

**WHITE TOWNSHIP COMMITTEE
AGENDA FOR MEETING OF APRIL 25, 2013**

CALL TO ORDER: 7:00 PM

- A. Open Public Meetings Act Statement

Adequate Notice of this meeting of April 25, 2013 has been given in accordance with the Open Public Meetings Act by forwarding a notice of the date, time, and location of the meeting to The Star-Gazette and the Express-Times; and by posting a copy thereof on the bulletin board in the Municipal Building and the township website. Formal action may be taken at this meeting. Public participation is encouraged. This agenda is subject to last minute additions and deletions by the White Township Committee.

- B. Salute to the Flag
C. Roll Call

2013 BUDGET ADOPTION

- Public Hearing - COLA Ordinance
- Public Hearing - Budget

ORDINANCES – PUBLIC HEARING

- A. Ord. 2013-1: Amending Construction Code Fees

AN ORDINANCE AMENDING CHAPTER 110 CONSTRUCTION CODES, UNIFORM OF THE TOWNSHIP OF WHITE CODE.

WHEREAS, the Committee of the Township of White, County of Warren, State of New Jersey, regulates construction fees in the Township through Ordinance in Chapters 110;

WHEREAS, the Township determined that Chapters 110 should be amended to increase the fees to cover the increase in the Building Department's costs to the Township;

NOW THEREFORE, IT IS HEREBY ORDAINED by the Township Committee of the Township of White in the County of Warren and State of New Jersey that the existing Ordinance found in Chapter 110, is amended as follows:

Section 1:

Existing § 110-2(3)(a) and (b) provide minimum fees of \$46 which are all hereby amended to \$60.

Existing § 110-2(3)(c) states as follows:

“Flat fees.”

- (1) Siding: \$75
- (2) Roofing: \$75
- (3) Aboveground pool: \$75
- (4) In-ground pool: \$125

And it shall be amended to change the siding fee to \$125, the roofing fee to \$125 and the aboveground pool fee to \$85.

Existing § 110-2(3)(f) states as follows:

“Demolition fees. Fees for demolition shall be \$50 for one- and two-family buildings; except that the buildings accessory to one- and two-family buildings shall be \$25 and all other structures shall be \$100. Fees for demolition of underground storage tanks shall be \$65 each.”

And it shall be amended to change the demolition fee to \$85, buildings accessory to one- and two-family buildings shall be \$50 and all other structures shall be \$125.

Existing § 110-2(3)(g) states as follows:

“Moving building fees. Fees for moving of building shall be \$100.”

And it shall be amended to change the moving fee of \$100 to \$210.

Existing § 110-2(3)(i) states as follows:

“Sign fees. Fees for signs shall be \$1 per square foot computed on one side only for double-faced signs, provided that the minimum fee shall be \$25.”

And it shall be amended to change the sign fee of \$1 to \$1.75 and the minimum fee of \$25 to \$60.

Existing § 110-2(3)(k) states as follows:

“Manufactured home fees. Fees for manufactured homes shall be \$60 per thousand of cost for site preparation of foundation and utilities with a minimum fee of \$46.”

And it shall be amended to change the minimum fee of \$46 to \$60.

Existing § 110-2(3)(l) states as follows:

“Lead hazard abatement fees. The fee for lead hazard abatement work shall be \$140.”

And it shall be amended to change the lead hazard abatement work fee of \$140 to \$180.

Existing § 110-2(3)(m) states as follows:

“Lead abatement clearance fees. The fee for lead abatement clearance shall be \$28.”

And it shall be amended to change the lead abatement clearance fee of \$28 to \$40.

Existing § 110-2(3) shall be amended to include subsections (n) through (q) as follows:

(n) Outdoor boiler / furnace fees. The fee for outdoor boiler / furnace shall be \$50.00.

(o) Tents fee. The fee for tents (over 900 S.F. or more the 30’ any direction) shall be \$90.00.

(p) Retaining walls (residential) others by cost of work shall be as follows:

- 1) Under 550 S.F. \$75.00
- 2) Over 550 S.F. \$150.00

(q) Asbestos remediation fee. The fee for asbestos remediation shall be in accordance with N.J.A.C. 5:23-8.9.

Existing § 110-2(4) shall be amended to include subsections (a) through (c) as follows:

Plumbing subcode fees shall be as follows:

(a) Fixtures or appliances \$13.00 each

(b) Special devices \$82.00 each

(c) Minimum fee of \$60.00

Existing § 110-2(5) shall be amended to include a minimum fee of \$60.

