AGENDA
TOWNSHIP OF MAPLEWOOD
TUESDAY,
JANUARY 3, 2017

1. SALUTE TO THE AMERICAN FLAG

2. STATEMENT

3. ROLL CALL

4. MAYORS INTRODUCTION

5. PROCLAMATION - Designating January 11, 2017 As Human Trafficking Awareness Day
   Proclamation - Designating January 11, 2017 - As Human Trafficking Awareness Day

6. PUBLIC COMMENT - AGENDA ITEMS ONLY

7. BOARD OF HEALTH MEETING

8. DISCUSSION - With Ginny Kurshan, Chair Of Historic Preservation Commission
   DISCUSSION - with Ginny Kurshan, Chair of Historic Preservation Commission, on grant to study historic designation status for Maplewood Village

9. RESOLUTION NUMBER 3-17
   VD/GL RESOLUTION NUMBER
   RESOLUTION NUMBER 3-17

   RESOLUTION EXPRESSING MAPLEWOOD'S COMMITMENT TO EQUAL, RESPECTFUL AND DIGNIFIED TREATMENT OF ALL PEOPLE, REGARDLESS OF THEIR IMMIGRATION STATUS

   MOTION

   SECOND - ROLL CALL

10. BOARDS AND COMMITTEES APPOINTMENTS FOR 2017
Board and Committees Appointments for 2017/VD

11. INTRODUCTION OF NEW ORDINANCE
NA/IL INTRODUCTION OF NEW ORDINANCE
ORDINANCE NUMBER 2845-17

AN ORDINANCE PERMITTING COLD WEATHER ENCLOSURES WITHIN MAPLEWOOD VILLAGE

"*Interpretive Statement*"

(This ordinance will permit during specific periods of time, cold weather enclosures to be used on public sidewalks within Maplewood Village.)

MOTION

SECOND - ROLL CALL

(hearing to be held on January 17, 2017)

Documents:

ORDINANCE 2845-17.PDF

12. INTRODUCTION OF NEW ORDINANCE
NA/GL INTRODUCTION OF NEW ORDINANCE
ORDINANCE NUMBER 2846-16

AN ORDINANCE AMEND CHAPTER 113 OF THE CODE OF THE TOWNSHIP OF MAPLEWOOD ENTITLED "DOGS, CATS AND OTHER ANIMALS"

"Interpretive Statement"

(This ordinance will prohibit dogs, leashed or unleashed, from access to any basketball, tennis courts or paddle tennis courts within the Township of Maplewood.)

MOTION

SECOND - ROLL CALL

(hearing to be held on January 17, 2017)

Documents:

ORDINANCE 2846-17.PDF

13. DISCUSSION ITEMS

1. Support for Assembly Bill A222 and Senate Bill S2171 - NJ Library Construction Bond Act/VD

14. CONSENT AGENDA

Tuesday, January 3, 2017

1. RESOLUTION NUMBER 4-17
RESOLUTION APPOINTING JEFFREY R. SURENIAN & ASSOCIATES, LLC SPECIAL LEGAL COUNSEL FOR AFFORDABLE HOUSING FOR 2017

2. RESOLUTION NUMBER 5-17
APPOINTING LABOR COUNSEL GENOVA BURNS FOR 2017

3. RESOLUTION NUMBER 6-17
APPOINTING COMMUNITY GRANTS, PLANNING & HOUSING, LLC TO ADMINISTER THE MAPLEWOOD HOUSING REHABILITATION PROGRAM 2017

4. RESOLUTION NUMBER 7-17
APPOINTING COMMUNITY GRANTS, PLANNING & HOUSING, LLC TO ADMINISTER THE MAPLEWOOD HOUSING REHABILITATION PROGRAM AND TO APPOINT THE ADMINISTRATIVE AGENT FOR AFFORDABLE HOUSING SERVICES FOR 2017

