-25-253-020	MUNICIPAL COURT OE	36,613.26			
01-201-26-290-020	ROAD REPAIR & MAINT OE	3,468.23			
01-201-26-292-020	FLEET MAINTENANCE	6,527.81			
01-201-26-310-020	PUBLIC BLDGS & GROUNDS OE	352.49			
01-201-26-335-030	GARBAGE CONTRACT	66,790.64			
01-201-27-340-020	ANIMAL CONTROL OE	3,125.00			
01-201-28-375-020	PARKS & PLAYGROUNDS OE	838.21			
01-201-31-440-020	TELEPHONE	790.49			
01-201-31-460-020	GASOLINE	11,019.14			
01-201-32-465-000	RECYCLING TAX APPROP.	318.48			
01-201-43-496-020	Musconetcong Sewer Fees	11,438.43			
01-203-20-100-020	(2023) GENERAL ADMIN OE		2,933.75		
01-203-20-110-020	(2023) MAYOR & COUNCIL OE		1,082.51		
01-203-20-120-020	(2023) CLERK OE		130.00		
01-203-20-130-020	(2023) FINANCE ADMINISTRATION OE		258.67		
01-203-20-155-020	(2023) LEGAL SERVICES		170.56		
01-203-20-165-020	(2023) ENGINEERING		1,098.25		
01-203-21-180-020	(2023) PLANNING BD OE		1,344.50		
01-203-25-240-020	(2023) POLICE OE		2,458.42		
01-203-25-265-020	(2023) FIRE OE		3,684.00		
01-203-26-290-020	(2023) ROAD REPAIR & MAINT OE		452.55		
01-203-26-291-020	(2023) DPW EQUIPMENT		46,237.33		
01-203-26-292-020	(2023) FLEET MAINTENANCE		216.68		
01-203-26-310-020	(2023) PUBLIC BLDGS & GROUNDS OE		194.00		
01-203-30-420-020	(2023) CELEBRATION PUBLIC EVENTS		245.85		
01-203-31-430-020	(2023) ELECTRICITY		6,457.02		
01-203-31-435-020	(2023) STREET LIGHTING		2,499.03		
01-204-55-000	Accounts Payable			6,585.00	
01-213-07-000-000	RESERVE - FEDERAL/STATE GRANTS			19,028.96	

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT

01-213-07-740-001	Highlands Grant			3,619.00	
01-260-05-100	Due to Claims			0.00	497,415.74

TOTALS FOR	Current fund	398,569.66	69,463.12	29,382.96	497,415.74
		=====	=====	=====	=====
04-215-55-049-000	ACQUISITION OF DPW EQUIPMENT (007-2023)			1,725.00	
04-260-05-100	Due to Claims			0.00	1,725.00

TOTALS FOR	Capital	0.00	0.00	1,725.00	1,725.00
		=====	=====	=====	=====
05-201-55-502-020	OPERATING OE	3,575.00			
05-201-55-503-000	MSA Fees	17,157.64			
05-260-05-100	Due to Claims			0.00	20,732.64

TOTALS FOR	Sewer	20,732.64	0.00	0.00	20,732.64
		=====	=====	=====	=====
12-260-05-100	Due to Claims			0.00	492.50
12-286-56-000-001	Reserve - Dog Trust			492.50	

TOTALS FOR	Animal Trust	0.00	0.00	492.50	492.50
		=====	=====	=====	=====
19-260-05-100	Due to Claims			0.00	15,170.70
19-286-56-000-013	Reserve - Storm Recovery/Snow Removal			12,970.43	
19-286-56-000-400	Reserve - Uniform Construction Code			2,200.27	

TOTALS FOR	Other Trust	0.00	0.00	15,170.70	15,170.70
		=====	=====	=====	=====
20-260-05-100	Due to Claims			0.00	300.00
20-286-56-009-000	Recreation Programs OLD			300.00	

TOTALS FOR	Recreation Trust	0.00	0.00	300.00	300.00
		=====	=====	=====	=====
24-260-05-100	Due to Claims			0.00	3,901.50
24-280-56-000	Reserve for Developers Escrow Deposits			3,901.50	

TOTALS FOR	Developers Escrow - VNB	0.00	0.00	3,901.50	3,901.50
		=====	=====	=====	=====

Total to be paid from Fund 01 Current fund	497,415.74
Total to be paid from Fund 04 Capital	1,725.00
Total to be paid from Fund 05 Sewer	20,732.64
Total to be paid from Fund 12 Animal Trust	492.50
Total to be paid from Fund 19 Other Trust	15,170.70
Total to be paid from Fund 20 Recreation Trust	300.00
Total to be paid from Fund 24 Developers Escrow - VNB	3,901.50

	539,738.08

Checks Previously Disbursed

2024004	PITNEY BOWES RESERVE ACCT	PO# 28193	POSTAGE REFILL	2,000.00	1/22/2024
2024005	LENAPE VALLEY REGIONAL H S	PO# 28105	JANUARY - JUNE 2024 REGIONAL SCHOO	555,566.17	2/01/2024
2024006	BYRAM TWP BD OF EDUCATION	PO# 28104	JANUARY - JUNE 2024 SCHOOL TAX LEV	1,059,342.83	2/01/2024

				1,616,909.00	
Totals by fund		Previous Checks/Voids	Current Payments	Total	

Fund 01 Current fund		1,616,909.00	497,415.74	2,114,324.74	
Fund 04 Capital			1,725.00	1,725.00	

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
Fund 05 Sewer		20,732.64	20,732.64		
Fund 12 Animal Trust		492.50	492.50		
Fund 19 Other Trust		15,170.70	15,170.70		
Fund 20 Recreation Trust		300.00	300.00		
Fund 24 Developers Escrow - VNB		3,901.50	3,901.50		
	BILLS LIST TOTALS	1,616,909.00	539,738.08	2,156,647.08	
				=====	

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
Current fund					
DEPARTMENT 000					
01-103-01-000-001	28205 BYRAM, TOWNSHIP OF - PETTY CASH	ESTABLISH 2024 PETTY CASH FUND - APPROVE	150.00		
	Petty Cash	TOTAL FOR ACCOUNT		150.00	
01-204-55-000	26156 NAT ALEXANDER COMPANY	ITEM #HFX50X100Y50S - ALL AMERICAN SNAP-	4,300.00		
	26156 NAT ALEXANDER COMPANY	FREIGHT ESTIMATE	325.00		
	26156 NAT ALEXANDER COMPANY	ITEM #FS17X50R15N - SNAP-TITE SUPREME, R	490.00		
	26156 NAT ALEXANDER COMPANY	ITEM #FS17X50Y15N - SNAP TITE PONN SUPRE	490.00		
	26156 NAT ALEXANDER COMPANY	ITEM #FS17X50015N - SNAP TITE PONN SUPRE	490.00		
	26156 NAT ALEXANDER COMPANY	ITEM #AA-FS17X50R15N - PONN SUPREME ATTA	490.00		
	Accounts Payable	TOTAL FOR ACCOUNT		6,585.00	
TOTAL for DEPARTMENT 000				=====	6,735.00
DEPARTMENT 100					
01-201-20-100-202	28147 NJMMA	2024 FULL MEMBERSHIP RENEWAL - NJ MUNICI	250.00		
	Dues & Memberships	TOTAL FOR ACCOUNT		250.00	
01-201-20-100-209	28190 RICOH USA, INC.	JANUARY 2024 COPIER LEASE AGREEMENT	225.35		
	Copy Machine	TOTAL FOR ACCOUNT		225.35	
01-201-20-100-211	28212 SPATIAL DATA LOGIC, LLC	ENTERPRISE LICENSE (ADDITIONAL FOR TWP M	1,780.00		
	Service/Maintenance	TOTAL FOR ACCOUNT		1,780.00	
01-201-20-100-216	28182 NAVITEND	FEBRUARY 2024 - MONTHLY BILLING FOR COMP	3,702.68		
	28182 NAVITEND	JANUARY 2024 - MONTHLY BILLING FOR COMPU	3,629.24		
	28156 NAVITEND	BUSINESS CONTINUITY AND DISASTER RECOVER	4,345.20		
	Computer Services	TOTAL FOR ACCOUNT		11,677.12	
01-201-20-100-250	28266 VERIZON WIRELESS	Community Relations - iPad - Acct #28217	38.01		
	28266 VERIZON WIRELESS	Administration - iPad - Acct #282179761-	38.01		
	Cell Phone -Administration	TOTAL FOR ACCOUNT		76.02	
01-201-20-100-272	28222 CMSJ, INC.	RETIREMENT LUNCHEON - 14 LARGE PIZZAS (2	300.00		
	28174 FOVEONICS IMAGING TECHNOLOGIES, INC.	41.1 GB X 12 MOS X \$10/MONTH	4,932.00		
	28174 FOVEONICS IMAGING TECHNOLOGIES, INC.	5 REPOSITORIES	2,100.00		
	28174 FOVEONICS IMAGING TECHNOLOGIES, INC.	CREDIT	-1,000.00		
	Miscellaneous	TOTAL FOR ACCOUNT		6,332.00	
01-203-20-100-272	28081 SPATIAL DATA LOGIC, LLC	ON SITE TRAINING FOR ZONING DEPARTMENT	2,700.00		
	26991 PRIMEPOINT, LLC	DECEMBER 2023 MAINTENANCE FEES	233.75		
	(2023) Miscellaneous	TOTAL FOR ACCOUNT		2,933.75	
TOTAL for DEPARTMENT 100				=====	23,274.24

