

**MINUTES OF A REGULAR MEETING OF THE TOWNSHIP COMMITTEE  
OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK HELD MARCH 20, 2012**

A Regular Meeting of the Lower Alloways Creek Township Committee was held on March 20 with Mayor Ellen B. Pompper calling the meeting to order at 7:30 p.m.

**STATEMENT OF NOTICE GIVEN**

The Township Clerk read the following statement.

This is a Regular Meeting of the Township Committee of the Township of Lower Alloways Creek being held in compliance with the "Open Public Meetings Act" N.J.S.A. 10:4-6. To insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which any business affecting them is discussed or acted upon. Advance written notice of this meeting was given by way of an Annual Notice, which was filed with the Lower Alloways Creek Township Clerk, forwarded to the Today's Sunbeam and Bridgeton News and posted on the Bulletin Board in the lobby of the Lower Alloways Creek Township Municipal Building in compliance with said Act.

**FLAG SALUTE** Mayor Pompper led in the Flag Salute.

**ROLL CALL OF COMMITTEE**

**Present:** Mr. Breslin, Mr. Palombo, Mr. Venable, Mr. Wood and Mayor Pompper

**Absent:** None

**OTHERS IN ATTENDANCE:**

Also in attendance were -10- (ten) members of the Public, Jack Lynch, Superintendent of Public Works; Lewis Fogg, Public Works Foreman; David Sowers, Director of Public Safety; George Rosenberger, Solicitor and the Township Clerk Ronald L Campbell Sr.

**APPROVAL OF AUDITED VOUCHERS**

Motion (Palombo, Breslin) that all properly audited vouchers be paid.

The motion to pay properly audited vouchers passed a vote of the Township Committee as follows: 4-0-1

Ayes: Palombo, Breslin, Venable, Wood and Pompper

Nays: none Abstain: Pompper on check # 14620 Absent: none

**MONTHLY REPORTS TO THE COMMITTEE**

The Mayor requested that the minutes reflect that the February Monthly Reports to the Township Committee have been received from the following Departments and are on file with the Clerk: Police Department, Municipal Court, Tax Collector, Sewer Collector, Construction Office, Engineer and Finance.

**APPROVAL OF THE MINUTES OF THE REGULAR TOWNSHIP COMMITTEE MEETING HELD FEBRUARY 21, 2012, THE CLOSED SESSION MINUTES OF FEBRUARY 21, 2012 AND THE MINUTES OF A SPECIAL MEETING HELD MARCH 7, 2012.**

Motion (Breslin, Venable) to approve the February 21, 2012 Regular Township Committee Meeting Minutes, the February 21, 2012 Closed Session Minutes and the March 7, 2012 Special Meeting of the Township Committee.

The motion to approve the minutes of the February 21, 2012 Regular Township Committee Meeting Minutes, the February 21, 2012 Closed Session Minutes and the March 7, 2012 Special Meeting of the Township Committee passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none Abstain: none Absent: none

**RESOLUTIONS**

Motion (Breslin, Venable) for Resolution 2012-52 A Resolution to cancel outstanding checks.

**RESOLUTION 2012-52  
A RESOLUTION TO CANCEL OUTSTANDING CHECKS**

WHEREAS, the following list of Township of Lower Alloways Creek checks for various Funds were issued in a timely manner, for the legitimate procurement of goods and or services for the Township, and

WHEREAS, said list of checks remain outstanding and are considered stale dated at this time; and,

WHEREAS, the Chief Financial Officer of the Township of Lower Alloways Creek does recommend that these outstanding checks be canceled; and,

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to act on the recommendation of the Chief Financial Officer of the Township of Lower Alloways Creek.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that the following checklist is cancelled and funds in those amounts be returned to their respective funds:

Check #	Date of Check	Vendor	Amount
10267	6/11/08	LAC MAPSA	\$ 300.00
11813	9/10/09	Govdeals, Inc	\$ 13.25
11824	9/10/09	Language Services Assoc	\$ 29.06
13088	10/13/10	Sacks II, Inc.	<u>\$ 150.00</u>
		Total	\$ 492.31

The motion for Resolution 2012-52 passed a vote of the Township Committee as follows: 5-0  
Ayes: Breslin, Venable, Palombo, Wood and Pompper  
Nays: none Abstain: none Absent: none

Motion (Breslin, Venable) for Resolution 2012-53 A Resolution authorizing municipal consent for conduct of a Raffle by the Lower Alloways Creek Fire Company Ladies Auxiliary.

**RESOLUTION 2012 - 53  
A RESOLUTION AUTHORIZING MUNICIPAL CONSENT  
FOR CONDUCT OF A RAFFLE**

WHEREAS, the Lower Alloways Creek Fire Company Ladies Auxiliary, has submitted a properly executed Application for a License to operate an On-Premise Raffle at the Hancocks Bridge Fire House, Second St., Hancocks Bridge New Jersey in LAC Township, and

WHEREAS, the Committee has reviewed said Application and has determined that the applicant is qualified and that the members designated to conduct these games are qualified, and

WHEREAS, the Committee has determined that the games will be conducted according to the regulations of the Legalized Games of Chance Act.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek, hereby grants municipal consent to the Lower Alloways Creek Fire Company Ladies Auxiliary to conduct and On-Premise Raffle on SEPTEMBER 22, 2012 at 3:00 pm at 15 New St., Hancocks Bridge, NJ 08038 and does also hereby waive any municipal fee.

The motion for Resolution 2012-53 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Breslin, Venable) for Resolution 2012-54 A Resolution authorizing municipal consent for conduct of a Raffle by the March of Dimes.

#### **RESOLUTION 2012 - 54**

#### **A RESOLUTION AUTHORIZING MUNICIPAL CONSENT FOR CONDUCT OF A RAFFLE**

WHEREAS, the March of Dimes, has submitted a properly executed Application for a License to operate an On-Premise Raffle at 1 Alloway Creek Neck Road., Hancocks Bridge New Jersey in LAC Township, and

WHEREAS, the Committee has reviewed said Application and has determined that the applicant is qualified and that the members designated to conduct these games are qualified, and

WHEREAS, the Committee has determined that the games will be conducted according to the regulations of the Legalized Games of Chance Act.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek, hereby grants municipal consent to the March of Dimes to conduct an On-Premise Raffle on: 4/6/2012, 4/13/2012, 4/20/2012, 4/27/2012, 9/28/2012, 10/5/2012, 10/12/2012, 10/19/2012, 10/26/2012, 11/2/2012, at 1:00 PM, at 1 Alloways Creek Neck Road, Hancocks Bridge, NJ 08038 and does also hereby waive any municipal fee.

The motion for Resolution 2012-54 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Breslin, Palombo) for Resolution 2012-55 A Resolution authorizing a Mutual Aid and Assistance Agreement between participating units.

#### **RESOLUTION 2012-55**

#### **A RESOLUTION AUTHORIZING A MUTUAL AID AND ASSISTANCE AGREEMENT BETWEEN PARTICIPATING UNITS**

THIS AGREEMENT (having a term which expires March 1, 2017) is made between the parties, all of which are either the County of Salem and all of its departments, municipalities including, but not limited to, municipal Office of Emergency Management, police and public works, Emergency Medical Service and/or fire departments, volunteer fire companies or EMS organizations or Fire Districts, and other jurisdictions defined as "local governments" in the

Homeland Security Act of 2002. Hereinafter the parties may be referred to as “Participating Units”, “Requesting Units” or “Responding Units”.

WHEREAS, the President In Homeland Security Directive (HSPD) -5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and,

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et, seq, provides for the health, safety, and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency, giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of the such emergency; and,

WHEREAS, the State of New Jersey adopted the “Fire Service Resource Emergency Deployment Act,” N.J.S.A. 52: 14E-1 1 et, seq, to establish a mechanism for the coordination of fire service resources throughout the State to facilitate a quick and efficient response to any emergency incident or situation that requires the immediate deployment of those resources in order to protect life and property from the danger or destruction of fire, explosion or other disaster; and,

WHEREAS, the Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules commonly referred to as the “Fire Service Resource Emergency Deployment Regulations” N.J.A.C. 5:75A et. seq, and N.J.A.C. 5:75 A-2.2 which specifically requires each municipality or fire district to adopt a local fire mutual aid plan; and,

WHEREAS, an emergency responder is defined as anyone employed by, contracted to provide services to or otherwise affiliated with the Participating Units and possessing special skills, qualifications, training, knowledge and experience beneficial to the mitigation of disaster situations. An emergency responder includes, but is in no way limited to, the following: law enforcement officers, fire fighters, emergency medical services personnel, physicians, nurses, other public health personnel, emergency management personnel, public works personnel, those persons with specialized equipment operations skills or training or any other skills need to provide aid in a declared emergency; and,

WHEREAS, the Participating Units recognize that entering into an agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire catastrophe, civil unrest, major emergency or other extraordinary devastation and to address those situations when additional aid and assistance is needed to protect the best interest of the persons and property in each individual jurisdiction.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it hereby approves the Salem County Mutual Aid and Assistance Agreement and encourages the participation in such agreement, by all “Emergency responders”, “Participating Units”, “Requesting Units” or “Responding Units” located within the Township of Lower Alloways Creek Township.