Existing § 110-2(5)(a)[2] states that each additional 25 units for switches, fixtures, receptacles, motors/devices one horsepower or one kilowatt or less will cost a fee of \$10. It is hereby amended to \$15.

Existing § 110-2(5)(b) states as follows:

“Electrical devices, generators, transformers (kilowatts).”

Kilowatts

Fee (each)

Over 1 to 10	\$12
10.1 to 45	\$60
45.1 to 112.5	\$120
Over 112.5	\$560

And it shall be amended to change the fee for kilowatts over 1 to 10 to \$15, kilowatts 10.1 to 45 to \$75, kilowatts 45.1 to 112.5 to \$100 and kilowatts over 112.5 to \$500.

Existing § 110-2(5)(c) states as follows:

“Motors (horsepower).”

Horsepower	Fee (each)
Over 1 to 10	\$12
11 to 50	\$60
51 to 100	\$120
Over 100	\$560

And it shall be amended to change the fee for horsepower over 1 to 10 to \$15, horsepower 11 to 50 to \$75, horsepower 51 to 100 to \$100 and horsepower over 100 to \$500.

Existing § 110-2(5)(d) states as follows:

“Service panels, service, entrance, subpanels (amperes).”

Amperes	Fee (each)
1 to 200	\$46
201 to 400	\$120
401 to 1,000	\$340
Over 1,000	\$560

And it shall be amended to change the fee for amperes 1 to 200 to \$60, amperes 201 to 400 to \$140, amperes 401 to 1,000 to \$450 and amperes over 1,000 to \$600.

Existing § 110-2(5)(e)[1][a] and [b] state as follows:

“Ranges, ovens, surface units: One kilowatt to 10 kilowatt: \$12 each. Over 10 kilowatt: \$46 each.

And it shall be amended to change the fee for one to 10 kilowatt to \$15 and the over 10 kilowatt fee to \$50.

Existing § 110-2(5)(f)[1] and [2] state as follows:

“Pools. Aboveground pool: \$46. In-ground pool: \$46.”

And it shall be amended to change the aboveground pool fee of \$46 to \$65 and the in-ground pool fee of \$46 to \$85.

Existing § 110-2(5)(f) shall be amended to include (g) through (j) as follows:

(g) Dryer, Dishwasher, Garbage Disposal: \$15.00 each

(h) Central A/C

- | | |
|-----------------|----------------|
| 1) 1 to 10 kw | \$ 15.00 each |
| 2) 11 to 50 kw | \$ 65.00 each |
| 3) 51 to 100 kw | \$ 120.00 each |
| 4) Over 100 kw | \$ 600.00 each |

(i) Photo Voltaic (Solar)

- | | |
|----------------|-----------|
| 1) 1 to 10 kw | \$90.00 |
| 2) 11 to 50 kw | \$ 150.00 |
| 3) Over 50 kw | \$575.00 |

(j) Electric Heat

- | | |
|-----------------|-----------|
| 1) 1 to 10 kw | \$ 20.00 |
| 2) 11 to 50 kw | \$ 75.00 |
| 3) 51 to 100 kw | \$150.00 |
| 4) Over 100 kw | \$ 575.00 |

The existing fee for subpanels is hereby amended from \$46 to \$60 each. Cabanas and sheds associated with a pool require a separate permit.

Existing § 110-2(6) states as follows:

“Fire protection subcode fees. The fire protection subcode fee shall be a minimum of \$25.”

And it shall be amended to change the minimum fee of \$25 to \$60.

Existing § 110-2(6)(a) states as follows:

“Water sprinkler suppression systems.”

Sprinkler Heads	Fee
1 to 20	\$75
21 to 100	\$125
101 to 200	\$230
Over 200	\$600

And it shall be amended to change sprinkler head fees to the following:

1 to 20	\$75
21 to 100	\$125
101 to 200	\$230
201 to 400	\$600
401 to 1000	\$850
Over 1000	\$1200

Existing § 110-2(6)(c) states as follows:

“Oil-fired appliance. The fee for each oil-fired appliance, which is not connected to the plumbing system, shall be \$43.”

And it shall be amended to change the oil-fired appliance fee of \$43 to \$60.

Existing § 110-2(6)(e) states as follows:

“Incinerator. The fee for each incinerator shall be \$338.”