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 110					
01-201-20-110-200	28151	RONETCO SUPERMARKETS, INC	REORG MEETING - REFRESHMENTS	19.98	
		<i>Office Supplies</i>	TOTAL FOR ACCOUNT		19.98
01-201-20-110-202	28148	NJ LEAGUE OF MUNICIPALITIES	2024 MEMBERSHIP DUES	772.00	
		<i>Dues & Memberships</i>	TOTAL FOR ACCOUNT		772.00
01-203-20-110-200	28183	CHURCH, CYNTHIA	REIMBURSEMENT - HOLIDAY PARTY SUPPLIES	17.98	
	28183	CHURCH, CYNTHIA	REIMBURSEMENT - HOLIDAY PARTY SUPPLIES	21.58	
	28152	RONETCO SUPERMARKETS, INC	2023 HOLIDAY CELEBRATION REFRESHMENTS &	22.95	
		<i>(2023) Office Supplies</i>	TOTAL FOR ACCOUNT		62.51
01-203-20-110-204	27987	GENERAL CODE	2023 ORDINANCE CODIFICATION	1,020.00	
		<i>(2023) Codifications</i>	TOTAL FOR ACCOUNT		1,020.00
TOTAL for DEPARTMENT 110				=====	1,874.49
DEPARTMENT 120					
01-201-20-120-202	28146	SUSSEX CNTY MUNICIPAL CLERKS	2024 MEMBERSHIP DUES - CYNTHIA CHURCH	75.00	
		<i>Dues & Memberships</i>	TOTAL FOR ACCOUNT		75.00
01-203-20-120-210	27823	MATTHEW BENDER & CO. INC.	NJ ADMIN CODE T13 (CH 2, 3) ALCOHOL BEV	130.00	
		<i>(2023) Publications</i>	TOTAL FOR ACCOUNT		130.00
TOTAL for DEPARTMENT 120				=====	205.00
DEPARTMENT 130					
01-201-20-130-202	28177	TCTA OF SUSSEX & WARREN CNTY	REGULAR MEMBERSHIP DUES - ASHLEIGH FRUEH	30.00	
	28144	TCTA MEMBERSHIP SERVICES	2024 ANNUAL MEMBERSHIP - FRUEHOLZ	50.00	
	28153	GFOA OF NJ	2024 MEMBERSHIP DUES - FRUEHOLZ	100.00	
		<i>Dues & Memberships</i>	TOTAL FOR ACCOUNT		180.00
01-201-20-130-209	28224	KONICA MINOLTA PREMIER FINANCE	JANUARY 2024 FINANCE COPY MACHINE LEASE	111.70	
	28224	KONICA MINOLTA PREMIER FINANCE	JANUARY 2024 FINANCE COPY MACHINE CLICKS	0.41	
	28224	KONICA MINOLTA PREMIER FINANCE	FEBRUARY 2024 FINANCE COPY MACHINE LEASE	111.70	
		<i>Copy Machine</i>	TOTAL FOR ACCOUNT		223.81
01-201-20-130-216	28214	EDMUNDS GOVTECH, INC.	MSI TO MCSJ HOSTING FEES	1,750.00	
	28213	EDMUNDS GOVTECH, INC.	2024 APPLICATION SERVER & MAINTENANCE SU	693.00	
	28213	EDMUNDS GOVTECH, INC.	FUND ACCOUNTING SYSTEM SUPPORT (2-3 USER	3,192.00	
		<i>Computer Services</i>	TOTAL FOR ACCOUNT		5,635.00
01-203-20-130-200	28264	FRUEHOLZ, ASHLEIGH	REIMBURSEMENT - 1099-NEC & 1099 MISC FOR	112.97	
		<i>(2023) Office Supplies</i>	TOTAL FOR ACCOUNT		112.97
01-203-20-130-272	28264	FRUEHOLZ, ASHLEIGH	REIMBURSEMENT - 1099-NEC & 1099 MISC FIL	145.70	
		<i>(2023) Miscellaneous</i>	TOTAL FOR ACCOUNT		145.70
TOTAL for DEPARTMENT 130				=====	6,297.48

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Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total			
DEPARTMENT 145								
01-201-20-145-202	Dues & Memberships	28178 STATE TREASURER	CTC CERTIFICATION RENEWAL - MICHELE MCEL	50.00	230.00			
		28144 TCTA MEMBERSHIP SERVICES	2024 ANNUAL MEMBERSHIP - FRUEHOLZ	50.00				
		28177 TCTA OF SUSSEX & WARREN CNTY	REGULAR MEMBERSHIP DUES - MICHELE MCELRO	30.00				
		28161 TCTA MEMBERSHIP SERVICES	2024 MEMBERSHIP DUES - MICHELE MCELROY	100.00				
		TOTAL FOR ACCOUNT						
01-201-20-145-216	Computer Services	28214 EDMUNDS GOVTECH, INC.	MSI TO MCSJ HOSTING FEES	875.00	2,504.00			
		28214 EDMUNDS GOVTECH, INC.	MCSJ REAL PROPERTY TAX BILLING MAINTENAN	929.00				
		28214 EDMUNDS GOVTECH, INC.	WIPP - TAX MAINTENANCE	700.00				
		TOTAL FOR ACCOUNT						
		01-201-20-145-299	Special Assessment Admin Fees	28214 EDMUNDS GOVTECH, INC.		MCSJ REAL PROPERTY TAX BILLING MAINTENAN	1,071.00	1,071.00
TOTAL FOR ACCOUNT								
					=====			
TOTAL for DEPARTMENT 145					3,805.00			
DEPARTMENT 150								
01-201-20-150-207	Printing	28143 MICROSYSTEMS-NJ.COM, LLC	2024 NOTICE OF ASSESSMENT POST CARDS	2,898.75	2,983.75			
		28143 MICROSYSTEMS-NJ.COM, LLC	SET-UP FEE	85.00				
		TOTAL FOR ACCOUNT						
					=====			
TOTAL for DEPARTMENT 150					2,983.75			
DEPARTMENT 155								
01-203-20-155-808	(2023) Legal Retainer	28087 LADDEY, CLARK & RYAN, LLP	DOCUMENT REPRODUCTION EXPENSE, POSTAGE,	6.56	170.56			
		28087 LADDEY, CLARK & RYAN, LLP	REVIEW ZONING & CODE JOB PROTECTION; TEL	164.00				
		TOTAL FOR ACCOUNT						
					=====			
TOTAL for DEPARTMENT 155					170.56			
DEPARTMENT 165								
01-203-20-165-020	(2023) ENGINEERING	28208 HAROLD E. PELLOW & ASSOCIATES,	PHONE CONFERENCES	69.00	1,098.25			
		28208 HAROLD E. PELLOW & ASSOCIATES,	INSPECT SITE PLAN/SUBDIVISION	93.75				
		28208 HAROLD E. PELLOW & ASSOCIATES,	PREPARE REPORTS/MEMOS	241.50				
		28208 HAROLD E. PELLOW & ASSOCIATES,	IN OFFICE RESEARCH	207.00				
		28207 HAROLD E. PELLOW & ASSOCIATES,	REVIEW REPORTS/CORRESPONDENCE	140.00				
		28207 HAROLD E. PELLOW & ASSOCIATES,	REVIEW/IMP STORMWATER MANAGEMENT RULES	140.00				
		28208 HAROLD E. PELLOW & ASSOCIATES,	ONSITE FIELD CHECK	207.00				
		TOTAL FOR ACCOUNT						
							=====	
		TOTAL for DEPARTMENT 165					1,098.25	

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Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 170					
01-201-20-170-202	28250	ANJEC <i>Dues & Memberships</i>	2024 ANNUAL MEMBERSHIP DUES TOTAL FOR ACCOUNT	425.00	425.00
TOTAL for DEPARTMENT 170					=====
					425.00
DEPARTMENT 180					
01-201-21-180-202	28149	NEW JERSEY PLANNING OFFICIALS <i>Dues & Memberships</i>	2024 NJ PLANNING OFFICIALS DUAL BOARD ME TOTAL FOR ACCOUNT	370.00	370.00
01-203-21-180-215	28163	MARAZITI FALCON, LLP <i>(2023) Legal Services</i>	NOVEMBER 2023 PLANNING BOARD ATTORNEY SE TOTAL FOR ACCOUNT	1,137.50	1,137.50
01-203-21-180-218	28157	HAROLD E. PELLOW & ASSOCIATES, <i>(2023) Engineering Fees</i>	ATTENDANCE AT MEETING - 10/18/23; 10/20/ TOTAL FOR ACCOUNT	207.00	207.00
TOTAL for DEPARTMENT 180					=====
					1,714.50
DEPARTMENT 185					
01-201-21-185-272	28266	VERIZON WIRELESS <i>Miscellaneous</i>	Zoning - iPad - Acct #282179761-0002 TOTAL FOR ACCOUNT	38.01	38.01
TOTAL for DEPARTMENT 185					=====
					38.01
DEPARTMENT 210					
01-201-23-210-233	28263	STATEWIDE C/O M. LUSTBADER <i>Other Insurance</i>	1st Qtr 2024 - All Lines Installment TOTAL FOR ACCOUNT	55,625.00	55,625.00
TOTAL for DEPARTMENT 210					=====
					55,625.00
DEPARTMENT 215					
01-201-23-215-020	28263	STATEWIDE C/O M. LUSTBADER <i>WORKERS COMP</i>	1st Qtr 2024 - Workers Compensation Inst TOTAL FOR ACCOUNT	19,957.25	19,957.25
TOTAL for DEPARTMENT 215					=====
					19,957.25