5. RESOLUTION NUMBER 8-17
APPOINTING COMMUNITY GRANTS, PLANNING & HOUSING, LLC TO ADMINISTER THE MAPLEWOOD HOUSING TO PROVIDE PROFESSIONAL PLANNING SERVICES IN THE AREA OF AFFORDABLE HOUSING TO THE TOWNSHIP OF MAPLEWOOD FOR 2017

6. RESOLUTION NUMBER 9-17
APPOINTING MCMANIMON SCOTLAND & BAUMANN, LLC SPECIAL LEGAL COUNSEL FOR REDEVELOPMENT FOR 2017

7. RESOLUTION NUMBER 10-17
APPOINTING MCMANIMON SCOTLAND & BAUMANN, LLC BOND COUNSEL FOR

2017

8. RESOLUTION NUMBER 11-17
APPOINTING BENDIT WEINSTOCK, P.A. AS SUBSTITUTE TOWNSHIP ATTORNEY FOR 2017 IN THE ABSENCE OF TOWNSHIP ATTORNEY, ROGER J. DESIDERIO AND PROVIDING FOR A RATE OF COMPENSATION FOR LEGAL SERVICES

9. RESOLUTION NUMBER 12-17
ADOPTION OF CASH MANAGEMENT PLAN

10. RESOLUTION NUMBER 13-17
RESOLUTION CLOSING VAN NESS TERRACE ROADWAY IMPROVEMENTS CONTRACT
(JTG Construction Inc.)

11. RESOLUTION NUMBER 14-17
BILLS AND CLAIMS

12. APPROVAL OF OPEN SESSION MINUTES
None

13. APPROVAL OF CLOSED SESSION MINUTES
December 20, 2016

15. PUBLIC COMMENT - ANY SUBJECT MATTER

16. REPORTS FROM DEPARTMENTS

17. ADMINISTRATIVE REPORTS
    a. Joseph F. Manning, Township Administrator
    b. Roger J. Desiderio, Esq., Township Attorney
    c. Elizabeth J. Fritzen, Township Clerk

18. REPORTS FROM ELECTED OFFICIALS

19. ADJOURNMENT
To meet again Tuesday, January 17, 2017 at 7:30 PM at the Maplewood Municipal Building, 574 Valley Street, Maplewood, N.J.

TOWNSHIP OF MAPLEWOOD

ORDINANCE

 # 2845-17

AN ORDINANCE
PERMITTING
COLD WEATHER ENCLOSURES
WITHIN MAPLEWOOD VILLAGE

"Interpretive Statement"

This ordinance will permit, during specific periods of time, cold weather enclosures to be used on public sidewalks within Maplewood Village.

WHEREAS, the Maplewood Village Alliance (the "Alliance") has requested that the Township of Maplewood ("Township") permit Cold Weather Enclosures on public sidewalks within the Township; and

WHEREAS, it is in the best interests of the merchants and residents of the Township to allow Cold Weather Enclosures under certain terms and conditions.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey that:

FIRST: **Cold Weather Enclosures**

Shall be permitted to encroach upon the public sidewalks within Maplewood upon the following terms and conditions:

A. Cold Weather Enclosures shall not be erected before November 1st of any Calendar Year and must be taken down and stored by May 1st of the subsequent Calendar Year.

B. An application for a Cold Weather Enclosure shall be made to the Township Clerk for review and approval by the Township Construction Official. The application shall include architectural drawings by a licensed architect or manufacturer's drawings. The submitted sketch or drawing shall have dimensions prepared to scale, locate all utility locations, such as light poles, fire hydrants, benches and planters and/or any other item placed in the sidewalk which may affect the walking area in front of the establishment where the proposed Cold Weather Enclosure is to be located.

C. All Cold Weather Enclosures must comply with Americans with Disability Act regulations and the Uniform Construction Code.

D. All Cold Weather Enclosures shall not encroach more than four (4') feet from the curb in order to maintain a four (4) foot pedestrian passageway that is unobstructed by trees, light poles, trash receptacles, sign posts, planters, or similar structures that interfere with the ability to have a full four (4) foot clearance.