And it shall be amended to change the incinerator fee of \$338 to \$460.

Existing § 110-2(6)(f) states as follows:

“Crematorium. The fee for each crematorium shall be \$338.”

And it shall be amended to change the crematorium fee of \$338 to \$460.

Existing § 110-2(6)(h) states as follows:

Detectors	Fee
1 to 20	\$36
21 to 50	\$60
Over 50	\$100

And it shall be amended to change the fee for 1 to 20 detectors to \$50, 21 to 50 detectors to \$75 and over 50 detectors to \$150.

Existing § 110-2(6) shall be amended to include subsections (k) through (o) as follows:

(k) Solid fuel burning appliance (wood, pellets, corn, etc.). The fee shall be \$60 each.

(l) Chimney liners. The fee shall be \$50 each.

(m) Chimney (metal or masonry). The fee shall be \$50 each.

(n) Fire pump. The fee shall be \$100.

(o) Flammable / combustible tanks. The fees will be as follows:

- 1) Above or below ground \$50.00 each
- 2) Exchange tank storage \$100.00 per rack

Existing § 110-2(8) states as follows:

“New Jersey Uniform Construction Codes use group change. The fee for a certificate of occupancy incidental to a use group is \$100.”

And it shall be amended to change the fee for a certificate of occupancy incidental to a use group of \$100 to \$125.

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

B. Ord. 2013-2: Authorizing Sale of Land

**Authorizing Sale of Land and
Execution of All Necessary Documents**

WHEREAS, White Township (the “Township”), in the County of Warren, State of New Jersey, has determined that it wishes to sell municipally owned real property located at Block 24, Lot 6 (the “Property”), on the Official Township Tax Map, to an owner of property contiguous to the Property in accordance with N.J.S.A. 40A:12-13(b)(5); and

WHEREAS, the Property meets the requirements of N.J.S.A. 40A:12-13(b)(5): in that it is owned by the municipality, it is less than the minimum size required for development under the municipal zoning ordinance, and it is without capital improvements thereon; and

WHEREAS, the Township has notified all contiguous property owners of the intent to sell the Property; and

WHEREAS, the Township has received only one offer from property owner, Jack Shade for \$3,500.00; and

WHEREAS, the Township has determined the fair market value of the Property is \$3,500.00.

NOW THEREFORE BE IT ORDAINED by the Mayor and Committee of White Township as follows:

Section 1 The Township hereby authorizes the sale of Block 24, Lot 6 for an amount not less than \$3,500.00 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(5).

Section 2 The Mayor and Township Clerk, as may be required, are authorized to execute any

documents that may be required to sell the above referenced property, the form of which documents are conditioned upon final review and approval of the Township Attorney.

Section 3 This Ordinance shall take effect after final adoption and publication according to law.

C. Ord. 2013-4: Appropriating \$80,000 for Manunkachunk Road Repairs

AN ORDINANCE OF THE TOWNSHIP OF WHITE PROVIDING FOR THE APPROPRIATION OF \$80,000.00 FOR ‘ROAD REPAIRS – MANUNKACHUNK ROAD’ FROM THE GENERAL CAPITAL – CAPITAL IMPROVEMENT FUND

BE IT ORDAINED by the Township Committee of the Township of White, County of Warren, State of New Jersey, as follows:

1. The sum of **\$80,000.00** shall be appropriated for the following items, from the Capital Improvements Budget for the year 2013:

Road Repairs– Manunkachunk Road \$80,000.00

2. The sum of \$80,000.00 is available in the Capital Improvement Fund
3. This appropriation of funds and the financing of same as is provided in this Ordinance shall represent an amendment to the Capital Budget of the Township of White, as included in the 2013 Local Municipal Budget of the Township of White.
4. The appropriation herewith does not authorize any debt of the Township of White.
5. This Ordinance shall take effect immediately on final passage and publication as provided by law.