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Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 220					
		28118 NOR. JERSEY MUN EMP BENFT FUND	FEBRUARY 2024 DENTAL INSURANCE PREMIUMS	6,220.00	
		28268 STATE OF NEW JERSEY	FEBRUARY 2024 HEALTH INSURANCE PREMIUMS	66,401.44	
		28268 STATE OF NEW JERSEY	FEBRUARY 2024 HEALTH INSURANCE PREMIUMS	35,239.12	
		28108 THE STANDARD INSURANCE CO.	FEBRUARY 2024 LIFE INSURANCE PREMIUMS -	1,764.04	
01-201-23-220-230		Group Plans	TOTAL FOR ACCOUNT		109,624.60
TOTAL for DEPARTMENT 220					109,624.60
DEPARTMENT 240					
		28254 UPS	PACKAGE PICKUP - CABLES RETURN FOR REFUN	13.90	
01-201-25-240-201		Postage	TOTAL FOR ACCOUNT		13.90
		28203 SUSSEX COUNTY POLICE CHIEF'S ASSN.	2024 TRAINING ASSESSMENT	400.00	
		28181 INTERNATIONAL ASSOCIATION OF	ACTIVE DUES FOR 01/01/24-12/31/24 - DANI	190.00	
		28203 SUSSEX COUNTY POLICE CHIEF'S ASSN.	2024 MEMBERSHIP DUES	600.00	
01-201-25-240-202		Dues & Memberships	TOTAL FOR ACCOUNT		1,190.00
		28225 KONICA MINOLTA PREMIER FINANCE	JANUARY 2024 PD COPY MACHINE LEASE	130.19	
01-201-25-240-209		Copy Machine	TOTAL FOR ACCOUNT		130.19
		28179 PORTER LEE CORPORATION	ANNUAL SOFTWARE SUPPORT BEAST EVIDENCE S	920.00	
01-201-25-240-220		Operating Maintenance	TOTAL FOR ACCOUNT		920.00
		28265 VERIZON WIRELESS	Detective Phone - Acct #282179761-00001	82.60	
01-201-25-240-250		Cell Phone - Police	TOTAL FOR ACCOUNT		82.60
		27823 MATTHEW BENDER & CO. INC.	NJ ADMIN CODE TITTLE 4A CIVIL SERVICES W	79.00	
01-203-25-240-210		(2023) Publications	TOTAL FOR ACCOUNT		79.00
		27707 DRAEGER, INC.	PART #4414175 - ALCOTEST TEMPERATURE PRO	68.00	
		27707 DRAEGER, INC.	PART #4412034 - SIMULATOR HOSE TUBING CO	25.65	
		27707 DRAEGER, INC.	PART #4414176 - ALCOTEST CU34 SIMULATOR:	131.00	
01-203-25-240-211		(2023) Service/Maintenance	TOTAL FOR ACCOUNT		224.65
		28198 ROEMAR CORPORATION	P/U FOR DEPT BLACK BAND	22.50	
		28194 ROEMAR CORPORATION	ELBECO POLY S/S REG SIZE	139.90	
		28194 ROEMAR CORPORATION	ELBECO POLY L/S REG SIZE	239.85	
		28194 ROEMAR CORPORATION	REG-STRIPPED POLICE PANTS THRU SIZE 42	179.90	
		28194 ROEMAR CORPORATION	JP REG KEYHOLDER BW LEATHER 26D2BW	16.95	
		28194 ROEMAR CORPORATION	LIBERTY REV LIME/BLACK RAINCOAT	129.95	
		28194 ROEMAR CORPORATION	NAVY POLY PERSHING HAT	64.95	
		28194 ROEMAR CORPORATION	HAT STRAP	11.95	
		28194 ROEMAR CORPORATION	HAT BAND	10.95	
		28194 ROEMAR CORPORATION	ELBECO REFLEX R/S BDU PANT W/STRIPE	89.95	
		28194 ROEMAR CORPORATION	NAME TAG	19.95	
		28194 ROEMAR CORPORATION	REG. TIE	8.00	
		28194 ROEMAR CORPORATION	ANCHOR #2230 REVERSIBLE/WATERPROOF HAT C	19.95	
		28194 ROEMAR CORPORATION	LETTER - INSIGNIA COLLAR BRASS (SET)	29.95	
01-203-25-240-235		(2023) Uniform/Clothing Replacement	TOTAL FOR ACCOUNT		984.70
		28188 VERIZON WIRELESS	PATROL VEHICLE PHONE & MODEMS ACCOUNT #2	280.07	
01-203-25-240-250		(2023) Cell Phone - Police	TOTAL FOR ACCOUNT		280.07
		27850 SIRCHIE ACQUISITION COMPANY, LLC	ITEM #TMX200 - TACTICAL MAX ALS KIT	425.00	

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Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 240					
01-203-25-240-256	(2023)	Investigation Expense	TOTAL FOR ACCOUNT		425.00
	28200	MOTOROLA SOLUTIONS, INC.	ITEM #WGP01832-002 - 4REM CBLHDMI 1AUXLI	40.00	
01-203-25-240-267	(2023)	Supplies Police/Fire	TOTAL FOR ACCOUNT		40.00
	28206	MORRIS COUNTY PUBLIC SAFETY	12/11/2023 FIREARMS INSTRUCTOR COURSE -	125.00	
	28206	MORRIS COUNTY PUBLIC SAFETY	11/14/2023 METHODS OF INSTRUCTION - DERE	100.00	
	28206	MORRIS COUNTY PUBLIC SAFETY	11/20/2023 FEMA NIMS I-400 - KEVIN PERRY	200.00	
01-203-25-240-271	(2023)	Police & Fire Training	TOTAL FOR ACCOUNT		425.00
TOTAL for DEPARTMENT 240					4,795.11
DEPARTMENT 250					
	28215	COUNTY OF SUSSEX	1ST QUARTER 2024 DISPATCHING SERVICES	34,681.00	
	28204	PENTELEDATA	JANUARY 2024 BROADBAND SERVICES	194.90	
01-201-25-250-020	POLICE RADIO & COMM & 911		TOTAL FOR ACCOUNT		34,875.90
TOTAL for DEPARTMENT 250					34,875.90
DEPARTMENT 253					
	28162	ANDOVER, TOWNSHIP OF	1ST QUARTER 2024 JOINT MUNICIPAL COURT	36,613.26	
01-201-25-253-503	Contractual Services		TOTAL FOR ACCOUNT		36,613.26
TOTAL for DEPARTMENT 253					36,613.26
DEPARTMENT 265					
	28261	ESI EQUIPMENT, INC.	SERVICE CALL ON LEAKING COUPLING (HOLMAT	236.00	
	27526	WITMER PUBLIC SAFETY GROUP, INC.	Annual SCBA Flow Testing and Inspection	1,488.00	
	27526	WITMER PUBLIC SAFETY GROUP, INC.	Environmental Disposal Fee	22.00	
	28088	FIRE AND SECURITY TECHNOLOGIES, INC.	WATER CANISTERS - HYDROSTATIC TESTING	54.00	
	28088	FIRE AND SECURITY TECHNOLOGIES, INC.	20# ABC EXTINGUISHERS - HYDROSTATIC TEST	256.00	
	27526	WITMER PUBLIC SAFETY GROUP, INC.	Travel	85.00	
01-203-25-265-211	(2023)	Service/Maintenance	TOTAL FOR ACCOUNT		2,141.00
	27892	ALL HANDS FIRE EQUIPMENT, LLC	ITEM #FWG-AB-100-MED-HI-VIZ - FIRST WATC	504.00	
	27892	ALL HANDS FIRE EQUIPMENT, LLC	ITEM #FWG-AB-100-L-HI-VIZ - FIRST WATCH	504.00	
	27892	ALL HANDS FIRE EQUIPMENT, LLC	ITEM #FWG-AB-100-XXLARGE-HI-VIZ - FIRST	283.00	
	27892	ALL HANDS FIRE EQUIPMENT, LLC	ITEM #FWG-AB-100-XL-HI-VIZ - FIRST WATCH	252.00	
01-203-25-265-283	(2023)	New Equipment	TOTAL FOR ACCOUNT		1,543.00
TOTAL for DEPARTMENT 265					3,684.00

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DEPARTMENT 290					
01-201-26-290-220	28185	SITEONE LANDSCAPE SUPPLY, LLC	5' LID SPIN ON WITH BREATHER\NEW STYLE T	7.79	
	28121	NETCONG HARDWARE CO., INC.	200Z WATERWELD POTTY	8.09	
		Operating Maintenance	TOTAL FOR ACCOUNT		15.88
01-201-26-290-250	28266	VERIZON WIRELESS	DPW - Assistant Supervisor Acct #2821797	50.84	
		Cell Phone - DPW	TOTAL FOR ACCOUNT		50.84
01-201-26-290-252	28133	BRAEN STONE OF SPARTA	1/4/24 - LIMESTONE - 8.15 TONS	99.27	
		Stone & Gravel	TOTAL FOR ACCOUNT		99.27
01-201-26-290-255	28185	SITEONE LANDSCAPE SUPPLY, LLC	PROLINE SNOW STAKE HI-VIS ARMORTECH CAP	35.00	
	28127	VAN DINE MOTORS, INC.	WING	938.00	
	28127	VAN DINE MOTORS, INC.	CONTROLLER	495.00	
	28127	VAN DINE MOTORS, INC.	PIN	43.64	
	28127	VAN DINE MOTORS, INC.	CHUTE WELDMENT	307.10	
	28127	VAN DINE MOTORS, INC.	WING	938.00	
	28127	VAN DINE MOTORS, INC.	MODULES	198.64	
	28127	VAN DINE MOTORS, INC.	GUIDES	106.00	
		Road Safety	TOTAL FOR ACCOUNT		3,061.38
01-201-26-290-461	28121	NETCONG HARDWARE CO., INC.	DAP WHITE CAULK CMPND - SIL	3.49	
		Park Maintenance	TOTAL FOR ACCOUNT		3.49
01-201-26-290-491	28121	NETCONG HARDWARE CO., INC.	5X8 TOUGH TEX US FLAG	66.99	
	28121	NETCONG HARDWARE CO., INC.	1/4X100 WHTBRD NYL ROPE	19.79	
	28121	NETCONG HARDWARE CO., INC.	5X8 TOUGH TEX US FLAG	66.99	
	28121	NETCONG HARDWARE CO., INC.	5/8X3-1/2 NI BOLT SNAP	10.04	
		Park Operating	TOTAL FOR ACCOUNT		163.81
01-201-26-290-492	28128	POWER PLACE, INC.	61PMM3 55E CHAIN LOOP	73.56	
		Park Vehicle Repair	TOTAL FOR ACCOUNT		73.56
01-203-26-290-220	28141	PETRO-MECHANICS, INC	Service Call - Reconfigured Petro Vend S	250.00	
		(2023) Operating Maintenance	TOTAL FOR ACCOUNT		250.00
01-203-26-290-255	28136	REED SYSTEMS, LTD	1/2' Male/Female Camlock	54.68	
		(2023) Road Safety	TOTAL FOR ACCOUNT		54.68
01-203-26-290-491	28160	UNITED SITE SERVICES	12/03/2023-12/04/2023 - STANDARD RESTROO	2.82	
	28160	UNITED SITE SERVICES	12/03/2023-12/04/2023 - ADA ACCESSIBLE R	4.11	
		(2023) Park Operating	TOTAL FOR ACCOUNT		6.93
01-203-26-290-492	28138	KENVIL POWER EQUIP., INC	Item #4227-701-5000 - Screw M5 X 32	4.08	
	28138	KENVIL POWER EQUIP., INC	Item #4601-730-1700 - Bristle Brush	114.64	
	28138	KENVIL POWER EQUIP., INC	Item #394018S - Air Filter	16.95	
	28138	KENVIL POWER EQUIP., INC	Item #272490S - Filter Pre-Cleaner	5.27	
		(2023) Park Vehicle Repair	TOTAL FOR ACCOUNT		140.94
TOTAL for DEPARTMENT 290				=====	3,920.78