E. All Cold Weather Enclosures must provide two (2) means of egress.

F. All Cold Weather Enclosures must be maintained in good condition with no rips, tear or other unattractive appearance issues. If the Cold Weather Enclosure becomes damaged or deteriorate in condition, it must be repaired, replaced or removed to provide a compliant structure.

G. The design of all Cold Weather Enclosures located within the Maplewood Village Special Improvement District must be approved by the Maplewood Village Alliance, which approval must accompany the application.

H. Any snow or ice shall be removed from the area between the Cold Weather Enclosure and the street curb to allow free passage to all pedestrians.

I. Removal of snow and ice shall be done promptly and thoroughly in compliance with all Township Ordinances for snow removal.

J. Any graphics proposed on the Cold Weather Enclosure are to be included in the initial application. A business address of the establishment is to be visible at all times. If the enclosure obstructs the street number of the building, it is to be included with the graphics proposed.

K. The application shall include a Certificate of Insurance naming the Township of Maplewood, 574 Valley Street, Maplewood, New Jersey 07040, its agents, officers, servants, representatives, employees, as an additional insured with respect to the operation and maintenance of the enclosure. Said Certificate of Insurance shall be in an amount not less than Three Million ($3,000,000.00) dollars for bodily injury and property damage.

L. An annual Application Fee of three hundred fifty ($350.00) dollars must be submitted with each permit application.

M. Any person found to be in violation of the provisions of this Ordinance shall be subject to a fine as follows:

First Offense	$ 250.00
Second Offense	$ 500.00
Any subsequent offense	$ 1,000.00

Each day of violation shall be deemed a separate offense.

SECOND: **<u>Severability</u>**

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

THIRD: **Repeal of Prior Ordinances**

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

FOURTH: **Effective Date**

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

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title at a meeting of the Township Committee of the Township of Maplewood, held on January 3, 2017, and that the Township Committee met again on January 17, 2017, at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Township Committee held a hearing and proceeded to consider the said Ordinance on final reading and final passage.

ELIZABETH J. FRITZEN, R.M.C.
Township Clerk

TOWNSHIP OF MAPLEWOOD

ORDINANCE

 # 2846-17

AN ORDINANCE
AMEND
CHAPTER 113
OF THE CODE OF THE
TOWNSHIP OF MAPLEWOOD
ENTITLED
"DOGS, CATS AND OTHER ANIMALS"

"Interpretive Statement"

This ordinance will prohibit dogs, leashed or unleashed, from access to any basketball, tennis courts or paddle tennis courts within the Township of Maplewood.

WHEREAS, a situation has arisen where dog owners are permitting their dogs to enter into basketball, tennis and paddle tennis courts (the "courts") within the Township of Maplewood; and

WHEREAS, this situation creates a health and safety hazard.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey that Chapter 113 of the Code of the Township of Maplewood entitled "Dogs, Cats and Other Animals" be amended as follows:

FIRST: Section 113-13 Rules and Regulations of Conduct

Shall be amended to read as follows:

F. Leashing of Dogs. No person owning, keeping or harboring any dog shall suffer or permit it to be upon the public streets or in any of the public places of the Township unless such dog is securely confined and controlled by an adequate leash not more than six feet long.
Additionally, no dog, leashed or unleashed, shall be permitted to enter upon any basketball, tennis or paddle tennis courts within the Township of Maplewood.

SECOND: **Severability**

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

THIRD: **Repeal of Prior Ordinances**

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

FOURTH: **Effective Date**

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

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title at a meeting of the Township Committee of the Township of Maplewood, held on January 3, 2017, and that the Township Committee met again on January 17, 2017, at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Township Committee held a hearing and proceeded to consider the said Ordinance on final reading and final passage.

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ELIZABETH J. FRITZEN, R.M.C.
Township Clerk