The motion for Resolution 2012-55 passed a vote of the Township Committee as follows: 5-0  
 Ayes: Breslin, Palombo, Venable, Wood and Pompper  
 Nays: none                      Abstain: none                      Absent: none

Motion (Breslin, Venable) for Resolution 2012-57 A Resolution authorizing emergency temporary appropriations.

**RESOLUTION 2012-57**  
**AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek does have need of making Emergency Temporary Appropriations to ensure the Function and Services of the municipality until the 2012 Budget is adopted, and;

WHEREAS, *N.J.S.A. 40A:4-20* allows for the addition of Emergency Temporary Appropriations for lawful purposes, for the period between the beginning of the budget year and the date of the adoption of the budget, and;

WHEREAS the Township of Lower Alloways Creek does have need of Emergency Appropriations until the 2012 Budget is finally adopted.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek does hereby make the following Emergency Temporary Appropriations:

TEMPORARY EMERGENCY APPROPRIATIONS - 2012

	S/W	O/E
PURCHASING	\$3,000.00	
MAYOR & COUNCIL	\$3,000.00	
ADMINISTRATION	\$6,000.00	
FINANCIAL	\$3,000.00	
TAX COLLECTOR	\$1,500.00	
TAX ASSESSOR	\$1,000.00	\$500.00
PLANNING BOARD	\$500.00	\$2,000.00
ZONING BOARD	\$500.00	
CONSTRUCTION CODE	\$1,000.00	
GROUP INSURANCE		\$200,000.00
UNEMPLOYMENT INSURANCE		\$2,000.00
EMERGENCY MANAGEMENT	\$1,000.00	
MUNICIPAL PROSECUTOR		\$1,500.00
ROAD DEPT		\$10,000.00
SUPERVISION OF PW		\$1,000.00
MUNICIPAL GARAGE		\$10,000.00
SANITATION S/W	\$3,000.00	
DOG REGULATION	\$1,000.00	
MOSQUITO O/E		\$40,000.00
HOUSING		\$3,000.00
ELECTRICITY		\$10,000.00
STREET LIGHTING		\$3,000.00
TELEPHONE		\$2,000.00
SEWER SYSTEM	\$1,000.00	\$5,000.00
GASOLINE		\$2,000.00
MUNICIPAL COURT		\$500.00

OTHER EXPENSE TOTALS		\$292,500.00
SALARY & WAGES TOTALS	\$26,500.00	
TOTAL	\$319,000.00	

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSENT
MR. BRESLIN III	M		Y		
MR. PALOMBO			Y		
MR. VENABLE		S	Y		
MR. WOOD			Y		
MAYOR POMPPER			Y		

Motion (Breslin, Venable) for Resolution 2012-58 A Resolution requesting approval of the Director of the Division of Local Government Services to establish a dedicated Trust by Rider for Uniform Fire Safety Act Moneys.

**RESOLUTION 2012-58**

**A RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR UNIFORM FIRE SAFETY ACT MONEYS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, State Chapter or statute allows municipalities to receive amounts for costs incurred for Uniform Fire Safety Act Penalty Moneys pursuant to N.J.S.A. 52:27D –192 et seq., and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Lower Alloways Creek, County of Salem, and State of New Jersey as follows:

1. The Mayor and Committee hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Uniform Fire Safety Act Penalty Moneys pursuant to N.J.S.A. 52:27D –192 et seq. and N.J.S.A. 40A:4-39.
2. The municipal clerk of the Township of Lower Alloways Creek is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

The motion for Resolution 2012-58 passed a vote of the Township Committee as follows: 5-0  
 Ayes: Breslin, Venable, Palombo, Wood and Pompper  
 Nays: none                      Abstain: none                      Absent: none

Motion (Breslin, Palombo) for Resolution 2012-59 A Resolution authorizing the canceling of \$225,000.00 from the Self-Insurance Fund Trust Reserve.

**RESOLUTION 2012-59**  
**A RESOLUTION AUTHORIZING THE CANCELING OF TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS FROM THE SELF-INSURANCE FUND TRUST RESERVE**

WHEREAS, the following amount from the Self Insurance Fund Trust Reserve is no longer needed for that purpose:

Reserve for Self-Insurance                      225,000.00 Dollars and;

WHEREAS, the canceling of these funds will not adversely affect the Township's ability to meet its required commitments to the insurance coverages it is currently obligated to provide, and;

WHEREAS, it is necessary to formally cancel said amount, which is no longer needed for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does authorize the above balance be canceled and the funds be transferred to the to the Budget Current Fund as a 2012 Budget Revenue.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Lower Alloways Creek that, copies of this resolution be included to the Director of the Division of Local Government Services with the 2012 Budget introductory documents.

The motion for Resolution 2012-59 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Venable, Wood and Pompper

Nays: none                      Abstain: none                      Absent: none

Motion (Breslin, Venable) for Resolution 2012-60 A Resolution to continue a Memorandum of Understanding with PSEG Nuclear, LLC.

**RESOLUTION 2012-60**  
**RESOLUTION TO CONTINUE A MEMORANDUM OF UNDERSTANDING WITH PSEG NUCLEAR, LLC.**

WHEREAS, the Township Committee of the Township of Lower Alloways Creek recognizes the need to have a mechanism established for communication between PSEG Nuclear, LLC and the Township; and,

WHEREAS, the Township Committee of the Township of Lower Alloways Creek and PSEG Nuclear, LLC. have set forth those responsibilities, conditions, plans, or events under which PSEG Nuclear, LLC and the Township of Lower Alloways Creek will strive to communicate.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that it does hereby authorize the continuance of the Memorandum of Understanding between PSEG Nuclear, LLC and the Township of Lower Alloways Creek regarding notification of certain events and conditions and the responsibilities of both parties.

BE IT FURTHER RESOLVED that the Memorandum of Understanding be attached hereto and made part of this resolution.

The motion for Resolution 2012-60 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none

Abstain: none

Absent: none

Motion (Breslin, Palombo) for Resolution 2012-61 A Resolution urging the State of New Jersey to end the diversion of Energy Tax Receipts from Municipalities.

### **RESOLUTION 2012-61**

#### **A RESOLUTION URGING THE STATE OF NEW JERSEY TO END DIVERSION OF ENERGY TAX RECEIPTS FROM MUNICIPALITIES**

WHEREAS, the Energy Tax Receipts Property Tax Relief program is the direct descendant of the Public Utility Gross Receipts and Franchise Tax (PU-GRAFT), which was a tax on regulated public utilities originally assessed and collected at the municipal level; and

WHEREAS, in the early 1980's, when at the request and for the convenience of the taxpaying utilities, the State became the collection agent for this assessment, the law that effected this change promised that the proceeds would be distributed back to the municipalities which provide services to utility facilities and are the source of the utility profits; and

WHEREAS, the State of New Jersey never honored that commitment, immediately diverting large and growing portions of the proceeds to its own general fund; and

WHEREAS, modernization and deregulation led to a major State "reform" of utility taxes in the mid-1990's, which legislation validated and, supposedly capped the State's annual skim, and which included a "poison pill", requiring the State to annually increase the municipal distribution of Energy Tax proceeds or to risk the forfeiture of the States authority to collect the tax; and

WHEREAS, in the late 1990's, a State law was passed requiring the Energy Tax distributions to be annually increased by the rate of inflation; and

WHEREAS, as State budget-makers viewed this situation, the problem was not how to comply with this requirement, but rather how state Officials might evade compliance; and

WHEREAS, in order for the State to increase Energy Tax distributions by the rate of inflation for five straight years without providing municipalities with one new dollar in property tax relief, State officials reduced the Consolidated Municipal Property Tax Receipts Aid ("CMPTRA") distribution by the same amount that it increased the Energy Tax distribution; and

WHEREAS, stunningly, the Governor and New Jersey Legislature wrongfully continue to withhold the distribution of our municipal Energy Tax Receipts (and CMPTRA) in 2010 and again in 2011, which funds belong to New Jersey Municipalities and would drastically reduce local property taxes; and

WHEREAS, the Mayor and Committee members of Lower Alloways Creek Township have long supported and called for State actions to reduce oppressive property tax burdens on our residents, since as noted State officials in fact are the biggest drivers of increasing municipal property taxes.