DEPARTMENT 291

01-203-26-291-483	27250 CLIFFSIDE BODY CORPORATION <i>(2023) DPW Equipment Expense</i>	DUMP TRUCK BODY & ADDITIONAL OPTIONS - Q TOTAL FOR ACCOUNT	46,237.33 46,237.33		
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Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 291					
TOTAL for DEPARTMENT 291					=====
					46,237.33
DEPARTMENT 292					
01-201-26-292-260	28123	CIOCCA FMFL, INC.	PANEL	37.64	
	28120	NAPA AUTO PARTS	NAPA GOLD COOLING SYSTEM FILTER	16.21	
	Fire Department			TOTAL FOR ACCOUNT	53.85
01-201-26-292-270	28122	FRED BEANS FORD OF WASHINGTON	LINK ASY	291.40	
	28122	FRED BEANS FORD OF WASHINGTON	SEAL	6.88	
	28122	FRED BEANS FORD OF WASHINGTON	SNS BOLT	8.24	
	28122	FRED BEANS FORD OF WASHINGTON	JOINT AS	56.05	
	28122	FRED BEANS FORD OF WASHINGTON	JOINT AS	101.18	
	28122	FRED BEANS FORD OF WASHINGTON	SEAL ASY	80.62	
	28121	NETCONG HARDWARE CO., INC.	HEX HEAD BOLTS	5.33	
	28122	FRED BEANS FORD OF WASHINGTON	TOP SENDER A	350.45	
	28122	FRED BEANS FORD OF WASHINGTON	GASKET	6.18	
	28122	FRED BEANS FORD OF WASHINGTON	SNS BOLT	11.24	
	28122	FRED BEANS FORD OF WASHINGTON	NUT SP	15.00	
	28122	FRED BEANS FORD OF WASHINGTON	STRAP AS	61.91	
	28121	NETCONG HARDWARE CO., INC.	HEX HEAD BOLTS	1.06	
	28129	APPROVED AUTO ELECTRIC, INC	CDS 12-3 CORDUCS DUTY	44.90	
	28122	FRED BEANS FORD OF WASHINGTON	CONTROL	78.33	
	28122	FRED BEANS FORD OF WASHINGTON	SNS MODULE	403.75	
	28122	FRED BEANS FORD OF WASHINGTON	STRAP AS	76.91	
	28122	FRED BEANS FORD OF WASHINGTON	SNS PRETENSI	338.86	
	28122	FRED BEANS FORD OF WASHINGTON	PAD - BR	114.25	
	28122	FRED BEANS FORD OF WASHINGTON	RING - R	38.45	
	28124	DOVER BRAKE & CLUTCH CO., INC.	HOSE ASSY	20.00	
	28120	NAPA AUTO PARTS	CORE DEPOSIT	36.00	
	28124	DOVER BRAKE & CLUTCH CO., INC.	PUSH - LOCK MALE CONNECTOR	11.20	
	28120	NAPA AUTO PARTS	CORE DEPOSIT	-36.00	
	28124	DOVER BRAKE & CLUTCH CO., INC.	3-WAY SOLENOID VALVE 12VOLT	72.24	
	28120	NAPA AUTO PARTS	2YR WTY BAT	236.64	
	28120	NAPA AUTO PARTS	20 AMP MICROF MAXIFUSE	8.58	
	28124	DOVER BRAKE & CLUTCH CO., INC.	CAMERA/ LED WORK LIGHT	590.00	
	28120	NAPA AUTO PARTS	NAPA GOLD CABIN AIR FILTER	54.84	
	28122	FRED BEANS FORD OF WASHINGTON	SNS BOX ASY	702.27	
	28124	DOVER BRAKE & CLUTCH CO., INC.	90 DEG MALE SWIVEL BELOW	6.16	
	28124	DOVER BRAKE & CLUTCH CO., INC.	1.7" ROUND MINI AMBER CLEAR LENS LIGHT	53.25	
	28124	DOVER BRAKE & CLUTCH CO., INC.	H280 HYDRAULIC HOSE	134.40	
	28124	DOVER BRAKE & CLUTCH CO., INC.	HOSE END (PERM) 1S/1R	27.80	
DPW Fleet			TOTAL FOR ACCOUNT	4,008.37	
01-201-26-292-280	28120	NAPA AUTO PARTS	NAPA OIL FILTER	54.90	
	28120	NAPA AUTO PARTS	BOXED CAPSULES	11.24	
	28120	NAPA AUTO PARTS	CORE DEPOSIT CREDIT	-18.00	
	28120	NAPA AUTO PARTS	CORE DEPOSIT	18.00	
	28122	FRED BEANS FORD OF WASHINGTON	042B ALTERNAT	612.27	
	28120	NAPA AUTO PARTS	2YR WTY BAT	125.30	
	28122	FRED BEANS FORD OF WASHINGTON	CORE DEPOSIT	75.00	
	28122	FRED BEANS FORD OF WASHINGTON	042B CORE RET	-75.00	
	28180	BYRAM CAR WASH	BYRAM CAR WASH CONTRACT 1/1/24-12/31/24	1,650.00	
	28122	FRED BEANS FORD OF WASHINGTON	SNS INDICATO	11.88	
	Police Dept. Fleet			TOTAL FOR ACCOUNT	2,465.59

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DEPARTMENT 292					
01-203-26-292-260	(2023) Fire Department	28139 W. CAMPBELL SUPPLY CO. OF SUSSEX CTY, LLC	Item #005F/OWI AMAB53 - Red Coolant Gall	36.92	
		28139 W. CAMPBELL SUPPLY CO. OF SUSSEX CTY, LLC	Item #005C/179901 - Valve, Shutoff	39.76	
		TOTAL FOR ACCOUNT			76.68
01-203-26-292-280	(2023) Police Dept. Fleet	28123 CIOCCA FMFL, INC.	WHEEL	-267.67	
		28123 CIOCCA FMFL, INC.	WHEEL	267.67	
		28137 J.R. ROOF, INC.	Labor for Programing & Reconnecting Ligh	140.00	
		TOTAL FOR ACCOUNT			140.00
TOTAL for DEPARTMENT 292				=====	6,744.49
DEPARTMENT 310					
01-201-26-310-220	Operating Maintenance	28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT CREDIT	-12.00	
		28142 DELSEA TERMITE & PEST CONTROL	01/08/24 - MONTHLY PEST CONTROL - LEE HI	32.00	
		28142 DELSEA TERMITE & PEST CONTROL	01/08/24 - MONTHLY PEST CONTROL - MUNICI	63.00	
		28142 DELSEA TERMITE & PEST CONTROL	01/08/24 - MONTHLY PEST CONTROL - CO JOH	48.00	
		28159 WB MASON CO., INC.	5 GALLON WATER JUG	35.76	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT	48.00	
		28159 WB MASON CO., INC.	5 GALLON WATER JUG	35.76	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT CREDIT	-36.00	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT CREDIT	-36.00	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT	48.00	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT CREDIT	-48.00	
		28159 WB MASON CO., INC.	5 GALLON WATER DEPOSIT	36.00	
		28159 WB MASON CO., INC.	5 GALLON WATER JUG	26.82	
		28159 WB MASON CO., INC.	JANUARY 2024 WATERCOOLER RENTAL	3.80	
		28100 AQUA NJ	FEBRUARY 2024 LEE HILL WATER SERVICE	53.36	
		28121 NETCONG HARDWARE CO., INC.	BUTTERFLY SPR DOOR CLOSER	3.99	
		28197 TREASURER, STATE OF NJ	2024 Registration Underground Tank - Mun	50.00	
		TOTAL FOR ACCOUNT			352.49
01-203-26-310-220	(2023) Operating Maintenance	26335 AGRA ENVIRONMENTAL & LAB	12/28/23 - WATER TESTING - VOCS	194.00	
		TOTAL FOR ACCOUNT			194.00
TOTAL for DEPARTMENT 310				=====	546.49
DEPARTMENT 335					
01-201-26-335-030	GARBAGE CONTRACT	28116 SCMUA	01/09/2024 - GARBAGE TIPPING FEES	5,471.44	
		28116 SCMUA	01/16/2024 - GARBAGE TIPPING FEES	5,569.20	
		28115 BLUE DIAMOND DISPOSAL, INC.	JANUARY 20234 GARBAGE CONTRACT	55,750.00	
		TOTAL FOR ACCOUNT			66,790.64
TOTAL for DEPARTMENT 335				=====	66,790.64

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 340					
01-201-27-340-206	28260	HOPATCONG, BOROUGH OF	1ST QUARTER 2024 ANIMAL CONTROL SERVICES	3,125.00	
	Animal Contract		TOTAL FOR ACCOUNT		3,125.00
					=====
TOTAL for DEPARTMENT 340					3,125.00
DEPARTMENT 375					
01-201-28-375-203	28210	NJRPA	02/25/2024 - PRE-CONFERENCE WORKSHOP #2	99.00	
	28202	HARRAH'S RESORT ATLANTIC CITY	NJRPA CONFERENCE LODGING - CHECK-IN: 02/	291.00	
	28209	NJRPA	49TH NJRPA ANNUAL CONFERENCE DELEGATES R	425.00	
	Seminars & Meetings		TOTAL FOR ACCOUNT		815.00
01-201-28-375-251	28266	VERIZON WIRELESS	Senior Van Driver - Acct #282179761-0000	23.21	
	Cell Phone - Senior Van		TOTAL FOR ACCOUNT		23.21
					=====
TOTAL for DEPARTMENT 375					838.21
DEPARTMENT 420					
01-203-30-420-020	28150	RONETCO SUPERMARKETS, INC	HOLIDAY HOUSE DECORATING CONTEST PRIZES	245.85	
	(2023) CELEBRATION PUBLIC EVENTS		TOTAL FOR ACCOUNT		245.85
					=====
TOTAL for DEPARTMENT 420					245.85
DEPARTMENT 430					
01-203-31-430-619	28187	JCP&L	Rescue Squad - Flashing Light	4.10	
	28187	JCP&L	Rescue Squad	64.83	
	(2023) Rescue Squad		TOTAL FOR ACCOUNT		68.93
01-203-31-430-661	28248	JCP&L	TAMARACK PARK - ACCT #100116096270	70.80	
	28262	JCP&L	BALLFIELD WELL, ROSEVILLE RD. - ACCT #10	112.54	
	28187	JCP&L	Roseville Road	415.24	
	(2023) P & R Utilities		TOTAL FOR ACCOUNT		598.58
01-203-31-430-663	28187	JCP&L	Municipal Complex	2,790.92	
	28187	JCP&L	Animal Shelter	436.26	
	28187	JCP&L	Schoolhouse Museum	8.20	
	28187	JCP&L	DPW Garage	1,474.24	
	(2023) Publ Bldgs/Grounds Utilities		TOTAL FOR ACCOUNT		4,709.62
01-203-31-430-675	28267	JCP&L	FIRE DEPT - ACCT #200000053062	1,079.89	
	(2023) Fire Dept Utilities		TOTAL FOR ACCOUNT		1,079.89
					=====
TOTAL for DEPARTMENT 430					6,457.02