PUBLIC COMMENTS

RESOLUTIONS

A. Res. 2013-28: Recycling Tonnage Grant Application

2012 TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the **2012 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the White Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of The Township of White that The Township of White hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Linda Gabel to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

B. Res. 2013-29: Property Assessment Appeal Refunds

**RESOLUTION SUPPORTING S-1896/A-1503 SHARING THE BURDEN OF
PROPERTY ASSESSMENT APPEAL REFUNDS**

WHEREAS, when County Tax Board appeals are successful, the municipality must reimburse the property taxpayer 100% of the appealed tax levy, which includes the municipal, school, county and any special districts tax; and

WHEREAS, the municipal tax collector must then adjust the taxpayer's fourth quarter tax bill, resulting in the municipality's fund balance for the preceding year being diminished, if not completely depleted; and

WHEREAS, in recent years, municipalities have experienced a large spike in tax appeals caused by the economic down-turn, which lowered property values and placed increased stress on the income of homeowners all around our Garden State; and

WHEREAS, successful tax appeals have a four-fold negative impact on municipal budgets; first by requiring the municipality, as the collector of taxes for the School district, county and special districts, to fund the full cost of the legal defense of the assessment; and

WHEREAS, the second negative impact on municipal budgets results from State law, which guarantees to the county and the school district 100% of their levies, hence forcing the municipality to bear the full cost of any reimbursements resulting from the appeal, as well as the full burden for any uncollected taxes; and

WHEREAS, the third negative impact on municipal budgets ensues because the refunds and credits negatively impact the municipality's tax collection rate, resulting in a State required increase in the appropriation for the Reserve for Uncollected Taxes (a non-exempt from cap budget expenditure); and

WHEREAS, fourth, the end result is a further decline in the property tax base used to support municipalities, county governments, school systems and any fire or other special purpose districts, which will necessitate tax rate increases to raise the same amount of revenue; and

WHEREAS, in light of the revenue limitations that have been placed on all levels of local government by the Legislature (2% cap), such declining values will compound and add additional stress to local public officials, as they grapple with the issues confronting the tax paying public.

WHEREAS, Senator Anthony R. Bucco, Assemblyman Michael Patrick Carroll and Assemblyman Anthony M. Bucco have recently introduced Senate Bill S-1896/Assembly Bill A-1503, which requires fire districts, school districts, and county governments to share in burden of property assessment appeal refunds;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of White hereby urge the swift passage and signing of S-1896/A-1503; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila

Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

DISTRIBUTION LIST

1. The Hon. Chris Christie,
Governor, State of New Jersey
PO Box 001
Trenton, NJ 08625
Phone (609) 292-6000
Fax (609) 292-3454

2. The Hon. Stephen Sweeney,
Senate President,
Senator, District 3
NJ Senate Democratic Office
State House PO Box 099
Trenton, NJ 08625
Phone (609) 292-5215
SenSweeney@njleg.org

3. The Hon. Sheila Oliver,
Speaker, NJ General Assembly
Assemblywoman, District 34
NJ General Assembly Democratic Office
PO Box 098
Trenton, NJ 08625
Phone (609) 292-7065
Fax (609) 292-2386
AswOliver@njleg.org

4. NJ League of Municipalities
222 West State Street
Trenton, NJ 08608
Phone (609) 695-3481
Fax (609) 695-0151
NJLeague@njslom.com

5. State Senator and Assembly Representatives

C. Res. 2013-30: Approving 'Courtroom Emergency Door' Specifications

**RESOLUTION APPROVING GENERAL SPECIFICATIONS FOR 'EMERGENCY
EXIT – MUNICIPAL BUILDING COURTROOM' AND AUTHORIZING THE**

MUNICIPAL CLERK TO ADVERTISE TO RECEIVE QUOTES FOR SAID IMPROVEMENTS

WHEREAS, general specifications for the project “Emergency Exit – Municipal Building Courtroom’ have been drafted, are attached hereto, and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of White that the said specifications be and hereby are approved; and

BE IT FURTHER RESOLVED that the municipal clerk is hereby directed to advertise for quotes for said improvements in any appropriate publication(s).

NEW BUSINESS

- A. Open Space Committee report
- B. PAIC – survey of Township Facilities and Playground

OLD BUSINESS

- A. Fox Chase development – 2nd request for street lights
- B. Warren County Health Dept. – Uniform Shared Services Agreement

PUBLIC COMMENTS

PRESENTATION OF MINUTES

- A. March 28, 2013 Regular Meeting
- B. April 3, 2013 Special Meeting
- C. April 3, 2013 Executive Session Meeting

ANY OTHER MATTERS/ANNOUNCEMENTS

EXECUTIVE SESSION (if necessary)

- land acquisition
- litigation
- personnel
- contract negotiations

ADJOURNMENT

Date: April 23, 2013

Cc: Mayor & Committee, Attorney, Bulletin Board, Website