NOW THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lower Alloways Creek, State of New Jersey, as follows:

The Governor, State Legislative leadership and all members of the State Senate and Assembly should immediately restore in full all Energy Tax Receipt funding, independent of and without impact to CMPTRA funding, thereby respecting and affirming the historic and fiduciary obligation as collector of municipal revenues.

The Municipal Clerk is hereby authorized and directed to provide a certified copy of this Resolution to the following: Governor Chris Christie, New Jersey Senate President Stephen Sweeney, New Jersey Senate Minority Leader Thomas Kean, Jr., New Jersey Assembly Speaker Sheila Oliver, New Jersey Assembly Minority Leader Jon Bramnick, New Jersey State Legislators of the 3rd District, Salem County mayors, and the New Jersey League of Municipalities.

The motion for Resolution 2012-61 passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Venable, Wood and Pompper

Nays: none

Abstain: none

Absent: none

### **ORDINANCE (INTRODUCTION)**

Motion (Breslin, Venable) to introduce Ordinance 2012-03 an Ordinance to exceed the Municipal Budget appropriation limits and to establish a CAP Bank in accordance with N.J.S.A. 40A:4-45.14

#### **ORDINANCE 2012-03**

CALENDAR YEAR 2012

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN ACCORDANCE WITH N.J.S.A. 40A:4-45.14

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 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 Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek in the County of Salem finds it advisable and necessary to increase its CY 2012 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 Lower Alloways Creek Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$ **63,975.36**, in excess of the increase in final appropriation otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Lower Alloways Creek Township Committee hereby determines that any amount authorized herein above 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 Lower Alloways Creek Township Committee of the Township of Lower Alloways Creek, in the County of Salem, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Lower Alloways Creek shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$ 63,975.36, and that the CY 2012 municipal budget for the Township of Lower Alloways Creek 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 appropriations 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 five (5) days introduction; 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 with five (5) days after such adoption.

Public Hearing on this Ordinance shall be on Tuesday, April 17, 2012 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock’s Bridge, New Jersey.

This Ordinance which was introduced for First Reading on March 20, 2012 shall be published by Title in the Today’s Sunbeam and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

Introduction: March 20, 2012

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			
MR. PALOMBO			Y			
MR. VENABLE		S	Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

Motion (Breslin, Venable) to introduce the 2012 Budget in the amount of \$ 9,686,518.64.

**2012 BUDGET RESOLUTION  
MUNICIPAL BUDGET OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK, COUNTY OF SALEM,  
FOR THE FISCAL YEAR 2012.**

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2012;

BE IT FURTHER RESOLVED that said Budget be published in the TODAY’S SUNBEAM in the issue of April 6th, 2012.

THE GOVERNING BODY of the Township of Lower Alloways Creek does hereby approve the following as the Budget for the Year 2012.

**Totals of Revenues and Appropriations being \$ \$9,686,518.64  
Nine million six hundred eighty six thousand five hundred eighteen and 64 cents**

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 17, 2012 at 7:30 o’clock pm at which time and place, objections to said Budget and Tax Resolution for the year 2012 may be presented by the taxpayers or other interested persons.

Introduction: March 20, 2012

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			

MR. PALOMBO		S	Y			
MR. VENABLE			y			
MR. WOOD				N		
MAYOR POMPPER			Y			

Motion (Breslin, Venable) to introduce Ordinance 2012-04 an Ordinance to amend Chapter 153 of the Code of the Township of Lower Alloways Creek known as “WASTE & RECYCLING SEPARATION AND COLLECTION”

**ORDINANCE 2012-04**

**AN ORDINANCE AMENDING CHAPTER 153 KNOWN AS “WASTE & RECYCLING SEPARATION AND COLLECTION” OF THE CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK**

**WHEREAS**, the Township Committee of the Township of Lower Alloways Creek desires to amend Chapter 153 known as “WASTE & RECYCLING SEPARATION AND COLLECTION”.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Lower Alloways Creek that:

**Section 1.** Chapter 153 of the Code of the Township of Lower Alloways Creek is hereby amended in its entirety as follows:

**CHAPTER 153**

**WASTE & RECYCLING SEPARATION AND COLLECTION**

**Article I  
General Provisions**

- § 153-1. **Title.**
- § 153-2. **Definitions.**
- § 153-3. **Program established.**
- § 153-4. **Mandatory Source Separation and Recycling Requirements.**
- § 153-5. **Separation and placement of other recyclables.**
- § 153-6. **Leaves and grass clippings.**
- § 153-7. **Enforcement.**
- § 153-8. **Exemptions.**
- § 153-9. **Non-institutional residential collection.**
- § 153-10. **Receptacles.**
- § 153-11. **Collection by unauthorized persons.**
- § 153-12. **Rules and Regulations**
- § 153-13. **Construction, Renovation and Demolition Debris Recovery Plan**
- § 153-14. **Violations and penalties.**

**Article II  
Multifamily Development Regulations**

§ 153-15.	<b>Definitions.</b>
§ 153-16.	<b>Recycling area required; dimensions.</b>
§ 153-17.	<b>Location of recycling area.</b>
§ 153-18.	<b>Lighting; accessibility; protection from theft.</b>
§ 153-19.	<b>Protection against environmental conditions.</b>
§ 153-20.	<b>Signs.</b>
§ 153-21.	<b>Landscaping.</b>
§ 153-22.	<b>Prohibition of the collection of waste mixed with recyclable materials</b>
§ 153-23.	<b>Compliance with Diversion Requirement</b>
§ 153-24.	<b>Violations and penalties</b>

[HISTORY : Adopted by the Township Committee of the Township of Lower Alloways Creek: Art. I, 8-21-1990 as Ord. No. 90-12\* ; Art. II, 6-21-1994 as Ord. No. 94-5. Amendments noted where applicable.]

\*Editor's Note: This ordinance superseded former Ch. 153, Waste Separation and Collection, adopted 2-20-1984 as Ord. No. 84-3.

GENERAL REFERENCES  
Housing & Standards--See Ch. 99.  
Litter and Junk--See Ch 104.  
Sewage disposal--See Ch 180.  
Solid Waste Code--See Ch. 182.

**Article I**  
**General Provisions**  
**[Adopted 8-21-1990 as Ord. No.90-12]**

**§ 153-1. Title.**

**This Article shall be known as the "Lower Alloways Creek Township Recycling and Waste Ordinance."**

**§ 153-2. Definitions. [Amended 11-20-07 by Ordinance 2007-14, 12-16-08 by Ordinance 2008-11, 06-15-10 by Ordinance 2010-07, 4-17-2012 by Ordinance 2012-04]**

For the purpose of this Article, the following words and phrases shall have the meanings respectively ascribed to them by this section and in N.J.S.A.13:1E-99.12.

**ALUMINUM** -All products made of aluminum, including aluminum cans, foil, wrappers, containers for prepared dinners or other foods, screen frames and lawn chairs.

**BATTERY** - means a device consisting of one or more electrically connected electrochemical cells which are designed to receive, store, and deliver electric energy. An electrochemical cell is a system consisting of an anode, cathode, and an electrolyte, plus such connections (electrical and mechanical) as may be needed to allow the cell to deliver or receive electrical energy. The term battery also includes an intact, unbroken battery from which the electrolyte has been removed.

**BULK ITEMS**– All items which, cannot or do not fit in a regular Trash Container or Recycling Container because of its size, dimensions, or proportions such as, but not limited to: Washer/Dryer,

Stove, Dishwasher, TV, Console TV, Mowers, Furniture, Refrigerator – (door removed), Freezer – (door removed), Hot Water Tank, Large Mattress, Doors, Furnace, Bath Vanity, Toilet, Sink, Bath Tub, Mirror, Couch/Recliner, Tables, Chairs, Windows, Carpet, Box Springs, Air Conditioner, Cabinets, Glass Patio Doors, Microwave, Barbeque grills, Railings, Bicycles, Lawn Chairs, Bed Frames, Machinery

CONCRETE –Cement, block, brick, stonework or any like masonry material or part thereof

COMMINGLED – Means a combining of non-putrescible source-separated recyclable materials for the purpose of recycling.