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 435					
		28187 JCP&L	Street Lighting - Rte 206 & Waterloo Rd	150.39	
		28187 JCP&L	Street Lighting - Acorn St	67.15	
		28187 JCP&L	Street Lighting - Forest Lakes	18.08	
		28247 JCP&L	STREET LIGHTING ACCT #100000676716	370.03	
		28249 JCP&L	RT. 206/TAMARACK RD - ACCT #100128762331	60.27	
		28246 JCP&L	STREET LIGHTING ACCT #100000676781	1,803.02	
		28187 JCP&L	Street Lighting - Ascot Manor	30.09	
01-203-31-435-020		(2023) STREET LIGHTING	TOTAL FOR ACCOUNT		2,499.03
TOTAL for DEPARTMENT 435					=====
					2,499.03
DEPARTMENT 440					
		28189 VERIZON	Administration - Account #251-256-345-00	59.42	
		28204 PENTELDATA	JANUARY 2024 COMMERCIAL CABLE MODEM	126.99	
01-201-31-440-601		A&E Utilities	TOTAL FOR ACCOUNT		186.41
		28189 VERIZON	DPW - Account #251-256-346-0001-55	168.09	
01-201-31-440-670		DPW Utilities	TOTAL FOR ACCOUNT		168.09
		28189 VERIZON	Police - Account #751-663-306-0001-55	435.99	
01-201-31-440-680		Public Safety	TOTAL FOR ACCOUNT		435.99
TOTAL for DEPARTMENT 440					=====
					790.49
DEPARTMENT 460					
		28196 CREATIVE MANAGEMENT, INC.	01/04/24 DIESEL DELIVERY - 1,102.00 GALL	3,177.17	
		28195 ALLIED OIL, LLC	1/5/24 - GASOLINE DELIVERY - 2402.0 GALL	6,187.07	
		28196 CREATIVE MANAGEMENT, INC.	01/04/24 DIESEL DELIVERY - 574.00 GALLON	1,654.90	
01-201-31-460-670		DPW Utilities	TOTAL FOR ACCOUNT		11,019.14
TOTAL for DEPARTMENT 460					=====
					11,019.14
DEPARTMENT 465					
		28116 SCMUA	01/09/2024 - RECYCLING TAX TIPPING FEES	157.83	
		28116 SCMUA	01/16/2024 - RECYCLING TAX TIPPING FEES	160.65	
01-201-32-465-000		RECYCLING TAX APPROP.	TOTAL FOR ACCOUNT		318.48
TOTAL for DEPARTMENT 465					=====
					318.48

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 496					
01-201-43-496-020	28256	MUSCONETCONG SEWERAGE AUTHORIT	1st Qtr 2024 Sewerage Fees	11,438.43	
		Musconetcong Sewer Fees	TOTAL FOR ACCOUNT		11,438.43
TOTAL for DEPARTMENT 496					11,438.43
DEPARTMENT 740					
01-213-07-740-001002	27576	FRENCH & PARRELLO ASSOCIATES, PA	DECEMBER 2023 PROFESSIONAL SERVICES - CO	3,600.00	
	27576	FRENCH & PARRELLO ASSOCIATES, PA	DECEMBER 2023 PROFESSIONAL SERVICES - CO	19.00	
		OS & Recreation Plan - CO Park (15)	TOTAL FOR ACCOUNT		3,619.00
TOTAL for DEPARTMENT 740					3,619.00
DEPARTMENT 776					
01-213-21-776-030	27734	FRENCH & PARRELLO ASSOCIATES, PA	DECEMBER 2023 ENGINEERING SERVICES FOR I	3,645.00	
		2021 - American Rescue Plan	TOTAL FOR ACCOUNT		3,645.00
01-214-23-776-004	28130	SCMUA	01/18/2024 - BRUSH DISPOSAL	175.05	
		2023 - Clean Communities	TOTAL FOR ACCOUNT		175.05
01-214-23-776-0230	28080	MORRIS-CROKER, LLC	PART #4-MU - RAMAIR 4 PLACE GEAR DRYER W	14,310.00	
	28080	MORRIS-CROKER, LLC	SHIPPING	898.91	
		2023 - ARP: Firefighter's Grant	TOTAL FOR ACCOUNT		15,208.91
TOTAL for DEPARTMENT 776					19,028.96
Capital					
DEPARTMENT 049					
04-215-55-049-000	27986	CLIFFSIDE BODY CORPORATION	LABOR TO INSTALL STAINLESS STEEL UTG SPR	1,725.00	
		ACQUISITION OF DPW EQUIPMENT (007-2023)	TOTAL FOR ACCOUNT		1,725.00
TOTAL for DEPARTMENT 049					1,725.00
Sewer					
DEPARTMENT 502					
05-201-55-502-216	28214	EDMUNDS GOVTECH, INC.	WIPP - UTILITY MAINTENANCE	700.00	
	28214	EDMUNDS GOVTECH, INC.	MSI TO MCSJ HOSTING FEES	875.00	
	28214	EDMUNDS GOVTECH, INC.	MCSJ UTILITY BILLING & COLLECTIONS MAINT	2,000.00	
		Computer Services	TOTAL FOR ACCOUNT		3,575.00

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
Sewer					
DEPARTMENT 502					
TOTAL for DEPARTMENT 502					=====
					3,575.00
DEPARTMENT 503					
05-201-55-503-000	28256	MUSCONETCONG SEWERAGE AUTHORIT	1st Qtr 2024 Sewerage Fees	17,157.64	
		MSA Fees	TOTAL FOR ACCOUNT		17,157.64
TOTAL for DEPARTMENT 503					=====
					17,157.64
Animal Trust					
DEPARTMENT 000					
12-286-56-000-001	28251	HOPATCONG, BOROUGH OF	11/13/2023 - 5 BRIAR LANE - CAT MEDICAL	162.50	
	28251	HOPATCONG, BOROUGH OF	11/13/2023 - 5 BRIAR LANE - CAT BOARDING	140.00	
	28251	HOPATCONG, BOROUGH OF	11/19/2023 - 15 PIERSON DRIVE - CAT BOAR	140.00	
	28251	HOPATCONG, BOROUGH OF	11/15/2023 - LACKAWANNA & MANSFIELD - CA	50.00	
		Reserve - Dog Trust	TOTAL FOR ACCOUNT		492.50
TOTAL for DEPARTMENT 000					=====
					492.50
Other Trust					
DEPARTMENT 000					
19-286-56-000-013	28135	MORTON SALT, INC.	1/11/24 - ROCK SALT DELIVERY 186.84TONS	12,970.43	
		Reserve - Storm Recovery/Snow Removal	TOTAL FOR ACCOUNT		12,970.43
19-286-56-000-421	28145	N.W.J.T.A.A.	2024 RENEWAL MEMEBERSHIP - OSCOVITCH	50.00	
	28223	MUNCO	2024 ANNUAL MEMBERSHIP DUES - PETER KARC	75.00	
	26390	KONICA MINOLTA PREMIER FINANCE	DECEMBER 2023 CLICKS	72.54	
	28113	KONICA MINOLTA PREMIER FINANCE	FEBRUARY 2024 - UCC COPY MACHINE - LEASE	46.61	
	28158	OSCOVITCH, BONNIE	REIMBURSEMENT - NORTHWEST JERSEY T.A.C.O	30.00	
		Uniform Construction Code - Other Expenses	TOTAL FOR ACCOUNT		274.15
19-286-56-000-422	28268	STATE OF NEW JERSEY	FEBRUARY 2024 HEALTH INSURANCE PREMIUMS	1,821.12	
	28118	NOR. JERSEY MUN EMP BENFT FUND	FEBRUARY 2024 DENTAL INSURANCE PREMIUMS	105.00	
		Uniform Construction Code - Fringe Benefits	TOTAL FOR ACCOUNT		1,926.12
TOTAL for DEPARTMENT 000					=====
					15,170.70

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
Recreation Trust					
DEPARTMENT 700					
	28184	MOBILE WELLNESS TRAINING, LLC	11/20/23; 12/18/23 - BALANCE, STENGTH &	150.00	
	28184	MOBILE WELLNESS TRAINING, LLC	11/06/23; 12/04/23 - CHAIR YOGA CLASSES	150.00	
20-286-56-700-000	FITNESS		TOTAL FOR ACCOUNT		300.00
TOTAL for DEPARTMENT 700					300.00
Developers Escrow - VNB					
DEPARTMENT 079					
	28165	MARAZITI FALCON, LLP	RECEIPT & REVIEW OF ENGINEERING REPORT F	52.50	
24-280-56-079	R & G Carwash, Inc - #9707758723		TOTAL FOR ACCOUNT		52.50
TOTAL for DEPARTMENT 079					52.50
DEPARTMENT 092					
	28166	MARAZITI FALCON, LLP	REVIEW & REVISE LEGAL NOTICE FOR MACMILL	52.50	
24-280-56-092	Scott & Alissa Macmillan - #9707756714		TOTAL FOR ACCOUNT		52.50
TOTAL for DEPARTMENT 092					52.50
DEPARTMENT 142					
	28164	MARAZITI FALCON, LLP	REVIEW LEGAL NOTICE FOR PANTHER LAKE RV	87.50	
	28164	MARAZITI FALCON, LLP	REVIEW REVISED LEGAL NOTICE FOR PANTHER	35.00	
	28164	MARAZITI FALCON, LLP	REVIEW ENGINEERING REPORT FOR PANTHER LA	52.50	
24-280-56-142	Panther Lake RV, LLC - #9707753771		TOTAL FOR ACCOUNT		175.00
TOTAL for DEPARTMENT 142					175.00
DEPARTMENT 178					
	28176	HAROLD E. PELLOW & ASSOCIATES,	APPLICATION & PLAN REVIEW	616.00	
	28176	HAROLD E. PELLOW & ASSOCIATES,	PREPARE REPORTS/MEMOS	69.00	
24-280-56-178	Tyler Burdorf - #9707750268		TOTAL FOR ACCOUNT		685.00
TOTAL for DEPARTMENT 178					685.00

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 182					
24-280-56-182	28192	HAROLD E. PELLOW & ASSOCIATES,	INSPECT SITE PLAN/SUBDIVISION	487.50	
	28192	HAROLD E. PELLOW & ASSOCIATES,	INSPECT PAVING & BASE	69.00	
		<i>NJ Natural Gas Company - #9707751680</i>	TOTAL FOR ACCOUNT		556.50
					=====
TOTAL for DEPARTMENT 182					556.50
DEPARTMENT 190					
24-280-56-190	28191	MARAZITI FALCON, LLP	REVIEW OF ENGINEERING MEMORANDUM FOR MCM	35.00	
	28191	MARAZITI FALCON, LLP	REVIEW COMMUNICATIONS ABOUT SEPTIC ISSUE	35.00	
		<i>Robert McManus - #9707755440</i>	TOTAL FOR ACCOUNT		70.00
					=====
TOTAL for DEPARTMENT 190					70.00
DEPARTMENT 205					
24-280-56-205	28167	MARAZITI FALCON, LLP	RESEARCH & ANALYSIS & PREPARATION OF MEM	437.50	
	28167	MARAZITI FALCON, LLP	COMMUNICATIONS W/C. STONER REGARDING REL	262.50	
	28167	MARAZITI FALCON, LLP	RESEARCH & ANALYSIS OF THE RULE OF NECES	262.50	
	28167	MARAZITI FALCON, LLP	RESEARCH REGARDING RULE OF NECESSITY	87.50	
	28167	MARAZITI FALCON, LLP	COMMUNICATIONS W/C. STONER & C. PHILLIPS	70.00	
	28167	MARAZITI FALCON, LLP	REVIEW DOCUMENTATION OF MAYOR'S PERSONAL	52.50	
		<i>Alexander Rubenstein - #9707758059</i>	TOTAL FOR ACCOUNT		1,172.50
					=====
TOTAL for DEPARTMENT 205					1,172.50
DEPARTMENT 206					
24-280-56-206	28168	MARAZITI FALCON, LLP	REVIEW APPLICATION MATERIAL IN PREPARATI	52.50	
	28168	MARAZITI FALCON, LLP	ATTENDANCE AT PUBLIC HEARING - 11/02/202	52.50	
	28168	MARAZITI FALCON, LLP	PREPARATION OF VOLONNINO RESOLUTION FOR	192.50	
	28168	MARAZITI FALCON, LLP	COMMUNICATIONS REGARDING THE VOLONNINO R	17.50	
	28168	MARAZITI FALCON, LLP	COMMUNICATIONS REGARDING VOLONNINO ESCRO	17.50	
		<i>Catherine Volonnino - #8900351900</i>	TOTAL FOR ACCOUNT		332.50
					=====
TOTAL for DEPARTMENT 206					332.50
DEPARTMENT 208					
24-280-56-208	28170	MARAZITI FALCON, LLP	REVIEW APPLICATION, SUPPORTING DOCUMENTA	105.00	
		<i>Paul Kane - #8822508900</i>	TOTAL FOR ACCOUNT		105.00
					=====

List of Bills (Department/Account Detail) - (All Funds)

Meeting Date: 02/06/2024 For bills from 01/13/2024 to 02/01/2024

Account	P0 #	Vendor	Description	Payment	Account Total
DEPARTMENT 208					
TOTAL for DEPARTMENT 208					105.00
DEPARTMENT 210					
	28169	MARAZITI FALCON, LLP	ATTENDANCE AT PUBLIC HEARING - 11/16/202	105.00	
	28169	MARAZITI FALCON, LLP	REVIEW APPLICATION & LEGAL NOTICE FOR BR	35.00	
	28169	MARAZITI FALCON, LLP	RECEIPT & REVIEW OF AFFIDAVIT OF PUBLICA	17.50	
	28169	MARAZITI FALCON, LLP	REVIEW CERTIFICATION OF SERVICE FOR BREN	52.50	
	28169	MARAZITI FALCON, LLP	REVIEW ENGINEERING REPORT FOR BRENNAN AP	35.00	
	28169	MARAZITI FALCON, LLP	PREPARATION OF RESOLUTION FOR BRENNAN AP	350.00	
24-280-56-210		John C. Brennan - #3383526800	TOTAL FOR ACCOUNT		595.00
TOTAL for DEPARTMENT 210					595.00
DEPARTMENT 212					
	28173	MARAZITI FALCON, LLP	RECEIPT & REVIEW OF ENGINEERING REPORT F	35.00	
24-280-56-212		Ruth Pineiro - #0261052300	TOTAL FOR ACCOUNT		35.00
TOTAL for DEPARTMENT 212					35.00
DEPARTMENT 213					
	28172	MARAZITI FALCON, LLP	RECEIPT & REVIEW OF ENGINEERING REPORT F	35.00	
24-280-56-213		L&A Construction Mgmt, LLC - #3649389900	TOTAL FOR ACCOUNT		35.00
TOTAL for DEPARTMENT 213					35.00
DEPARTMENT 214					
	28171	MARAZITI FALCON, LLP	RECEIPT & REVIEW OF ENGINEERING REPORT F	35.00	
24-280-56-214		Mia Costic - #1323568000	TOTAL FOR ACCOUNT		35.00
TOTAL for DEPARTMENT 214					35.00

**TOWNSHIP OF BYRAM
ORDINANCE NO. 001 - 2024**

CALENDAR YEAR 2024

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

Purpose Statement: The purpose of this ordinance is to exceed the State mandated COLA percentage of 2.5% and increase to 3.5% and to bank the difference between the Township's final appropriation subject to the cap and 3.5%.

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Township of Byram in the County of Sussex finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$99,979.57 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of Township of Byram, in the County of Sussex a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Township of Byram shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$349,928.50 and that the CY 2024 municipal budget for the Township of Byram be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that this ordinance takes effect immediately upon adoption; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

BYRAM TOWNSHIP COUNCIL

Introduced: 1/16/2024

Adopted: 2/6/2024

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

Cynthia Church, RMC
Township Clerk

Alexander Rubenstein
Mayor

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance 001-2024 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 16th day of January 2024. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 6th day of February at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.

Cynthia Church, RMC

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE NO: 002 - 2024

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
TOWNSHIP OF BYRAM TO VACATE, RELEASE AND
EXTINGUISH ANY PUBLIC RIGHTS IN PORTIONS OF THE
STREET AND ROADWAY KNOWN AS NETCONG AVENUE AND
MILLSTREAM LANE PURSUANT TO N.J.S.A. 40:49-6 AND
N.J.S.A. 40:67-21 AND ACCEPTING DEDICATIONS OF
REPLACEMENT PORTIONS OF NETCONG AVENUE AND
MILLSTREAM LANE**

Purpose Statement: The purpose of this Ordinance is to vacate a portion of the streets known as Netcong Avenue and Millstream Lane and identified herein pursuant to N.J.S.A. 40:49-6 and N.J.S.A. 40:67-21.

WHEREAS, it was found and determined by the Mayor and Township Council of the Township of Byram that a portion of the streets and roadways known as Netcong Avenue and Millstream Lane is not needed for public use, and

WHEREAS, the Mayor and Township Council of the Township of Byram hereby desire to vacate, release and extinguish a portion of Netcong Avenue and Millstream Lane as described herein and in the attached Schedule A and accept the dedication of replacement portions of Netcong Avenue and Millstream Lane as described herein in the attached Schedule B.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Council of the Township of Byram as follows:

Section 1. Portions of Streets to Be Vacated. Any public rights as to the right-of-way of the portions of Netcong Avenue and Millstream Lane described in Schedule A are hereby vacated except for all rights and privileges presently possessed by Public Utilities, as defined in R.S. 48:2-13, and any Cable Television Company as defined in the Cable Television Act, P.L. 1972, c. 186 (c.48:5A-1, et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the said area to be vacated:

THOSE PORTIONS OF Netcong Avenue and Millstream Lane in the Township of Byram that are hereby vacated is as follows:

- a. Portions of Netcong Avenue and Millstream Lane: those portions of Netcong Avenue as described on the attached Schedule A, "Areas of Netcong Avenue and those portions of Millstream Lane as described on Schedule B, "Area of Millstream Lane to be Vacated".

The Mayor and Clerk are authorized to execute deeds and any necessary documents for these vacated areas to Raimo of Stanhope, Inc.

Section 2. Portions of Streets to Be Accepted. The Township of Byram hereby accepts the dedication of replacement rights-of-way to the Township of those portions of Netcong Avenue and Millstream Lane rights-of-way described in Schedule B attached hereto subject to the provisions in the Developers Agreement between Raimo's of Stanhope, Inc. and the Township of Byram to be recorded in the Sussex County Clerk's Office.

Section 3. Notice. After being introduced and having passed a first reading, this ordinance shall be published at least once not less than ten (10) days prior to the time fixed for further consideration for final passage.

At least one (1) week prior to the time fixed for further consideration of this ordinance for final passage, a copy thereof, together with notice of its introduction and the time and place when and where the ordinance will be further considered for final passage, shall be mailed to every person whose lands may be affected hereby so far as may be ascertained. The Township Clerk shall mail said notice in accordance with N.J.S.A. 40:49-6.

Within sixty (60) days of the effective date of this Ordinance the Township Clerk shall file a copy, certified by her under seal of the Township to be a true copy, together with proof of publication thereof, in the Office of the Sussex County Clerk in accordance with N.J.S.A. 40:67-21.

Section 4. Severability. If any part of this Ordinance is for any reason held to be invalid such decision shall not affect the validity of the remaining portion of the Ordinance. Any ordinance or portion thereof that may be inconsistent with the ordinance is hereby repealed to the extent of the inconsistency.

Section 5. Repealer.

All existing Ordinances and/or parts thereof which are inconsistent with the terms of this Ordinance are, to the extent of such inconsistency, repealed.

Section 6. Effect. This Ordinance shall take effect in the time and manner prescribed by law.

Introduced: 1/16/2024
Adopted: 2/6/2024

Cynthia Church, RMC

Alexander Rubenstein

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance 002-2024 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 16th day of January 2024. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 6th day of February at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.