**CONSUMER ELECTRONICS** -Means any appliance used in the home or business that includes circuitry. Consumer electronics includes the components and sub-assemblies that collectively make up the electronic products and may, when individually broken down, include batteries, mercury switches, capacitors containing PCBs, cadmium plated parts and lead or cadmium containing plastics. Examples of consumer electronics include, but are not limited to, computers, printers, copiers, telefacsimiles, VCRs, stereos, televisions, and telecommunication devices.

DEBRIS -Stones, dirt, demolition material and other like material, brush, branches, small trees and bushes.

DESIGNATED RECYCLABLE MATERIALS – Means those materials designated within the Salem County Solid Waste Management Plan to be source separated for the purpose of recycling by residential, commercial, institutional and industrial sectors. These materials cannot be deposited in the landfill and include:

Aluminum Cans (06): Food and beverage containers made entirely of aluminum.

**Consumer Electronics (21):** Examples include, but are not limited to, computers, printers, copiers, telefacsimiles, VCRs, stereos, televisions, and telecommunication devices.

Corrugated (01): Containers and similar paper items, usually used to transport supplies, equipment, parts, or other merchandise.

Food Scraps (23): Food plate waste and food processing wastes. Food processing wastes include food processing vegetative waste (material generated in trimming and reject sorting operations from the processing of fruits and vegetables in canneries or similar industries, e.g., tomato skins, pepper cores, bean snips, cranberry hulls, etc.), food processing residuals and animal processing wastes. If the material is transported and processed as animal feed, it may be identified as such.

Glass Containers (05): All glass containers used for packaging food or beverages.

Mixed Office (02): All computer paper, all high-grade white paper (including letterhead, typing paper, copier paper, onionskin, tissue, and notepad).

Newspaper (03): All paper marketed as newsprint or newspaper and containing at least seventy percent (70%) newsprint or newspaper (American Paper Institute grades #6, #7 and #8 news).

Other Paper/Magazines/Junk Mail (04): All magazine stock, white and colored paper and envelopes.

- Plastic (08): Containers such as polyethylene terephthalate (PETE - #1) soda bottles, high-density polyethylene (HDPE - #2) milk, water or detergent bottles.
- Steel Cans (07): Rigid containers made exclusively or primarily of steel, tin-plated steel, and composite steel and aluminum cans used to store food, beverages, paint, and a variety of other household and consumer products.
- Textiles (29): Cloth material such as cotton, linen, wool, nylon, polyester, etc., derived from clothing, cloth diapers, linens, etc.
- Tires (15): Rubber-based scrap automotive, truck, and specialty tires (e.g., forklift tires).
- Used Motor Oil (16):** Oil that has been refined from crude oil, or any synthetic oil, that has been used
- White Goods and Light Iron (11): All large appliances such as washers, dryers, refrigerators, etc., as well as products made from sheet iron, such as shelving, file cabinets, metal desks, recycled or reconditioned steel drums, stainless steel and other non-structural ferrous scrap.
- Yard Trimmings (19): Leaves (19), grass clippings (18), stumps (20), brush (17), and other lawn and garden trimmings from homes, institutions, commercial or industrial sources.
- Other Plastic (26) Low density polyethylene (LDPE) film or bags, other film and plastic closures.

**DESIGNATED DISTRICT OR MUNICIPAL RECYCLING COORDINATOR** -- means the individual designated pursuant to N.J.S.A.13:1E-99.13 or 13:1E-99.16, respectively; appointed by the municipal governing body and who shall be authorized to enforce the provisions of this Ordinance, and any rules and regulations that may be promulgated hereunder. This appointee shall also be responsible to assure that all materials recycled in the municipality are properly reported and recorded.

**GARBAGE** -Putrescible animal, fish, fowl, fruit or vegetable waste incident to and resulting from the use, preparation, cooking and consumption of food.

**GLASS** -All products made from silica or sand, soda ash and limestone, the product being transparent or translucent and being used for packaging or bottling or various matter and all other material commonly known as "glass," excluding, however, blue and flat glass and glass commonly known as "window glass."

**GREEN HOUSE PLASTIC** –Various low density polyethylene films of varying mil thicknesses.

**METAL** -All products made of metal, exclusive of aluminum, including washers, dryers, refrigerators, stoves, hot water heaters, tire rims, springs, bicycles, bimetal cans (tin cans) or scrap metal.

**MUNICIPAL RECYCLING ENFORCEMENT OFFICER** – the Recycling Coordinator or other person or persons appointed by the municipal governing body who shall be authorized to enforce the “Recycling” Ordinance.

MUNICIPAL SOLID WASTE (MSW) STREAM – means all solid waste generated at residential, commercial and institutional establishments within the boundaries of the municipality of Lower Alloways Creek Township.

**RECHARGEABLE BATTERY:** A group of one or more electrochemical cells, that can be recharged very cheaply and used many times, found in consumer electronics, common types are Nickel–cadmium battery (NiCd), Nickel–metal hydride battery (NiMH), Lithium-ion battery and Lithium-ion polymer battery.

RECYCLABLE MATERIAL - Means those materials which would otherwise become solid waste, and which may be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

SOURCE SEPARATION OR SOURCE SEPARATED RECYCLABLE MATERIALS - Means recyclable materials, which are separated at the point of generation by the generator thereof from solid waste for the purposes of recycling.

**TOTAL MUNICIPAL SOLID WASTE STREAM** -means the sum of the municipal solid waste stream disposed of as solid waste, as measured in tons, plus the total number of tons of material separated from municipal solid waste and recycled.

**TOTAL SOLID WASTE STREAM** -means the aggregate amount of solid waste generated from all sources of generation, including the municipal solid waste stream. This includes all non-hazardous materials disposed and recycled.

TRASH -Ashes, plastic material, ceramics, blue and flat glass, non putrescible solid waste, building materials, contaminated paper and other similar materials.

TYPES - 10 = Municipal (household, commercial, institutional) waste, 13 = Bulky waste and 13C = Construction and Demolition waste

**USED OIL** -means any oil that has been refined from crude oil, or any synthetic oil, that has been used and as a result of such use, is contaminated by physical or chemical impurities, or unused oil that is contaminated by physical or chemical impurities through storage or handling and is determined to be a solid waste by the generator.

**USED OIL BURNER** -means a facility where used oil not meeting the specification requirements in *N.J.A.C. 7:26A-6.2* is burned for energy recovery in devices identified in *N.J.A.C. 7:26A-6.8(b)*.

**USED OIL COLLECTION CENTER** -means any site or facility that is registered or approved by the municipality or county to manage used oil and accepts and/or aggregates and stores used oil collected from used oil generators regulated under *N.J.A.C. 7:26A-6.4* that bring used oil to the collection center in shipments of no more than 55 gallons pursuant to *N.J.A.C. 7:26A-6.4(e)*. Used oil accumulation centers may also accept used oil from household do-it-yourselfer used oil generators.

### § 153-3. Program established.

There is hereby established a program for the mandatory separation of recyclable material within the Township of Lower Alloways Creek.

### § 153-4. Mandatory Source Separation and Recycling Requirements. [Amended 7-18-2006 by Ord. No. 2006-09, 12-16-08 by Ordinance 2008-11, 4-17-2012 by Ordinance 2012-04]

It shall be mandatory for all persons who are owners, lessees, tenants or occupants of any residential and non-residential premises, including but not limited to retail, commercial, government, schools or institutional locations within the Township of Lower Alloways Creek, to separate the following

Designated Recycling Materials from all solid waste. Designated Recyclables shall be placed for disposal, removal or collection in strict conformity with the following regulations:

- B. Recyclable Glass (05), Steel Cans (07), Aluminum Cans (06) and plastic (08), newspaper (03), office paper (02), magazines (04), junk mail (04), corrugated (01), other cardboard (01) and brown paper bags **shall be contained in a Township supplied container only**. The recycling container and its contents shall be placed at curbside on the designated day and time for collection and placed at a minimum 6 (six) feet from any other container or object. The Method, Day and Time of collection shall be determined by the Township and the residents given notice thereof.
- C. White Goods and Light Iron (11) shall only be placed at curbside on the designated day(s) and time for collection **and shall be placed at least six (6) feet from any Township supplied trash or recycling container**. The Method, Day and Time of collection shall be determined by the Township and the resident given notice thereof.
- D. **Consumer Electronics (21) and Used Oil (16)**, shall be taken to the Lower Alloways Creek "Recycling Center" at the Public Works Garage or other location so designated to receive such recyclables and placed in the proper space or container, on the designated Day and Time for their receipt. The Method, Day and Time of collection shall be determined by the Township and the residents given notice thereof.
- D. When municipal curbside collection is not provided for Designated Recyclable Materials, as is the case for those recyclables generated by commercial and institution entities, it shall be the obligation of the owners, lessees, tenants or occupants of any residential and non-residential premises, including but not limited to retail, commercial, government, schools or institutional locations to arrange for private collection and delivery of Designated Recyclable materials to a recycling facility or to deliver Designated recyclable Materials to a municipal recycling depot designated by the Township of Lower Alloways Creek.