Cynthia Church, RMC

SCHEDULE A

Areas of Netcong Avenue and Millstream Lane to be Vacated

DESCRIPTION OF A PORTION OF NETCONG AVENUE TO BE VACATED
AS SHOWN ON A MAP ENTITLED,
"RAIMO OF STANHOPE, INC., BLOCK 35, LOT 36 – BLOCK 37, LOT 26,
ROADWAY DEDICATION AND VACATION PLAN, BYRAM TOWNSHIP,
SUSSEX COUNTY, NEW JERSEY",
PREPARED BY BOSWELL ENGINEERING,
DATED SEPTEMBER 30, 2021

BEGINNING at a point where the westerly line of U.S. Route 206 (40.0' from the original centerline) is intersected by the northerly line of Netcong Avenue, running, thence;

1. Along the westerly line of U.S. Route 206 southerly on a curve to the left having a radius of 1,472.39', central angle of $0^{\circ}48'37''$, a chord bearing of $S\ 1^{\circ}27'38''\ W$ and an arc distance of 20.82' to a point, thence;
2. Along the new northerly line of Netcong Avenue $S\ 87^{\circ}20'48''\ W$, 140.30' to a bend point, thence;
3. Still along same $S\ 84^{\circ}38'38''\ W$, 88.70' to a bend point, thence;
4. Still along same $S\ 87^{\circ}20'48''\ W$, 366.96' to a point in the easterly line of Millstream Lane (40' wide), thence;
5. Along the easterly line of Millstream Lane $N\ 7^{\circ}50'48''\ E$, 25.61' to a point, thence;
6. Along the northerly line of Netcong Avenue $N\ 87^{\circ}20'48''\ E$, 592.71' to the point or place of BEGINNING.

Containing 14,189 square feet or 0.326 acres.

BOSWELL ENGINEERING

JEFFREY L. MORRIS
Professional Engineer and Land Surveyor
New Jersey Lic. No. 30979

Our File No. 18-119

211004JGd3.doc

SCHEDULE A (CONTINUED)

DESCRIPTION OF A PORTION OF MILLSTREAM LANE TO BE VACATED,
AS SHOWN ON A MAP ENTITLED
"RAIMO OF STANHOPE, INC., BLOCK 35, LOT 36 – BLOCK 37, LOT 26,
ROADWAY DEDICATION AND VACATION PLAN, BYRAM TOWNSHIP,
SUSSEX COUNTY, NEW JERSEY",
PREPARED BY BOSWELL ENGINEERING,
DATED SEPTEMBER 30, 2021

BEGINNING at a point where the easterly line of Millstream Lane is intersected
by the northerly line of Netcong Avenue, running thence;

1. Along the westerly line of Millstream Lane S 7°50'48" W, 25.61' to a point,
thence;

2. Across Millstream Lane S 87°20'48" W, 20.34' to a point in the centerline
of Millstream Lane, thence;

3. Along the centerline of Millstream Lane N 7°50'48" E, 389.68' to a point,
thence;

4. Across Millstream Lane S 82°09'12" E, 20.00' to a point where the easterly
line of Millstream Lane is intersected by the division line between Lot 5 in Block 34 and
Lot 26 in Block 37, thence;

5. Along the easterly line of Millstream Lane S 7°50'48" W, 225.00' to the
point or place of BEGINNING.

Containing 5,049 square feet or 0.116 acres.

BOSWELL ENGINEERING

JEFFREY L. MORRIS
Professional Engineer and Land Surveyor
New Jersey Lic. No. 30979

Our File No. 18-119

211004JGd5.doc

SCHEDULE B

Areas of Netcong Avenue and Millstream Lane to be Accepted

DESCRIPTION OF A PORTION OF LOT 36 IN BLOCK 35 TO BE DEDICATED TO
THE TOWNSHIP OF BYRAM FOR THE PURPOSE OF WIDENING NETCONG
AVENUE AS SHOWN ON A MAP ENTITLED,
"RAIMO OF STANHOPE, INC., BLOCK 35, LOT 36 – BLOCK 37, LOT 26,
ROADWAY DEDICATION AND VACATION PLAN, BYRAM TOWNSHIP,
SUSSEX COUNTY, NEW JERSEY",
PREPARED BY BOSWELL ENGINEERING,
DATED SEPTEMBER 30, 2021

BEGINNING at a point where the westerly line of U.S. Route 206 (40.0' from the original centerline) is intersected by the southerly line of Netcong Avenue, running, thence;

1. Along the westerly line of U.S. Route 206 southerly on a curve to the left having a radius of 1,472.39', a central angle of $0^{\circ}25'41''$, a chord bearing of $S\ 0^{\circ}17'21''$ E and an arc distance of 11.00' to a point, thence;
2. Across Lot 36 in Block 35 $S\ 87^{\circ}20'48''\ W$, 143.70' to a bend point, thence;
3. Across same $S\ 84^{\circ}38'38''\ W$, 88.64' to a bend point, thence;
4. Across same $S\ 87^{\circ}20'48''\ W$, 63.17' to a point in the division line between Lots 35 and 36 in Block 35, thence;
5. Along the division line between Lots 35 and 36 in Block 35 $N\ 2^{\circ}39'12''\ W$, 15.18' to a point in the southerly line of Netcong Avenue, thence;
6. Along the southerly line of Netcong Avenue $N\ 87^{\circ}20'48''\ E$, 295.86' to the point or place of BEGINNING.

Containing 3,700 square feet or 0.085 acres.

BOSWELL ENGINEERING

JEFFREY L. MORRIS
Professional Engineer and Land Surveyor
New Jersey Lic. No. 30979

Our File No. 18-119

211004JGd4.doc

SCHEDULE B (CONTINUED)

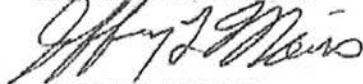
DESCRIPTION OF A PORTION OF LOTS 29-32 IN BLOCK 31
TO BE DEDICATED TO THE TOWNSHIP OF BYRAM
FOR THE PURPOSE OF WIDENING MILLSTREAM LANE
AS SHOWN ON A MAP ENTITLED
"RAIMO OF STANHOPE, INC., BLOCK 35, LOT 36 - BLOCK 37, LOT 26,
ROADWAY DEDICATION AND VACATION PLAN, BYRAM TOWNSHIP,
SUSSEX COUNTY, NEW JERSEY",
PREPARED BY BOSWELL ENGINEERING,
DATED SEPTEMBER 30, 2021
REVISED TO FEBRUARY 9, 2022

BEGINNING at a point in the existing westerly side of Millstream Lane, said point being the following courses and distances from the point where the easterly line of Millstream Lane is intersected by the northerly line of Netcong Avenue,

- A. Along the easterly line of Millstream Lane N 7°50'48" E, 256.61' to a point, thence;
- B. Across Millstream Lane N 82°09'12" W, 40.00' to the point of BEGINNING of this description, thence;
 - 1. Along the westerly line of Millstream Lane S 7°50'48" W, 396.28' to a point, thence;
 - 2. Along the division line between Lot 32 in Block 31 and Lot 52 in Block 26 N 72°29'12" W, 20.29' to a point, thence;
 - 3. Across Lots 32-29 in Block 31 N 7°50'48" E, 382.87' to a point, thence;
 - 4. Across Lot 29 in Block 31 S 82°09'12" E, 20.00' to a point where the westerly line of Millstream Lane and the point or place of BEGINNING.

Containing 7,691 square feet or 0.177 acres.

BOSWELL ENGINEERING



JEFFREY L. MORRIS
Professional Engineer and Land Surveyor
New Jersey Lic. No. 30979

Our File No. 18-119

211004JGd6.doc

TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
ORDINANCE NO. 003 - 2024

AN ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR THE
ACQUISITION OF NEW EQUIPMENT FOR USE BY THE DEPARTMENT OF PUBLIC
WORKS OF THE TOWNSHIP TO PROVIDE FUNDING IN THE AMOUNT NOT TO
EXCEED \$301,000.00

Purpose Statement: Acquisition of new equipment for use by the Department of Public Works of the Township.

WHEREAS, the Township of Byram is planning on purchasing new equipment for the Department of Public Works of the Township; and

WHEREAS, these purchases may include but not limited to, DPW Replacement Truck, Street Sweeper and Zero Turn Mower, together with all equipment, attachments and accessories necessary therefor or incidental thereto; and

WHEREAS, the 2024 Municipal Budget will include \$100,000 for DPW Equipment to supplement these expenditures; and

WHEREAS, the total cost for these projects amount to \$401,000.00, \$100,000 to be funded from the 2024 Municipal Budget Appropriation for DPW Equipment and \$301,000 to be funded as stipulated below.

NOW, THEREFORE BE IT ORDAINED and enacted by the Council of the Township of Byram, County of Sussex, and State of New Jersey, as follows:

Section 1 – The Manager and Municipal Clerk are authorized to execute the acquisitions as set forth in plans. All actions shall be taken in accordance with the Local Public Contracts Law and other applicable regulations.

Section 2 – This ordinance shall be funded as follows:

\$301,000.00 Capital Improvement Fund

Section 3 – This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

Introduced: February 6, 2024 Adopted:

BYRAM TOWNSHIP COUNCIL

	Councilwoman Franco	Councilman Gallagher	Councilman Proctor	Councilman Roseff	Mayor Rubenstein
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF INTRODUCTION

Notice is hereby given that the foregoing Ordinance No. 003-2024 was submitted in writing at a meeting of the Mayor and Council of the Township of Byram, in the County of Sussex, New Jersey, held on the 6th of February, 2024. Introduced and read by title and passed on the first reading and that said Township Mayor and Council will further consider the Ordinance for second reading and final passage thereof at a meeting to be held on the 20th day of February, 2024 at 7:30 p.m., at the Township of Byram Municipal Building, 10 Mansfield Drive, Stanhope, New Jersey, at which time and place a public hearing will be held thereon by the Township Council and all persons and citizens in interest shall have an opportunity to be heard concerning same. Copies of this ordinance are available at the Clerk’s office Monday through Friday from 8:30 a.m. to 4:30 p.m.

Cynthia Church, RMC
Township Clerk

Quote

W. E. TIMMERMAN CO., INC
PO BOX 71
3554 ROUTE 22 WEST
WHITEHOUSE NJ 08888
Ph: (908) 534-4126
Fx: (908) 534-2320



Order Number: 0195343
Order Date: 1/26/2024

Customer Number: BYRAM

Sold To:
BYRAM TOWNSHIP
DPW
10 MANSFIELD DR
BYRAM TOWNSHIP, NJ 07874

Ship To:
BYRAM TOWNSHIP
DPW
10 MANSFIELD DR
BYRAM TOWNSHIP, NJ 07874

Confirm To:

Customer P.O.	Ship VIA	F.O.B.		Terms			
NET 30 DAYS							
Item Number	Unit	Ordered	Shipped		Back Order	Price	Amount
1080541	EACH	1.00	0.00		0.00	905.82	905.82
CYL AY-HYD 2.50X11.0			Whse: 000				
1034960	EACH	2.00	0.00		0.00	167.67	335.34
TUBE ASSY - E/F			Whse: 000				
1034958	EACH	2.00	0.00		0.00	72.70	145.40
TUBE ASSY - E/F			Whse: 000				
1034959	EACH	2.00	0.00		0.00	112.57	225.14
TUBE ASSY - E/F			Whse: 000				
1034982	EACH	1.00	0.00		0.00	145.12	145.12
TUBE ASSY - E/F			Whse: 000				
1034987	EACH	1.00	0.00		0.00	176.36	176.36
TUBE ASSY - E/F			Whse: 000				
1034983	EACH	1.00	0.00		0.00	458.54	458.54
TUBE ASSY - E/F			Whse: 000				
60 DAY LEAD TIME							
1034984	EACH	1.00	0.00		0.00	239.64	239.64
TUBE ASSY - E/F			Whse: 000				
1034985	EACH	1.00	0.00		0.00	144.49	144.49
TUBE ASSY - E/F			Whse: 000				
1034986	EACH	1.00	0.00		0.00	245.87	245.87
TUBE ASSY - E/F			Whse: 000				
1065510	EACH	1.00	0.00		0.00	2,096.76	2,096.76
WATER PUMP W/O BASE			Whse: 000				
PLUS INBOUND FREIGHT							

Net Order:	5,118.48
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Order Total:	5,118.48



WITTKE



SANITATION EQUIPMENT CORP.

80 Furler Street

Totowa, NJ 07512

PHONE: 973-837-8915 FAX: 973-837-8919

January 27, 2024

Byram Township
Department of Public Works
10 Mansfield Drive
Stanhope, NJ 07874

BYRAM TOWNSHIP

BID # ESCNJ 23/24-04 Trucks, Class 4-8

New Jersey State Approved Co-op# 65MCESCCPS

Mr. Michael Orgera,

We are pleased to submit our quotation through the ESCNJ bid for (1) New Odra MT4H Sweeper mounted to a new **Dual Steer Isuzu NRR Chassis** with the option price list on the next page.

If acceptable a properly executed purchase order will be required before order is placed. Price includes freight, delivery and training.

Respectfully Submitted;
BY: Sanitation Equipment Corp

Jerome Cope
Sales Representative

2024 ODRA SWEEPER PRICE LIST			
CODE	OPTION	BASE PRICE	BASE PRICE LESS 20%
STANDARD OPTIONS	Rear Axle Air Suspension	\$ -	\$ -
STANDARD OPTIONS	AM/FM Radio w/ CD	\$ -	\$ -
STANDARD OPTIONS	Bluetooth ready	\$ -	\$ -
STANDARD OPTIONS	Aux-engine Kubota 65hp, Tier 4F	\$ -	\$ -
STANDARD OPTIONS	Aux-engine Murphy shut down system	\$ -	\$ -
STANDARD OPTIONS	Low engine oil pressure, high coolant temp, hyd oil level/temp shutdown	\$ -	\$ -
STANDARD OPTIONS	Chromed shaft pivots	\$ -	\$ -
STANDARD OPTIONS	Conveyor chain, hardened with polyurethane sprockets	\$ -	\$ -
STANDARD OPTIONS	Conveyor, 8 flight squeegee with rubber edging	\$ -	\$ -
STANDARD OPTIONS	Conveyor, lift independent from main broom	\$ -	\$ -
STANDARD OPTIONS	Conveyor, two piece replaceable wear plates	\$ -	\$ -
STANDARD OPTIONS	Conveyor raise automatic in reverse	\$ -	\$ -
STANDARD OPTIONS	Greaseless composite bushings	\$ -	\$ -
STANDARD OPTIONS	Hopper inspection door	\$ -	\$ -
STANDARD OPTIONS	Hydraulic pump, variable displacement, load-sense, piston type	\$ -	\$ -
STANDARD OPTIONS	PM 10 Compliant (RULE 1186)	\$ -	\$ -
STANDARD OPTIONS	Operators and Service Manual	\$ -	\$ -
STANDARD OPTIONS	Side broom Tilt Right Hand	\$ -	\$ -
STANDARD OPTIONS	Side broom Tilt Left Hand	\$ -	\$ -
STANDARD OPTIONS	Broom side, 36" and 42" steel vertical digger 4 and 5 segment	\$ -	\$ -
STANDARD OPTIONS	Broom side, hydraulic floating suspension, adjustable spring loaded deploy	\$ -	\$ -
STANDARD OPTIONS	Broom, main, 34" diameter, 58" wide prefab disposable	\$ -	\$ -
STANDARD OPTIONS	Camera, Rear and RH side view with in-cab monitor	\$ -	\$ -
STANDARD OPTIONS	Conveyor stall alarm	\$ -	\$ -
STANDARD OPTIONS	Dirt shoes, heavy duty steel	\$ -	\$ -
STANDARD OPTIONS	Electric backup alarm	\$ -	\$ -
STANDARD OPTIONS	Front spray bar	\$ -	\$ -
STANDARD OPTIONS	LED Rear Tail Lights (Stop, Backup, Turn and Tail)	\$ -	\$ -
STANDARD OPTIONS	PM10 Compliant	\$ -	\$ -
155700	ODRA MT4H - DUAL SIDE BROOMS RIGHT SIDE DUMPING HOPPER, TIER 4 FINAL Mounted on Isuzu/GMC chassis Rear-axle air suspension, conveyor squeegee, dual, hydraulically driven side brooms, variable height up to 10', right side dumping hopper. Sweeper is painted white and includes the standard features listed below. Isuzu comes standard with a 5 year warranty, GMC comes standard with a 3 year warranty	\$275,000.00	\$ 247,500.00
150895	AMBER STROBE MOUNTED DIRECTLY BEHIND TRUCK CAB, VISIBLE FROM IN FRONT OF TRUCK AND SIDES	\$ 550.00	\$ 495.00
150900	REAR MOUNTED LED LIGHTBAR	\$ 2,250.00	\$ 2,025.00
152819	SECOND AMBER REAR STROBE MOUNTED ON THE CURBSIDE IN ADDITION TO THE STANDARD STREET SIDE AMBER STROBE	\$ 400.00	\$ 360.00
155685	INTERIOR HOPPER CAMERA AND LIGHT	\$ 1,600.00	\$ 1,440.00
151699	STRIP MAIN BROOM (ILO STANDARD)	\$ 900.00	\$ 810.00
150899	CONVEYOR FLUSHER	\$ 1,500.00	\$ 1,350.00
155899	DUALIZATION FOR CURRENT CHASSIS MODEL YEAR	\$ 18,000.00	\$ 16,200.00
	FREIGHT (SEE FACTORY QUOTE)		\$ 4,580.00
	TOTAL		\$274,760.00



January 26, 2024

Educational Services Commission of New Jersey
1660 Stelton Road
Piscataway, NJ 08854

RE: Freight Quote for Byram, NJ
Bid: ESCNJ 23/24-04 Trucks, Class 4-8
Co-op #65MCESCCPS

To Whom It May Concern,

Please be advised the current freight rate from the ODRA Road Sweepers factory to Sanitation Equipment Corp in Totowa, New Jersey is \$4,580.00 for the ESCNJ Cooperative Contract referenced above.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "K. Ulloa". The signature is stylized with a large, sweeping initial "K" and a cursive-style name.

Karla Ulloa
Business Development Manager
ODRA Road Sweepers
705 48th Street
Grand Forks, ND 58201



ODRA
ROAD SWEEPERS







ISUZU NRR

2024 ODRA SWEEPER PRICE LIST			
CODE	OPTION	BASE PRICE	BASE PRICE LESS 20%
STANDARD OPTIONS	Rear Axle Air Suspension	\$ -	\$ -
STANDARD OPTIONS	AM/FM Radio w/ CD	\$ -	\$ -
STANDARD OPTIONS	Bluetooth ready	\$ -	\$ -
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STANDARD OPTIONS	Low engine oil pressure, high coolant temp, hyd oil level/temp shutdown	\$ -	\$ -
STANDARD OPTIONS	Chromed shaft pivots	\$ -	\$ -
STANDARD OPTIONS	Conveyor chain, hardened with polyurethane sprockets	\$ -	\$ -
STANDARD OPTIONS	Conveyor, 8 flight squeegee with rubber edging	\$ -	\$ -
STANDARD OPTIONS	Conveyor, lift independent from main broom	\$ -	\$ -
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STANDARD OPTIONS	Conveyor raise automatic in reverse	\$ -	\$ -
STANDARD OPTIONS	Greaseless composite bushings	\$ -	\$ -
STANDARD OPTIONS	Hopper inspection door	\$ -	\$ -
STANDARD OPTIONS	Hydraulic pump, variable displacement, load-sense, piston type	\$ -	\$ -
STANDARD OPTIONS	PM 10 Compliant (RULE 1186)	\$ -	\$ -
STANDARD OPTIONS	Operators and Service Manual	\$ -	\$ -
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STANDARD OPTIONS	Conveyor stall alarm	\$ -	\$ -
STANDARD OPTIONS	Dirt shoes, heavy duty steel	\$ -	\$ -
STANDARD OPTIONS	Electric backup alarm	\$ -	\$ -
STANDARD OPTIONS	Front spray bar	\$ -	\$ -
STANDARD OPTIONS	LED Rear Tail Lights (Stop, Backup, Turn and Tail)	\$ -	\$ -
STANDARD OPTIONS	PM10 Compliant	\$ -	\$ -
155700	ODRA MT4H - DUAL SIDE BROOMS RIGHT SIDE DUMPING HOPPER, TIER 4 FINAL Mounted on Isuzu/GMC chassis Rear-axle air suspension, conveyor squeegee, dual, hydraulically driven side brooms, variable height up to 10', right side dumping hopper. Sweeper is painted white and includes the standard features listed below. Isuzu comes standard with a 5 year warranty, GMC comes standard with a 3 year warranty	\$275,000.00	\$ 247,500.00
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150900	REAR MOUNTED LED LIGHTBAR	\$ 2,250.00	\$ 2,025.00
152819	SECOND AMBER REAR STROBE MOUNTED ON THE CURBSIDE IN ADDITION TO THE STANDARD STREET SIDE AMBER STROBE	\$ 400.00	\$ 360.00
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155899	DUALIZATION FOR CURRENT CHASSIS MODEL YEAR	\$ 18,000.00	\$ 16,200.00
	FREIGHT (SEE FACTORY QUOTE)		\$ 4,580.00
	TOTAL		\$274,760.00