**§ 153-5. Separation and placement of other recyclables.**

The occupant or owner of any residential, commercial or institutional building or use within the Township of Lower Alloways Creek, unless exempted, shall place for disposal, removal or collection in the manner specified such other materials as may be identified by the Township when a convenient and economically feasible market exists and this chapter is amended accordingly.

**§ 153-6. Leaves and grass clippings.**

- A. It is prohibited to place leaves and grass clippings for collection or disposal as solid waste. All persons occupying residential premises within the township shall mulch or compost the leaves and grass clippings generated at those premises.
- B. Residential leaf generators are prohibited from causing or permitting nonorganic materials, paper, plastic, metal, wood, or other materials from becoming mixed in with leaves.
- C. Residential leaf generators are prohibited from mixing in leaves with municipal solid waste for disposal of solid waste.
- D. Haulers are prohibited from collecting solid waste in which leaves have been mixed.
- E. Notice of these leaf requirements shall be given to residential leaf generators by a method prescribed by N.J.S.A. 13: 1E-99.16.

**§ 153-7. Enforcement. [Amended 12-16-08 by Ordinance 2008-11, 4-17-2012 by Ordinance 2012-04]**

The Municipal Recycling Enforcement Officer so designated by the Township Committee shall be

charged with the responsibility for enforcing this chapter, including issuance of warnings for violations and signing complaints against violators in the appropriate court. No complaint shall be filed in any court against a waste hauler or recyclable collector in violation of this chapter unless the person charged with the enforcement of this chapter shall first have given written warning ten (10) days in advance to the person charged that such action would or might be forthcoming. Such notice may be served by personal delivery or by ordinary or certified mail to the addressee's last known address.

**§ 153-8. Exemptions.**

Persons occupying commercial or institutional premises may be exempted by the township from the source-separation requirements of some or all of the provisions of this chapter, but only under the conditions set forth herein:

- A. Eligibility for exemption. In order for a person occupying commercial or institutional premises to be granted exemption from one (1) or more of the source-separation requirements of the municipal recycling plan, two (2) conditions must exist:
  - (1) The person must have otherwise provided for the recyclable materials designated in the plan from which the exemption is sought; and
  - (2) The person shall be required to annually provide verifiable written documentation (reports) to the municipality of the total number of tons recycled prior to the request for exemption and, thereafter, for each year in which any such exemption is operable.
- B. Term of exemption. No such exemption, if granted, shall endure for a period in excess of twelve (12) months without a review and extension based upon continued compliance within Subsection A above. Any exemption shall terminate automatically and without notice whenever the exempted person fails to comply with Subsection A(1).

**§ 153-9. Non-institutional residential collection. [Amended 11-20-2007 by Ordinance 2007-15, 12-16-08 by Ordinance 2008-11, 06-15-10 by ordinance 2010-07, 4-17-2012 by Ordinance 2012-04]**

- A. The collection, removal and disposal of waste paper products, glass, aluminum, trash, debris and large objects from non-institutional residential buildings within the township shall be supervised by the official designated by the Township Committee, who shall have the power to establish the time, method and routes of service and the color-coding of receptacles. Special times for large-item pickup may be established.
- B. The following items and materials shall not be included with trash for collection and shall be excluded from trash accepted for collection by the Township or any private hauler at the discretion of the Superintendent of Public Works or their designee.
  - (1) Any and all waste material generated outside of Lower Alloways Creek Township.
  - (2) Any material not accepted by the Salem County landfill without special arrangements, special packaging, special handling or special fees.
  - (3) Any trash resulting from building demolition,
  - (4) Contractor renovations materials.
  - (5) Motor vehicles, tractors, farm machinery and trucks or parts of any of those items.

- (6) Toxic and hazardous wastes.
- (7) Tree stumps.
- (8) Brush and trees or parts of brush and trees in excess of four (4) inches in diameter.
- (9) Animal carcasses.
- (10) Nonhousehold chemical or petroleum products.
- (11) Herbicide, pesticide and chemical containers unless they are empty and triple rinsed.
- (12) Leaves and grass trimmings.
- (13) Concrete of any size, weight or description

C. Garbage, trash and debris from noninstitutional residential buildings **shall be placed in Township supplied containers and shall be placed at curbside on the day(s) designated for collection of such items and placed at a minimum 6 (six) feet from any other container or object.**

D. Brush and Branches from noninstitutional residential property shall be placed at curbside and the township notified as directed by the Superintendent of Public Works or his designee and placed at a minimum 6 (six) feet from any other container or object

E. Bulk Items, White Goods, Scrap metal, Large nonmetal items, such as furniture, rugs, Scrap wood and mattresses, from noninstitutional residential buildings within the township shall be placed at curbside on the day(s) designated for collection of such items and placed at a minimum 6 (six) feet from any other container or object.

(1) Fees Imposed. [added 06/15/10 by Ordinance 2010-07]

There is hereby created a fee for the collection and disposal of Bulk Items in the Township of Lower Alloways Creek to be known as the Sticker Fee.

Each person, firm or corporation who is a qualified user and accepts the service of collection and disposal of Bulk Items shall pay for such service to the Township according to the following fees:

- (a) Fee Schedule Items List
  - \$5.00 Refrigerator
  - \$5.00 Freezer
  - \$5.00 Sofa bed
  - \$3.00 Sofa
  - \$5.00 Cooking stove
  - \$5.00 Washer or dryer
  - \$5.00 Hot water heater
  - \$3.00 Room air conditioner
  - \$3.00 Carpet per roll or part roll
  - \$3.00 Mattress or box spring
  - \$3.00 Stuffed chair or recliner
  - \$1.00 Bureau, dresser or similar furniture item
  - \$10.00 Televisions (all)
  - \$2.00 Desk

- \$2.00 Table (kitchen or dining)
- \$3.00 Tire (passenger or pickup)
- \$15.00 Tire (Large Truck or Tractor)**
- \$3.00 Propane Tank under 20 lbs
- \$5.00 Propane Tank over 20 lbs
- \$1.00 Miscellaneous other small items grouped together  
(per 20 pounds, example Pool Cover, tarps & large toys)

(b) Stickers; Advance Payment

The fees provided for shall be paid to the Township by purchase of Township approved and issued stickers be applied to the Bulk Item sought to be disposed. Stickers shall be placed upon the bag, container or item being disposed in a conspicuous place thereon. If no sticker is applied, the waste will not be collected. Stickers may be purchased only from the authorized officer of the Township who will issue them to qualified users of this service, in books of such number prescribed to be issued.

Application may be made to such officer during any business day so that the service will not be interrupted according to the need of the user to have its waste collected. The application to secure such stickers shall require the name of the user, the address of the property to which the waste will be placed for collection and the nature of the use of the property. The stickers will not be transferable; however, they may be redeemed from the Township at cost if the user decides that there is no further use required. The stickers will remain subject to the conditions of issuance.

(c) Misuse of Stickers

Any person who attempts to duplicate or counterfeit a sticker, reuse a cancelled sticker, provide a sticker to an unqualified user, or transfer a sticker to any person to whom such sticker was not issued shall be in violation of this Article and be subject to prosecution in the Municipal Court. Any person determined guilty shall be subject to the payment of a fine not to exceed \$500 or imprisonment for a period of up to 90 days, or both, for each violation.

- F. Residents may receive one roll-off container per calendar year, to dispose of Type C10, C13, C13C waste or roofing material at no charge. For each additional roll-off container requested after the first, there shall be a charge of \$200.00, which shall be paid to the Township before the roll-off container is delivered. Roll-off containers shall be delivered to residents as available and shall remain at the residents site no longer than 2 (two) weeks.

**§ 153-10. Receptacles. [Amended 7-18-2006 by Ord. No. 2006-09, 12-16-08 by Ordinance 2008-11, 4-17-2012 by Ordinance 2012-04]**

A. The only trash receptacles permitted are those designed for use with automated trash collection systems and will be provided by the township. Receptacles shall be placed at a minimum 6 (six) feet from any other container or object prior to collection between the curb and sidewalk where they shall be readily accessible. Receptacles shall be placed at curbside no earlier than 6:00 pm of the day immediately preceding the day of collection. After collection, empty receptacles shall be removed from curbside promptly, but no later than 7:00 pm of the day of collection.

**B. The only recycling receptacles permitted are those designed for use with automated trash collection systems and will be provided by the township. Receptacles shall be placed at a minimum**

**6 (six) feet from any other container or object prior to collection between the curb and sidewalk where they shall be readily accessible. Receptacles shall be placed at curbside no earlier than 6:00 pm of the day immediately preceding the day of collection. After collection, empty receptacles shall be removed from curbside promptly, but no later than 7:00 pm of the day of collection.**

**§ 153-11. Collection by unauthorized persons. [Amended 12-16-08 by Ordinance 2008-11]**

A. From the time of placement at the curb of any one of the categories described herein for the collection by the Township of Lower Alloways Creek or its agent in accordance with the terms hereof, items shall be and become the property of the Township of Lower Alloway Creek or its authorized agent. It shall be a violation of this Article for any person unauthorized by the Township of Lower Alloways Creek to collect or pick up or cause to be collected or picked up any such items during the twenty-four-hour period commencing at 6:00 p.m. on any day preceding a day designated for collection. Any and each such collection in violation hereof from one or more residences during said twenty-four-hour period shall constitute a separate and distinct punishable violation as hereinafter provided.

B. Once placed in the location identified by this Ordinance, or any rules or regulations promulgated pursuant to this Ordinance, no person, other than any personnel authorized by the municipality or the owner or occupant responsible for placement of the Designated Recyclable Materials for collection, shall tamper with, collect, remove, or otherwise handle Designated Recyclable Materials. Upon placement of such Designated Recyclable Material, it shall become property of the municipality or its authorized agent. It shall be a violation of this Ordinance for any person not duly authorized to collect or pick up or cause to be collected or picked up any Recyclable Materials that are the property of the municipality as provided for above.

**§ 153-12. Rules and Regulations [Amended 12-16-08 by Ordinance 2008-11]**

The governing body is hereby authorized to promulgate, from time to time, additional rules and regulations relating to the Source Separation, preparation, placement and collection of Recyclable Materials pursuant to the provisions of this program and subchapter; provided, however, that such rules and regulations shall not be inconsistent with terms and provisions of this subchapter and shall be approved by the governing body. Such rules and regulations shall be duly promulgated subsequent to publication so that the public has had notice thereof.

**§ 153-13. Construction, Renovation and Demolition Debris Recovery Plan  
[Amended 12-16-08 by Ordinance 2008-11]**

For all activities that require municipal approval such as construction, demolition or public event permits, a Designated Recyclable Materials Plan shall be filed along with all other required permit conditions. The Plan shall include provisions for the recovery of all Designated Recyclable Materials generated during construction, renovation and demolition activities, as well as, public events.

**§ 153-14. Violations and penalties.**

Any person, firm or corporation violating any of the provisions of this Article shall, upon conviction thereof, be punishable by one (1) or more of the following: by fine, not exceeding one thousand dollars (\$1,000.) or by imprisonment not exceeding ninety (90) days or by a period of community service not exceeding ninety (90) days.

**Article II**

**Multifamily Development Regulations**

**[Adopted 6-21-1994 as Ord. No. 94-5, Amended 12-16-08 by Ordinance 2008-11, 4-17-2012 by Ordinance 2012-04]**

**§ 153-15. Definitions. [Amended 12-16-08 by Ordinance 2008-11, 4-17-2012 by Ordinance 2012-04, 4-17-2012 by Ordinance 2012-04]**

For the purpose of this Article, the following words and phrases shall have the meanings respectively ascribed to them by this section and in N.J.S.A. 13:1E-99.12.

**ALUMINUM** -All products made of aluminum, including aluminum cans, foil, wrappers, containers for prepared dinners or other foods, screen frames and lawn chairs.

**BATTERY** - means a device consisting of one or more electrically connected electrochemical cells which are designed to receive, store, and deliver electric energy. An electrochemical cell is a system consisting of an anode, cathode, and an electrolyte, plus such connections (electrical and mechanical) as may be needed to allow the cell to deliver or receive electrical energy. The term battery also includes an intact, unbroken battery from which the electrolyte has been removed.

**BULK ITEMS**– All items which, cannot or do not fit in a regular Trash Container or Recycling Container because of its size, dimensions, or proportions such as, but not limited to: Washer/Dryer, Stove, Dishwasher, TV, Console TV, Mowers, Furniture, Refrigerator – (door removed), Freezer – (door removed), Hot Water Tank, Large Mattress, Doors, Furnace, Bath Vanity, Toilet, Sink, Bath Tub, Mirror, Couch/Recliner, Tables, Chairs, Windows, Carpet, Box Springs, Air Conditioner, Cabinets, Glass Patio Doors, Microwave, Barbeque grills, Railings, Bicycles, Lawn Chairs, Bed Frames, Machinery

**CONCRETE** –Cement, block, brick, stonework or any like masonry material or part thereof

**COMMINGLED** – Means a combining of non-putrescible source-separated recyclable materials for the purpose of recycling.

**CONSUMER ELECTRONICS** -Means any appliance used in the home or business that includes circuitry. Consumer electronics includes the components and sub-assemblies that collectively make up the electronic products and may, when individually broken down, include batteries, mercury switches, capacitors containing PCBs, cadmium plated parts and lead or cadmium containing plastics. Examples of consumer electronics include, but are not limited to, computers, printers, copiers, telefacsimiles, VCRs, stereos, televisions, and telecommunication devices.

**DEBRIS** -Stones, dirt, demolition material and other like material, brush, branches, small trees and bushes.

**DESIGNATED RECYCLABLE MATERIALS** – Means those materials designated within the Salem County Solid Waste Management Plan to be source separated for the purpose of recycling by residential, commercial, institutional and industrial sectors. These materials cannot be deposited in the landfill and include:

Aluminum Cans (06): Food and beverage containers made entirely of aluminum.

**Consumer Electronics (21):** Examples include, but are not limited to, computers, printers, copiers, telefacsimiles, VCRs, stereos, televisions, and telecommunication devices.

Corrugated (01): Containers and similar paper items, usually used to transport supplies, equipment, parts, or other merchandise.

- Food Scraps (23): Food plate waste and food processing wastes. Food processing wastes include food processing vegetative waste (material generated in trimming and reject sorting operations from the processing of fruits and vegetables in canneries or similar industries, e.g., tomato skins, pepper cores, bean snips, cranberry hulls, etc.), food processing residuals and animal processing wastes. If the material is transported and processed as animal feed, it may be identified as such.
- Glass Containers (05): All glass containers used for packaging food or beverages.
- Mixed Office (02): All computer paper, all high-grade white paper (including letterhead, typing paper, copier paper, onionskin, tissue, and notepad).
- Newspaper (03): All paper marketed as newsprint or newspaper and containing at least seventy percent (70%) newsprint or newspaper (American Paper Institute grades #6, #7 and #8 news).
- Other Paper/Magazines/Junk Mail (04): All magazine stock, white and colored paper and envelopes.
- Plastic (08): Containers such as polyethylene terephthalate (PETE - #1) soda bottles, high-density polyethylene (HDPE - #2) milk, water or detergent bottles.
- Steel Cans (07): Rigid containers made exclusively or primarily of steel, tin-plated steel, and composite steel and aluminum cans used to store food, beverages, paint, and a variety of other household and consumer products.
- Textiles (29): Cloth material such as cotton, linen, wool, nylon, polyester, etc., derived from clothing, cloth diapers, linens, etc.
- Tires (15): Rubber-based scrap automotive, truck, and specialty tires (e.g., forklift tires).
- Used Motor Oil (16):** Oil that has been refined from crude oil, or any synthetic oil, that has been used
- White Goods and Light Iron (11): All large appliances such as washers, dryers, refrigerators, etc., as well as products made from sheet iron, such as shelving, file cabinets, metal desks, recycled or reconditioned steel drums, stainless steel and other non-structural ferrous scrap.
- Yard Trimmings (19): Leaves (19), grass clippings (18), stumps (20), brush (17), and other lawn and garden trimmings from homes, institutions, commercial or industrial sources.
- Other Plastic (26) Low density polyethylene (LDPE) film or bags, other film and plastic closures.

**DESIGNATED DISTRICT OR MUNICIPAL RECYCLING COORDINATOR** -- means the individual designated pursuant to N.J.S.A.13:1E-99.13 or 13:1E-99.16, respectively; appointed by the municipal governing body and who shall be authorized to enforce the provisions of this Ordinance, and any rules and regulations that may be promulgated hereunder. This appointee shall also be responsible to assure that all materials recycled in the municipality are properly reported and recorded.

GARBAGE -Putrescible animal, fish, fowl, fruit or vegetable waste incident to and resulting from the use, preparation, cooking and consumption of food.

GLASS -All products made from silica or sand, soda ash and limestone, the product being transparent or translucent and being used for packaging or bottling or various matter and all other material commonly known as "glass," excluding, however, blue and flat glass and glass commonly known as "window glass."

GREEN HOUSE PLASTIC –Various low density polyethylene films of varying mil thicknesses.

METAL -All products made of metal, exclusive of aluminum, including washers, dryers, refrigerators, stoves, hot water heaters, tire rims, springs, bicycles, bimetal cans (tin cans) or scrap metal.

**MUNICIPAL RECYCLING ENFORCEMENT OFFICER** – the Recycling Coordinator or other person or persons appointed by the municipal governing body who shall be authorized to enforce the "Recycling" Ordinance.

**MUNICIPAL SOLID WASTE (MSW) STREAM** – means all solid waste generated at residential, commercial and institutional establishments within the boundaries of the municipality of Lower Alloways Creek Township.

**RECHARGEABLE BATTERY:** A group of one or more electrochemical cells, that can be recharged very cheaply and used many times, found in consumer electronics, common types are Nickel–cadmium battery (NiCd), Nickel–metal hydride battery (NiMH), Lithium-ion battery and Lithium-ion polymer battery.

**RECYCLABLE MATERIAL** - Means those materials which would otherwise become solid waste, and which may be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

**SOURCE SEPARATION OR SOURCE SEPARATED RECYCLABLE MATERIALS** - Means recyclable materials, which are separated at the point of generation by the generator thereof from solid waste for the purposes of recycling.

**TOTAL MUNICIPAL SOLID WASTE STREAM** -means the sum of the municipal solid waste stream disposed of as solid waste, as measured in tons, plus the total number of tons of material separated from municipal solid waste and recycled.

**TOTAL SOLID WASTE STREAM** -means the aggregate amount of solid waste generated from all sources of generation, including the municipal solid waste stream. This includes all non-hazardous materials disposed and recycled.

TRASH -Ashes, plastic material, ceramics, blue and flat glass, non putrescible solid waste, building materials, contaminated paper and other similar materials.

TYPES - 10 = Municipal (household, commercial, institutional) waste, 13 = Bulky waste and 13C = Construction and Demolition waste

**USED OIL** -means any oil that has been refined from crude oil, or any synthetic oil, that has been used and as a result of such use, is contaminated by physical or chemical impurities, or unused oil that is contaminated by physical or chemical impurities through storage or handling and is determined to be a solid waste by the generator.

**USED OIL BURNER** -means a facility where used oil not meeting the specification requirements in *N.J.A.C. 7:26A-6.2* is burned for energy recovery in devices identified in *N.J.A.C. 7:26A-6.8(b)*.

**USED OIL COLLECTION CENTER** -means any site or facility that is registered or approved by the municipality or county to manage used oil and accepts and/or aggregates and stores used oil collected from used oil generators regulated under *N.J.A.C. 7:26A-6.4* that bring used oil to the collection center in shipments of no more than 55 gallons pursuant to *N.J.A.C. 7:26A-6.4(e)*. Used oil accumulation centers may also accept used oil from household do-it-yourselfer used oil generators.

**§ 153-16. Recycling area required; dimensions.**

There shall be included in any new multifamily housing development that requires subdivision or site plan approval an indoor or outdoor recycling area for the collection and storage of residentially generated recyclable materials. The dimensions of the recycling area shall be sufficient to accommodate recycling bins or containers which are of adequate size and number and which are consistent with anticipated usage and with current methods of collection in the area in which the project is located. The dimensions of the recycling area and the bins or containers shall be determined in consultation with the District Recycling Plan adopted pursuant to § 3 of P.L. 1987, c. 102 (N.J.S.A. 13:1E-99.13), and any applicable requirements of the Municipal Master Plan adopted pursuant to § 26 of P.L. 1987, c. 102 (N.J.S.A. 40:55D-28).

**§ 153-17. Location of recycling area.**

The recycling area shall be conveniently located for the residential disposition of source separated recyclable materials, preferably near, but clearly separated from, a refuse dumpster.

**§ 153-18. Lighting; accessibility; protection from theft.**

The recycling area shall be well lit and shall be safely and easily accessible by recycling personnel and vehicles. Collection vehicles shall be able to access the recycling area without interference from parked cars or other obstacles. Reasonable measures shall be taken to protect the recycling area, and the bins or containers placed therein, against theft of recyclable materials, bins or containers.

**§ 153-19. Protection against environmental conditions.**

The recycling area or the bins or containers placed therein shall be designed to provide protection against adverse environmental conditions, which might render the collected materials unmarketable. Any bins or containers which are used for the collection of recyclable paper or cardboard and which are located in an outdoor recycling area shall be equipped with a lid, or otherwise covered, to keep the paper or cardboard dry.

**§ 153-20. Signs.**

Signs clearly identifying the recycling area and the materials accepted therein shall be posted adjacent to all points of access to the recycling area. Individual bins or containers shall be equipped with signs indicating the materials to be placed therein.

**§ 153-21. Landscaping.**

Landscaping and/or fencing shall be provided around any outdoor recycling area and shall be developed in an aesthetically pleasing manner.

**§ 153-22. Prohibition of the collection of waste mixed with recyclable materials  
[Amended 12-16-08 by Ordinance 2008-11]**

A. It shall be unlawful for solid waste collectors to collect solid waste that is mixed with, or contains visible signs of, Designated Recyclable Materials. It is also unlawful for solid waste collectors to remove for disposal those bags or containers of solid waste which visibly display a warning notice sticker or some other device indicating that the load of solid waste contains Designated Recyclable Materials.

B. It shall be the responsibility of the owner or occupant to properly segregate the uncollected waste for proper disposal and/or recycling. Allowing such unseparated solid waste and recyclables to accumulate at the curbside beyond 7:00 p.m. on the day of collection will be considered a violation of this Ordinance and the local sanitary code.

C. Once placed in the location identified by this Ordinance, or any rules or regulations promulgated pursuant to this Ordinance, no person, other than any personnel authorized by the municipality or the owner or occupant responsible for placement of the Designated Recyclable Materials for collection, shall tamper with, collect, remove, or otherwise handle Designated Recyclable Materials. Upon placement of such Designated Recyclable Material, it shall become property of the municipality or its authorized agent. It shall be a violation of this Ordinance for any person not duly authorized to collect or pick up or cause to be collected or picked up any Recyclable Materials that are the property of the municipality as provided for above.

**§ 153-23. Compliance with Diversion Requirement  
[Amended 12-16-08 by Ordinance 2008-11]**

The Municipal Recycling Coordinator shall review the information submitted pursuant to this Section of the Ordinance and determine, prior to the issuance of the municipal approval or permit, whether the plan submitted by the owner of the entity carrying out the covered activity will comply or fail to comply with the recycling requirements set forth herein. The determination regarding compliance will be provided to the Municipal Public Works Director/Supervisor and the owner of the entity carrying out the covered project in writing. When such plan is deemed not compliant, the Municipal Recycling Coordinator shall include specific conditions to be implemented by the permit holder to achieve compliance. It shall be a violation of this Ordinance for any owner or permit holder to fail to comply with the recycling requirements set forth herein.

**§ 153-24. Violations and penalties. [Amended 12-16-08 by Ordinance 2008-11]**

Any person, firm or corporation violating any of the provisions of this Article shall, upon conviction thereof, be punishable by one (1) or more of the following: by fine, not exceeding one thousand dollars (\$1,000.) or by imprisonment not exceeding ninety (90) days or by a period of community service not exceeding ninety (90) days.

**Section 2. Repealer, Severability and Effective Date.**

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

This Ordinance, which was introduced for First Reading on March 20, 2012, shall be published by Title in the Today’s Sunbeam and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

Public Hearing on this Ordinance shall be on April 17, 2012 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock’s Bridge, New Jersey.

Introduction:

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			
MR. PALOMBO		S	Y			
MR. VENABLE			Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

**ORDINANCE (PUBLIC HEARING)**

**Ordinance 2012-02** An ordinance amend Section 6 of Chapter 11 known as “Court, Municipal”

Mayor Pompper opened the meeting to a Public Hearing on Ordinance 2012-02

No one from the Public had any comments.

Mayor Pompper closed the Public Hearing on Ord 2012-02

Motion (Breslin, Palombo) for final adoption of Ordinance 2012-02 an ordinance to amend Section 6 of Chapter 11 known as “Court, Municipal”

**ORDINANCE 2012-02**

**AN ORDINANCE AMENDING CHAPTER 11 KNOWN AS “COURT, MUNICIPAL” OF THE CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK**

**WHEREAS**, the Township Committee of the Township of Lower Alloways Creek desires to amend Chapter 11 known as “Court, Municipal”, subsection 6.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Lower Alloways Creek that:

**Section 1.** Chapter 11 section 6 of the Code of the Township of Lower Alloways Creek is hereby amended to include as follows:

**§ 11-6.6. Court costs imposed for voluntary dismissal. [Adopted 3-20-2012 by Ord. No. 2012-2]**

The judge shall have the authority to impose court costs for any summons or complaint dismissed at the request of the complaining party or as recommended by the prosecutor. The assessment of costs shall be within the judge’s discretion, and all such costs shall be distributed as provided in § 11-6.4 herein.

**Section 2. Repealer, Severability and Effective Date.**

D. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

- E. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- F. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Final: March 20, 2012

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III	M		Y			
MR. PALOMBO		S	Y			
MR. VENABLE			Y			
MR. WOOD			Y			
MAYOR POMPPER			Y			

**OLD BUSINESS: None**

**NEW BUSINESS:**

Motion (Breslin, Venable) to approve the Friends of the Hancock House to place two of their Filing Cabinets in the LAC Municipal Building.

The motion to approve the Friends of the Hancock House to place two of their Filing Cabinets in the LAC Municipal Building passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Venable, Palombo, Wood and Pompper

Nays: none

Abstain: none

Absent: none

**CORRESPONDENCE** The Township Committee is invited to Hobby Day, at the Leisure Arms Senior Lunch, which will be held on Tuesday March 27 at about 10:30, bring your hobby if you wish.

**REPORTS TO THE COMMITTEE & COMMITTEE REPORTS**

**Public Works**

Mr. Lynch spoke with the Committee regarding the new well at Leisure Arms, there is an application that is necessary to file with the Bureau of Safety Drinking Water, along with a filing fee, and Mr. Lynch would like the Committee to act on authorizing that application and fee tonight.

Mr. Lynch spoke regarding his negotiations with Omni Recycling and what the Township will be paid for any recyclables taken to their facility. Mr. Lynch expects to negotiate a rate whereby we will always receive moneys for recyclable taken there which will not be based on a Yellow Sheet pricing structure, which varies widely and has caused the Township to receive nothing for its recyclables.

Mayor Pompper asked what was the current status of the water at Leisure Arms.

Mr. Lynch stated that he had a meeting scheduled in Trenton with NJDEP officials, where he will make his request to treat the system with phosphate to seal the piping. Mr. Lynch stated that he hopes the NJDEP will accept this proposal and not have us after this treatment to once again chlorinate the system. Mr. Lynch asks that if anyone has any question about the water at Leisure

Arms to have them call his office in Woodbine and they will be happy to answer any question anyone has.

**Public Safety**

Mr. Sowers stated that the new range is about 90% done and that the Public Works personnel have done a great job in its construction. One issue at the site is that there have been four-wheelers and beer bottles found there recently and according to the Ordinance past last year the site needs to be posted in order for the Police to enforce trespassing violations.

**Ambulance Squad** Tim Bradway reported that for January and February there had been 22 Medical calls, 6 Mutual Aid, 5 Fires and 2 transports for a total of 129 man-hours.

**No one from the Committee had any comments or reports.**

Motion (Palombo, Venable) to authorize the payment of the fees for the new well permit.

The motion to authorize the payment of the fees for the new well permit passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Venable, Breslin, Wood and Pompper  
Nays: none                      Abstain: none                      Absent: none

Motion (Palombo, Breslin) for Resolution 2012-62 A Resolution authorizing the Mayor and Clerk to sign the application for the permitting of the new well at the Leisure Arms Complex.

**RESOLUTION 2012-62**

**A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO SIGN THE APPLICATION FOR THE PERMITTING OF THE NEW WELL AT THE LEISURE ARMS COMPLEX**

WHEREAS, the Township of Lower Alloways Creek does need to make application for a permit to the New Jersey Department of Environmental Protection to operate the new well at the Leisure Arms Complex; and,

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to conform to the permitting requirements promulgated under N.J.S.A. 13:1D-1 et seq., 58:11-9.1 et seq., 58:11-23 et seq., and 58:12A-1 et seq. and the N.J.A.C. 7:10 Safe Drinking Water Act Rules.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lower Alloways Creek that Jack Lynch be authorized to act as the Township's agent, to complete and submit whatever forms or documents are required to permit the New Well at the Leisure Arm Complex.

BE IT FURTHER RESOLVED that the Mayor and Clerk be authorized to sign the application and other such documents, which may be necessary to permit the new well and its connection to the existing distribution system, at the Leisure Arms Complex on behalf of the Township of Lower Alloways Creek.

The motion for Resolution 2012-62 passed a vote of the Township Committee as follows: 5-0

Ayes: Palombo, Breslin, Venable, Wood and Pompper  
Nays: none                      Abstain: none                      Absent: none

**PUBLIC COMMENT**

Mr. Sheet LAC School Board President stated that Gov Christie signed into law a bill, which allowed the vote on School Budgets to be eliminated if it was within the statutory CAP imposed

by the State of New Jersey, because of the current economic climate the School Board made the decision this year to kept the tax levy flat for the third consecutive year and not increase it by the additional 2 % or \$67,184.00 allowed by law. Just as the Township Committee are voted into office to make decisions in the best interests of Township, the Board is voted into office to make the best decision for the interests of the children of LAC. The final decision on the School Budget rests with the School Board, we will be making that decision at a Public Hearing to be held March 27 at 7:00 pm, the Township Committee is invited to that meeting.

**CLOSED SESSION**

Motion (Wood, Venable) to convene into a Closed Session of Business 8:00 pm

**RESOLUTION 2012- 63  
A RESOLUTION FOR A CLOSED SESSION**

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek that a portion of the meeting of the Township Committee be closed to the public to enable the Township Committee to discuss, and where appropriate, take action concerning the following matter(s) as permitted by N.J.S.A. 10:4-12:

\_\_\_\_ 7. Any pending or anticipated litigation or contract negotiation other than in (4) above in which the public body is, or may become a party. Any matter falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

More specifically, the matter to be discussed involves the following:

- A. Contracts

BE IT FURTHER RESOLVED, that the matters discussed will be available for public inspection

- A. At such time the matter is concluded

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

**BE IT FURTHER RESOLVED** that this Closed Session is expected to continue for 20 (twenty) Minutes and that further business by the Committee may take place at its conclusion.

The motion for the Closed Session of Business passed a vote of the Committee as follows: 5-0

Ayes: Wood, Venable, Breslin, Palombo and Pompper

Nays: none Abstain: none Absent: none

Motion (Venable, Breslin) to come out of the Closed Session of business. 8:45 pm

The motion to come out of the Closed Session of Business passed a vote of the Township Committee as follows: 5-0

Ayes: Breslin, Palombo, Venable, Wood and Pompper

Nays: none Abstain: none Absent: none

**BUSINESS AFTER CLOSED SESSION**

Motion (Breslin, Venable) for Resolution 2012-64 a resolution to rescind resolution 2012-51.

**RESOLUTION 2012-64  
A RESOLUTION RESCINDING RESOLUTION 2012-51**

BE IT RESOLVED, by the Township Committee of the Township of Lower Alloways Creek, State of New Jersey, as follows:

