

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

Mayor Piserchia read the following statement:

**STATEMENT OF ADEQUATE NOTICE**

“In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was electronically sent to the Echoes Sentinel and the Courier News. Notice was also posted on the Township Website. The notice was posted on the bulletin board in the Municipal Building on January 3, 2018 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.”

**EXECUTIVE SESSION**

**RESOLUTION #18-303  
EXECUTIVE SESSION**

**BE IT RESOLVED**, pursuant to the Open Public Meetings Act, that the Township Committee of Long Hill Township meets in closed session to discuss the following matters:

Contracts:

- Fire Dept. Study
- Wastewater Plant
- Redeveloper Contract Negotiations

Collective Bargaining Negotiations:

- PBA

Personnel:

- Performance Evaluations
- CFO

**BE IT FURTHER RESOLVED** that the minutes of this executive session meeting will be released to the public in a timely fashion pursuant to the Open Public Records Act and other applicable laws and regulations.

**MOVED** by: Committeeman Meringolo of the Township Committee of the Township of Long Hill that Resolution #18-303 is hereby approved for Executive Session. **SECONDED** by: Committeeman Rae

**ROLL CALL VOTE:** All in favor.

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Mayor Piserchia opened the meeting at 8:00 P.M.

All present recited the Pledge of Allegiance. There was a moment of silence for President George H. W. Bush.

**ROLL CALL:** Mayor Piserchia, Deputy Mayor Dorsi, Committeeman Rae, Committeeman Schuler and Committeeman Meringolo were present. Also present were Administrator Nancy Malool and Township Clerk Deborah Brooks.

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

**LIAISON REPORTS:**

Deputy Mayor Dorsi:

- Enjoy this Saturday's Firefighter Santa deliveries

Committeeman Rae:

- Reported that the Police had been involved in the apprehension of an individual in an assault and robbery case.
- The Community Policing went well at the Tree Lighting – thank you to Ofc. Sutton, Lisa Scanlon and the First Aid Squad as well as CERT, the Fire Companies, OEM and DPW for their help in making the event a success. And thank you to Garden State Fireworks.
- A reminder by the Police Department to lock your cars and not leave valuables in site.
- Thoughts and prayers to the police officer in Mt. Arlington who had been injured and is currently in critical condition.
- Congratulations to Tom Jones and Stephanie Smith for completing their Certification as Peer Recovery Specialists for the A Way Out Committee.

Committeeman Meringolo: No Report.

Committeeman Schuler: No Report.

Mayor Piserchia:

- The First Aid Squad answered 59 calls in November – a continued thanks for their excellent work.

**ADMINISTRATOR'S REPORT:** No Report.

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**CONSENT AGENDA RESOLUTIONS:**

*The following items are considered to be routine by the Township Committee and will be acted upon in one motion. There will be no separate discussion of these items unless a Committee member so requests. In this event, the item will be removed from the Consent Agenda and considered in the normal sequence of the Agenda.*

**MOVED** by: \_\_\_\_\_ of the Township Committee of Long Hill Township, that Resolution #18-304 through #18-312 are hereby approved. **SECONDED** by: \_\_\_\_\_. **ROLL CALL VOTE:**

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**RESOLUTION 18-304  
APPROVING PAYMENT OF BILLS**

**BE IT RESOLVED**, that the Township Committee of the Township of Long Hill does hereby approve the payment of the bills as presented by the Chief Financial Officer.

**BE IT FURTHER RESOLVED**, that the bills list be appended to the official minutes.

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**RESOLUTION 18-305  
APPROVAL AND RELEASE OF MINUTES**

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

**BE IT RESOLVED**, that the Township Committee of the Township of Long Hill does hereby approve and release the Township Committee Minutes of the November 28, 2018 Township Committee Special Meeting.

**BE IT FURTHER RESOLVED** that the Township Committee hereby approves November 28, 2018 Executive Session Meeting Minutes as redacted by the Township Attorney.

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-306**

**AUTHORIZING AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING  
("MOU") WITH COMMUNITY OPTIONS TO DEVELOP A GROUP HOME BY  
INCREASING THE TOWNSHIP'S CONTRIBUTION FROM THE AFFORDABLE  
HOUSING TRUST FUNDS FROM \$75,000 TO \$100,000**

**WHEREAS**, the Township of Long Hill's Master Plan Housing Element ("Plan") includes housing for those with developmental disabilities; and

**WHEREAS**, Resolution 322-17, adopted December 29, 2017, authorized the Township to enter into a Memorandum of Understanding ("MOU") with Community Options to develop a group home at property which is identified in the MOU, but which has been redacted until Community Options enters into a contract to purchase the property; and

**WHEREAS**, under the terms of the MOU, the Township agreed to contribute \$75,000 in affordable housing trust funds toward the development of the project; and

**WHEREAS**, it has been determined that an additional \$25,000 contribution is needed to make the project financially viable;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, as follows:

1. The Memorandum of Understanding with Community Options as authorized by

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

Resolution 17-322 is hereby amended by increasing the Township’s contribution from \$75,000 to \$100,000.

2. If this project comes to fruition, the Township’s contribution will be appropriated from the Affordable Housing Trust Fund.
3. In all other respects, the MOU shall remain unchanged.

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-307**

**AWARDING EMERGENCY CONTRACT TO VEOLIA WATER NORTH AMERICAN  
OPERATING SYSTEMS LLC TO SERVE AS THE TOWNSHIP’S WASTEWATER  
TREATMENT PLANT OPERATOR**

**WHEREAS**, the Township Wastewater Treatment Plan Operator resigned unexpectedly on April 17, 2018; and

**WHEREAS**, N.J.A.C. 7:10A-1.10 requires “. . . every owner of a [wastewater treatment] system [to] employ a licensed operator holding the license prescribed by the Department for that classification of system . . .”; and

**WHEREAS**, N.J.A.C. 7:10A-1.10 goes on to provide that “The licensed operator shall be in charge of the operation of the system . . .”; and

**WHEREAS**, N.J.S.A. 40A:11-6 allows a municipality to award an emergency contract without public advertising for bids “when an emergency affecting the public health, safety or welfare requires the immediate . . . performance of services . . .”; and

**WHEREAS**, the applicable Department of Community Affairs regulation set forth at

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

*N.J.A.C. 5:34-6.1* provides that:

“The use of emergency purchasing pursuant to N.J.S.A. 40A:11-6 or 18A:18A-7 shall be subject to the following requirements:

1. An actual or imminent emergency must exist requiring the immediate delivery of the goods or the performance of the service;

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3. The emergency purchasing procedure may not be used unless the need for the goods or services could not have been reasonably foreseen or the need for such goods or services has arisen notwithstanding a good faith effort on the part of the contracting unit to plan for the purchase of any goods or services required by the contracting unit;

4. The contract shall be of such limited duration as to meet only the immediate needs of the emergency; and

5. Under no circumstances shall the emergency purchasing procedure be used to enter into a multi-year contract” and

**WHEREAS**, the Township Committee awarded an emergency contract to Natural Systems Utilities (“NSU”) to serve as plant operator through December 31, 2018; and

**WHEREAS**, the Township has still not been able to hire a new plant operator and is considering going out to referendum again seeking authorization to sell the plant;

**WHEREAS**, Veolia Water North American Operating Systems LLC has submitted a proposal to serve as the Township’s wastewater treatment plant operator through December 31, 2019 at a cost of \$610,600; and

**WHEREAS**, the need for these services could not have been reasonably foreseen in light of the unexpected resignation of the Township’s plant operator and the inability

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

of the Township to hire a new plant operator; and

**WHEREAS**, this contract is of a limited duration so as to meet only the immediate needs of the emergency;

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. An emergency contract is hereby awarded to Veolia Water North American Operating Systems LLC to serve as the Township’s Wastewater Treatment Plant Operator at a cost of \$610,600.00 through December 31, 2019, in accordance with its proposed contract, which is subject to the approval of the Township Administrator and the Township Attorney.
2. This contract shall be charged to account number 27-2019-0027-0455-2-00576.
3. In accordance with the requirements of “(j)” of *N.J.A.C. 5:34-6.1* , the Township Administrator is hereby directed to notify the Examination and Licensing Unit of NJDEP of the name of the new licensed operator.

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-308**

**AGREEMENT** made this 12th day of December, 2018, between Heights Associates, P.O. Box 530, Berkeley Heights, NJ 07922 (hereinafter referred to as “Contractor”), and the Township of Long Hill, 915 Valley Road, Gillette, New Jersey 07933, in the County of Morris, a municipal corporation of the State of New Jersey (hereinafter referred to as “Township”);

**WHEREAS**, the Township sought quotes for 2018/2019 Snow Removal; and

**WHEREAS**, the Township Committee desires to award the contract to the Contractor on December 12, 2018;

**NOW, THEREFORE BE IT RESOLVED**, in consideration of the premises and other good and valuable consideration, the parties hereto mutually covenant and agree as follows:

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

1. The Contractor and the Township hereby incorporate into this contract the mandatory affirmative action provisions set forth in Exhibit "A" attached hereto.
2. The Contractor agrees to furnish snow removal services in accordance with the attached snow plowing contract (Exhibit "B") for the period of December 13, 2018 to May 1, 2019 at the rates set forth in the contract.
3. This purchase shall be charged to budget line item 01-2018-0025-0241-2-00201 pursuant to the certification of funds by the Chief Financial Officer which shall be attached to the original of this Resolution and shall be maintained in the office of the Township Clerk.
4. The Mayor is hereby authorized to sign the contract agreement on behalf of the Township of Long Hill and that his signature constitutes acceptance of the terms and conditions of the agreement.

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-309  
RESOLUTION TO CANCEL OUTSTANDING CHECKS**

**WHEREAS**, the following checks issued from the Township of Long Hill bank accounts have been outstanding for more than 6 months and are now stale-dated; and

**WHEREAS**, it is necessary to formally cancel the outstanding checks:

**NOW, THEREFORE, BE IT RESOLVED** by the Committee of the Township of Long Hill, the following outstanding checks issued from the Township of Long Hill bank accounts be cancelled:

<u>Current Fund</u>	
CK#13952	\$ 12.00
CK#13965	\$ 69.95
CK#14044	\$ 105.00
CK#15001	\$ 7.47

<u>Recreation</u>	
CK#135	\$13.14

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-310  
Authorizing Redemption of Outside Lien - #15-0002**

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

**WHEREAS**, at the Non Municipal Tax Sale held on 10-23-2015, a lien was sold on Block 11001, Lot 27.01, also known as 630 Valley Rd 24 for \$10,262.47; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #15-0002, was sold to GSRAN-Z, P.O. Box 71276 Philadelphia, PA 19176 in the amount of \$10,262.47 and a premium amount of \$49,000.

**WHEREAS**, Lin JM INC the owner, has redeemed Certificate #15-0002 in the amount of \$44,508.19; and

**NOW, THEREFORE BE IT RESOLVED**, the Tax Collector has shown proof that the redemption calculation is correct, and all redemption monies have been received for redemption

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**TOWNSHIP OF LONG HILL  
RESOLUTION 18-311**

**Authorizing Redemption of Outside Lien - #18-0003, #18-0006, #18-0011, #18-0017**

**WHEREAS**, at the Municipal Tax Sale held on 12-3-2018, a lien was sold on Block 10911, Lot 10.09, also known as 88 Laura Dr. for \$1300.11; and, Block 11510, Lot 2, also known as 251 Main Ave for \$487.22; and, Block 13203, Lot 1, also known as 103 St. Josephs Dr. for \$19,344.90; and, Block 14205 Lot 5.05, also known as 50 Stephanie Dr. for \$754.50.

**WHEREAS**, these liens, known as Tax Sale Certificates #18-0003, #18-0006, #18-0011, #18-0017 were sold to Actlien Holding INC for \$1300.11, \$487.22, \$19,344.90, \$754.50 respectively; and

**WHEREAS**, Stanton, Oksana, Oliveira, Victor M & Michelle, Singh/Lata, Santokh/Suman, Reed, David/Deborah, the owners have redeemed Certificates #18-0003, #18-0006, #18-0011, #18-0017 in the amounts of \$1300.11, \$487.22, \$19,344.90, \$754.50; and

**WHEREAS**, the Tax Collector has shown proof that the redemption calculations are correct, all subsequent payment affidavits, if any, has been filed, and redemption monies have been received for redemption refunds;

**NOW, THEREFORE BE IT RESOLVED**, that the Chief Financial Officer be authorized to issue checks in the amounts of \$1300.11, \$487.22, \$754.50 payable to Actlien Holding INC for the redemption of Tax Sale Certificates #18-0003, #18-0006, #18-0017;



**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

and, \$19,344.90 to Tower DB VIII Trust 2018-1 for the redemption of Tax Sale Certificate #18-0011.

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**TOWNSHIP OF LONG HILL  
RESOLUTION #18-312  
Tax Overpayment Refund**

**BE IT RESOLVED:** That the Township Committee of the Township of Long Hill does hereby authorize the following refund due to an overpayment of 2018 3rd tax quarter in the amount of \$606.67 on Block 10402 Lot 31 and in the amount \$974.66 on Block 10403 Lot 2, a total of \$1,581.33 to: Transcontinental Gas Pipe Line Co, PO Box 2400 MD-4, Tulsa, OK 74102-2400.

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**ORDINANCES:**

**ADOPTION/SECOND READING**

**TOWNSHIP OF LONG HILL  
MORRIS COUNTY, NEW JERSEY**

**ORDINANCE NO. 429-18**

**AN ORDINANCE TO AMEND SECTION 120 “ZONE DISTRICTS AND USE REGULATIONS”, SUBSECTION 121.3 “ZONING MAP” OF THE CODE OF THE TOWNSHIP OF LONG HILL, COUNTY OF MORRIS, STATE OF NEW JERSEY TO REZONE BLOCK 11601 LOT 23 FROM R-4 ZONE TO B-D ZONE**

**WHEREAS**, the Township Committee is desirous of amending the Land Use Ordinance to rezone Block 11601 Lot 23 from R-4 Residence Zone to B-D Downtown Valley Commercial District.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Long Hill, in the County of Morris, and State of New Jersey, as follows:

**SECTION 1.** Section 120 “Zone Districts and Use Regulations”, Subsection 121.3 “Zoning Map”, is hereby amended to reference and adopt the latest zoning map entitled, "Township of Long Hill Morris County New Jersey Zoning Map" dated November, 2018, which map is attached hereto, and which rezones Block 11601 Lot 23 from R-4 Residence District to B-D Downtown Valley Commercial District.

**SECTION 2.** The Township Clerk is hereby directed to give notice at least ten (10) days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15 and N.J.S.A. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

adopted with the Morris County Planning Board as required by N.J.S.A. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S.A. 40:49-2.1.

**SECTION 3.** All ordinances of the Township of Long Hill, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 5.** This Ordinance may be renumbered for codification purposes.

**SECTION 6.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**NOTICE**

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, November 28, 2018 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, December 12, 2018 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

**OPEN PUBLIC  
CLOSE PUBLIC**

**MOVED** by: Committeeman Meringolo, of the Township Committee of the Township of Long Hill, that Ordinance 429-18, as amended with map corrections, is hereby adopted.

**SECONDED** by: Committeeman Rae, **ROLL CALL VOTE: Ayes: Piserchia, Meringolo, Rae, Dorsi Nays: Schuler**

**TOWNSHIP OF LONG HILL  
ORDINANCE #427-18**

**AN ORDINANCE REVISING CONSTRUCTION PERMIT FEES  
AND AMENDING CHAPTER XXIX OF THE TOWNSHIP CODE ENTITLED  
“UNIFORM CONSTRUCTION CODE AND CONSTRUCTION REQUIREMENTS”**

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
DECEMBER 12, 2018**

**WHEREAS**, *N.J.A.C. 5:23-4.17* provides that:

“The municipality shall set enforcing agency fees by ordinance for the following activities: plan review, construction permit, certificate of occupancy, certificates of continued occupancy [and] demolition permit . . .

....

(b) On or before February 10 of each year, in a municipality that budgets according to the calendar year . . . , the construction official shall, with the advice of the subcode officials and in consultation with the municipal finance officer, prepare and submit to the governing body a report detailing the receipts and expenditures of the enforcing agency and indicating [her] recommendations for a fee schedule, based on the operating expense of the agency.

1. The report shall be structured in accordance with (c) below and with such guidelines as shall be issued from time-to-time by the Commissioner so as to accurately portray true enforcing agency expenses in general and for structures of different use groups. This report shall serve as the basis for the ordinance to be enacted by the municipality, as it may deem appropriate, establishing the fee schedule.

2. A copy of the construction official’s report recommending a fee schedule and setting forth enforcing agency revenues and expenses shall be filed with the Department when prepared and a copy of the ordinance, together with the fee schedule, shall be filed with the Department when enacted or amended.

3. The appropriation and expenditure of construction code fee revenues generated from the fee schedule established pursuant to (b)1 above shall be audited annually by an independent auditor acceptable to the Department and a copy of the auditor’s report shall be provided to the Department when it is issued to the municipality . . .

(c) Costs: The fee schedule shall be calculated to reasonably cover the municipal costs of enforcing the regulations . . . ”;

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter XXIX of the Township Code entitled “Uniform Construction Code and Construction Requirements” is hereby amended as follows:

**Section 1.** Subsection 29-1.2 of the Township Code entitled “Construction Permit Fee” is hereby amended in its entirety to read as follows:

“The fee for a construction permit shall be the sum of the applicable fees listed in paragraphs a. through c. hereof and shall be paid before the permit is issued.

a. *Building Subcode Fees.* The building subcode fees shall be as follows:

1. For new buildings and structures and additions the fee shall be \$0.040 per cubic foot
  - ~~For Use Groups, B, E, H, I, M, and R 1: \$0.035 per cubic foot~~
  - ~~For Use Groups, A, F, R 2, S, and U: \$0.025 per cubic foot~~
  - ~~For Use Groups R 3, R 4 and R 5: including accessory buildings and structures: \$0.015 per cubic foot.~~
2. For alterations or renovations, fees shall be calculated on the total estimated cost (value) of the work, including labor and materials, the fee shall be \$40.00 per \$1,000.00 of estimated cost of residential work and \$50.00 per \$1,000.00 of estimated cost of commercial work.
  - ~~For a value of fifty thousand (\$50,000.00) dollars, seventeen (\$17.00) dollars per one thousand (\$1,000.00) dollars of estimated value;~~
  - ~~For a value from fifty thousand one (\$50,001.00) dollars to one hundred thousand (\$100,000.00) dollars, fifteen (\$15.00) dollars per one thousand (\$1,000.00) dollars of estimated value;~~

TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018

- ~~• For a value over one hundred thousand (\$100,000.00) dollars, thirteen (\$13.00) dollars per one thousand (\$1,000.00) of estimated value.~~
  - ~~• Notwithstanding the fees outlined above, the fee for farm use buildings shall be \$.004 per cubic foot with a maximum fee of four hundred (\$400.00) dollars per building.~~
3. Fees for combination renovations and additions shall be computed as the sum of the fees computed separately in accordance with paragraphs 1 and 2 above.
  4. For swimming pool, the fee shall be:
    - Above-ground pool: seventy-five (\$75.00) ~~fifty (\$50.00)~~ dollars,
    - In-ground pool: three hundred (\$300.00) dollars.
  5. For retaining walls, the fee shall be:
    - A retaining wall ~~with a surface area greater than five hundred fifty (550) square feet~~ that is associated with a Class 3 residential structure, one hundred (\$100.00) dollars.
    - ~~A retaining wall with a surface area of five hundred fifty (550) square feet or less that is associated with a Class 3 residential structure, fifty (\$50.00) dollars.~~

(e) (b) A newly constructed retaining wall of any size at other than a Class 3 residential structure shall be calculated in accordance with paragraph 2 above.
  6. Fee for signs shall be two (\$2.00) dollars per square foot of sign area, calculated on one (1) side of double-faced signs;
  7. Fees the construction or installation of a masonry chimney shall be \$100.00
- ~~(a) Fees for siding and roofing shall be ten (\$10.00) dollars per one thousand (\$1,000.00) dollars of the estimated costs, provided the minimum fee shall be fifty (\$50.00) dollars;~~
  - (b) Fees for residential tool or storage sheds over two hundred (200) ~~one hundred (100)~~ square feet in area or over ten (10') feet in height, shall be one hundred (\$100.00) ~~fifty (\$50.00)~~ dollars;
  - (c) An administrative fee of eighty-four (\$84.00) dollars for each construction permit issued for an asbestos hazard abatement

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

project, with an administrative fee of twenty-five (\$25.00) ~~seventeen (\$17.00)~~ dollars for each Certificate of Occupancy issued following the successful completion of an asbestos hazard abatement project;

- (d) (Reserved)
- (e) Fees for each tent in excess of nine hundred (900) square feet in area or more than thirty (30') feet in any dimension shall be two hundred (\$200.00) ~~seventy-five (\$75.00)~~ dollars. Electrical permits shall be assessed separately;
- (f) Fees for moving a structure from one lot to another or to a new location on the same lot shall be five (\$5.00) dollars per one thousand (\$1,000.00) dollars of the sum of the estimated cost of moving. The fee for a new foundation and for placement in a completed condition in the new location shall be the same fee as in paragraph l(a) above; provided that the minimum fee shall be seventy-five (\$75.00) dollars;
- (g) Fees for demolition shall be as follows:
- For a one (1) or two (2) family dwelling: one hundred fifty (\$150.00) dollars per dwelling unit;
  - For a residential accessory structure ~~garage:~~ fifty (\$50.00) dollars;
  - For any other building or structure: two hundred fifty (\$250.00) dollars per building or structure;
  - Fees for partial demolition in anticipation of construction shall be calculated as an alteration, with fees set forth in paragraph 2 above;
  - ~~A training fee surcharge of \$0.00265 per cubic foot, mandated by N.J.A.C. 5:23-4.19 (b) shall be charged for all permits except: demolition new buildings and structures, and additions to existing buildings and structures.~~
  - ~~For removal of underground storage tank: seventy (\$70.00) dollars. now FIRE~~
- (h) Lead Hazard Abatement Fees.
- The fee for lead hazard abatement work shall be \$140.00.
  - The fee for a lead abatement clearance certification shall be \$25.00

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

- (i) The minimum building subcode fee shall be sixty-five (\$65.00) ~~(\$45.00)~~ dollars.
- b. *Electrical Subcode Fees.* The electrical subcode fees shall be as follows:
1. For installation or replacement of outlets, fixtures, receptacles, including lighting outlets, wall switches, fluorescent fixtures, line voltage smoke detectors, low voltage fire alarm systems, burglar alarm systems, convenience receptacles or similar fixtures, and motors or other devices of less than one (1) horsepower or kilowatt, the fee shall be as follows:
    - From one (1) to fifty (50) devices, the fee shall be fifty (\$50.00) ~~forty-five (\$45.00)~~ dollars;
    - For each additional twenty-five (25) devices, the fee shall be fifteen (\$15.00) ~~ten (\$10.00)~~ dollars;
  2. For each motor or similar electrical device, the fees shall be as follows:
    - For one (1) to ten (10) horsepower, the fee shall be fifteen (\$15.00) ~~ten (\$10.00)~~ dollars;
    - For greater than ten (10) horsepower, but less than or equal to fifty (50) horsepower, the fee shall be fifty (\$50.00) ~~forty-five (\$45.00)~~ dollars;
    - For greater than fifty (50) horsepower, but less than or equal to one hundred (100) horsepower, the fee shall be one hundred (\$100.00) dollars;
    - For greater than one hundred (100) horsepower, the fee shall be five hundred (\$500.00) dollars.
  3. For transformers and generators over one (1) kilowatt, the fee shall be as follows:
    - For one (1) to ten (10) kilowatts the fee shall be fifteen (\$15.00) ~~ten (\$10.00)~~ dollars;
    - For ten point one (10.1) to fifty (50) kilowatts, the fee shall be fifty (\$50.00) dollars;
    - For fifty point one (50.1) to one hundred twelve point five (112.5) kilowatts, the fee shall be one hundred (\$100.00) dollars;
    - For over one hundred twelve point five (112.5) kilowatts, the fee

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

shall be five hundred (\$500.00) dollars.

For the purposes of computing this fee, typical electric devices sizes are listed below.

Electric dryer	5.0kW
Water heater	4.5kW
Electric range	10kW
Dishwasher	1.2kW
Central air (per ton)	1.4kW
Surface units	5.0kW
Electric baseboard heat (per foot)	0.25kW

4. For electrical service entrance, service panel, sub-panel installations or replacements, the fees shall be as follows:
  - For up to two hundred (200) amps, the fee shall be fifty (\$50.00) dollars;
  - For two hundred one (201) to one thousand (1,000) amps, the fee shall be one hundred twenty-five (\$125.00) dollars;
  - For over one thousand (1,000) amps, the fee shall be five hundred (\$500.00) dollars;
5. For a temporary pole/construction service, the fee shall be one hundred (\$100.00) dollars;
6. For air conditioner units, the fee shall be eighty (\$80.00) ~~forty five (\$45.00)~~ dollars;
7. For permanently installed private swimming pools, spas, or hot tubs, the fee shall be fifty (\$50.00) ~~forty five (\$45.00)~~ dollars; exterior lighting, sub-panels exterior outlets, etc. are priced separately;
8. For commercial lights and poles the fees shall be as follows:
  - From one (1) to ten (10) poles, the fee shall be ~~forty five~~ fifty (\$50.00) ~~(\$45.00)~~ dollars;
  - From eleven (11) to twenty (20) poles, the fee shall be seventy-five (\$75.00) dollars;



**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

- From twenty-one (21) to thirty (30) poles, the fee shall be one hundred twenty-five (\$125.00) dollars;
  - For over thirty (30) poles, the fee shall be one hundred fifty (\$150.00) dollars;
9. The minimum electrical subcode fee shall be sixty-five (\$65.00) ~~forty-five (\$45.00)~~ dollars.
- c. *Plumbing Subcode Fees.* The plumbing subcode fees shall be as follows:
1. For installation or replacement of plumbing fixtures and devices, such as but not limited to water closets, urinals, bidets, bathtubs, showers, lavatory, sinks, floor drains, dishwashers, drinking fountains, washing machines, hose bibs, water heaters, trap primers, plumbing stacks, garbage disposals and other similar devices, the fee shall be twenty (\$20.00) ~~fifteen (\$15.00)~~ dollars each;
  2. For installation or replacement of special fixtures and devices, such as but not limited to grease traps, oil separators, backflow preventers, water-cooled air conditioners, commercial refrigeration units, steam boilers, water boilers, commercial cooking equipment, automatic fuel shut-off devices, gas piping, sewer pumps, fuel oil piping, underground sprinkler systems, the fee shall be eighty (\$80.00) ~~sixty-five (\$65.00)~~ dollars each;
  3. For utility service installations and/or connections, including potable water, fire service water, sewer, and gas, the fees shall be one hundred fifty (\$150.00) dollars per connection.
  4. For liquefied petroleum gas tank installations, eighty (\$80.00) ~~sixty-five (\$65.00)~~ dollars.
  5. The minimum plumbing subcode fee shall be sixty-five (\$65.00) ~~forty-five (\$45.00)~~ dollars.
- d. *Fire Protection Subcode Fees.* The Fire Protection Subcode fees shall be as follows:
1. For installation or replacement of fire protection systems, such as sprinkler systems, smoke or heat or other types of automatic detection systems, manual alarm systems, the fees shall be calculated on the number of individual component devices, as follows:
    - (a) From one (1) to twenty (20), the fee shall be sixty-five

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

- (b) From twenty-one (21) to one hundred (100), the fee shall be one hundred twenty (\$120.00) dollars;
- (c) From one hundred one (101) to two hundred (200), the fee shall be two hundred twenty-five (\$225.00) dollars;
- (d) From two hundred one (201) to four hundred (400), the fee shall be six hundred (\$600.00) dollars;
- (e) From four hundred one (401) to one thousand (1,000), the fee shall be eight hundred (\$800.00) dollars;
- (f) For over one thousand (1,000), the fee shall be one thousand (\$1,000.00) dollars;
2. For installation or replacement of standpipe systems, the fee shall be two hundred (\$200.00) dollars;
3. For pre-engineered extinguishing systems, such as but not limited to dry chemical, foam, halon, carbon dioxide, and wet chemical systems, the fee shall be one hundred twenty-five (\$125.00) ~~seventy-five (\$75.00)~~ dollars each;
4. For gas and oil-fired heat producing appliances, such as but not limited to furnaces, boilers, industrial ovens, processing equipment, and other similar devices the fees shall be sixty-five (\$65.00) ~~fifty (\$50.00)~~ dollars each;
5. For incinerators and crematoriums, the fee shall be three hundred fifty (\$350.00) dollars each;
6. For solid fueled appliances, such as wood stoves, coal stoves, pre-manufactured fireplaces, the fee shall be sixty-five (\$65.00) ~~fifty (\$50.00)~~ dollars each;
7. For commercial cooking exhaust systems, the fee shall be one hundred (\$100.00) dollars per system;
8. The minimum fire protection subcode fee shall be sixty-five (\$65.00) ~~fifty (\$50.00)~~ dollars.
9. The fee for removing an above ground oil tank shall be
- e. *Elevator Subcode Fees.* The fee for elevators shall be as follows:
1. For each elevator installation or replacement, the plan review fee shall be two hundred sixty (\$260.00) dollars per car;

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

2. For each elevator installation or replacement in a one (1) or two (2) family dwelling, the plan review fee shall be fifty (\$50.00) dollars per device;
  3. For required inspections, the fee shall be set forth in N.J.A.C. 5:23-12.6, test and inspection fees.
- f. *Fee for Plan Review.* The fee for plan review shall be twenty (20%) percent of the anticipated total permit fees, and may be required to be paid when the permit application and the plans are filed, and before the plans are reviewed. The amount paid for this fee shall be credited toward the final permit fees, provided that the plan review fee shall not be refundable.
- g. *Estimated Value of Work.* The estimated cost (value) of work for any subcode includes all costs normally associated with the work, such as labor and materials (including those donated) and the contractor's profit. The amounts entered on the permit application forms are subject to review by the Construction Official, who may approve or modify them as he deems necessary.
- h. ~~RESERVED *Special inspections.* Special overtime inspections: a permit holder may request special inspections outside of the normal business \Workday. The fee for these inspections shall be one hundred (\$100.00) dollars for the first hour and twenty five (\$25.00) dollars for each additional hour. When inspection is not continuous with the business workday, the fees shall be one hundred fifty (\$150.00) dollars for the first hour, and fifty (\$50.00) dollars for each additional hour.~~
- i. *Certificates of Occupancy, Compliance, Approval.*
1. For certificates of occupancy, the fees shall be as follows:
    - For one (1) and two (2) family dwelling units, fifty (\$50.00) dollars per unit;
    - For all other use groups, ten (10%) percent of the total construction permit fee, with a minimum certificate fee of one hundred (\$100.00) dollars per certificate.
  2. For a certificate of continued occupancy, the fee shall be three hundred seventy-five (\$375.00) dollars per unit;
  3. For a certificate of compliance for elevators, the fees shall be as set forth in N.J.A.C. 5:23-12.6, Inspections and Tests;
  4. ~~For a certificate of approval for equipment or for buildings and structures not subject to occupancy, the fee shall be ten (\$10.00)~~

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

~~dollars.~~

4. Temporary Certificates of Occupancy.

No fee shall be charged for the issuance of the first Temporary Certificate. The fee for the first extension of a Temporary Certificate shall be \$125.00. The fee for a second extension shall be \$250.00. The fee for a third extension and any additional extension thereafter shall be \$600.00

- j. (e) A training fee surcharge of ~~\$0.00265 dollars per cubic foot~~, mandated by N.J.A.C. 5:23-4-19 (b) shall be charged for all permits except demolition ~~new buildings and structures, and additions to existing buildings and structures.~~
- k. The fee for reinstatement of a construction permit that has become invalid in accordance with the UCC shall be \$340.00
- l. An additional fee will be charged for all amendments to already released permits with a minimum fee of \$85.00 being assessed.
  - a. The fee for a change of contractor to any subcode shall be \$25.00
- m. No refund will be given after 45 days of issuance of a permit. Prior to the 45 days of issuance, a twenty percent (20%) plan review cost of the permit will be held from the refund, along with any DCA costs
- n. *Private On-Site Inspections and Plan Review Agencies.* Whenever the Township contracts for services of a private, on-site inspection and plan review agency to enforce one or more subcodes, the following shall apply:
  - 1. The **fees** charged for work done by that agency shall be the same **fees** as set by the Department of Community Affairs pursuant to N.J.A.C. 5:23-4.18 and N.J.A.C. 5:23-4.20. The fees shall be available for public inspection at the Construction Office.
  - 2. The **Construction** Office shall add administrative surcharges of twenty-five (25%) ~~fifteen (15%)~~ percent of the relevant subcode **fees** to cover its costs associated with administering the third-party agency.
- o. Fee exemptions.
  - a. Any senior citizen sixty-two (62) years of age or older shall be exempt from having to pay the following Township construction permit fees:
    - 1. Water heaters

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

2. Upgrades to any one family residential home for the purposes of meeting a Barrier Free environment (Note: Only the specific work to perform the Barrier Free upgrades are exempt)

p. Penalties. NJAC 5:23-2.31

1. Up to \$ 1,000.00 per violation for failure or refusal to comply with any lawful order, unless the failure or refusal to comply is done with the knowledge that it will endanger the life or safety of any person, in which case the penalty shall be up to \$2,000.00 per violation;
  2. Up to \$ 1,000.00 per violation for failure or refusal to comply with any lawful order, unless the failure or refusal to comply is done with the knowledge that it will endanger the life or safety of any person, in which case the penalty shall be up to \$2,000.00 per violation;
  3. Up to \$2,000.00 per violation for failure to comply with a stop construction order;
  4. Up to \$2,000.00 per violation for willfully making a false or misleading written statement, or willfully omitting any required information or statement in any application or request for approval;
  5. Up to \$500.00 per violation for any violation not covered under 1. through 4. above.
  6. The penalty for refusing entry or access to an inspector lawfully authorized to inspect any premises, building, or structure or who unreasonably interferes with such an inspection shall be \$250.00
  7. The penalty for scheduling, and not cancelling, any inspection which is not ready at the time of the scheduled inspection shall be \$85.00
  8. In no event shall the penalty for a properly issued violation be less than \$100.00
- q. All penalty monies collected shall be collected under penalty provision of the UCC. All penalties collected shall be retained by the Construction Department and shall be placed in a special trust fund to be applied to the cost to the department for training, technical support programs, conferences, certification, new equipment and transportation. An independent fund shall be set up and retained by the Finance Officer to be

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

the Trustee of this account.

**29-1.3 Fire Limits.**

The following fire limits are established pursuant to N.J.A.C. 5:23: The fire limits are hereby defined as those zones other than such areas zoned exclusively for one-family and two-family residential use, as designated by the Township Zoning Ordinance, as amended and supplemented. (Ord. No. 20-76; Code§21A-3)

**Section 2.** Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

**Section 3.** In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

**Section 4.** This ordinance shall take effect December 6th, 2018, following final passage and publication as required by law.

**NOTICE**

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, November 29, 2018 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 8:00 p.m. on Wednesday, December 12, 2018 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

**OPEN PUBLIC  
CLOSE PUBLIC**

**MOVED** by: Deputy Mayor Dorsi, of the Township Committee of the Township of Long Hill, that Ordinance 427-18 is hereby adopted.

**SECONDED** by: Committeeman Schuler, **ROLL CALL VOTE: Ayes: Piserchia, Rae, Schuler, Dorsi Nays: Meringolo**

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

**DISCUSSION:**

- Referendum/Sale of Wastewater System: The Committee discussed the pros and cons of putting the sale of the wastewater system to a referendum vote. They discussed the public's reaction to the increasing sewer fees, the upcoming additional increases in fees, the fact that the public had already spoken through a referendum vote, the associated costs of putting the question to a referendum and the time-line. On Motion by Mr. Dorsi, seconded by Mr. Rae, the Committee voted to call for a vote on the question of the referendum. Ayes: Rae, Dorsi, Piserchia, Nay: Schuler, Abstain: Meringolo

On motion of Mr. Dorsi, seconded by Mr. Rae, the Committee voted to put the wastewater plant sale as a referendum question in the general election of 2019. Ayes: Rae, Dorsi, Piserchia, Nay: Schuler, Abstain: Meringolo

The Committee appointed Mr. Piserchia and Mr. Rae to the referendum subcommittee.

**ANNOUNCEMENTS/CORRESPONDENCE:**

- Firefighter Santa sponsored by the Stirling Fire Company on December 15<sup>th</sup>. For Information [www.stirlingfd.com](http://www.stirlingfd.com)
- Firefighter Santa sponsored by the Millington Fire Company on December 15<sup>th</sup>. For Information see the Millington Fire Company Facebook page.
- MFC 70th Annual Children's Christmas Party, 14th December at Millington Fire House at 6 pm
- December 16<sup>th</sup>, 3pm – The Valerie Fund Dance-a-thon fundraiser at the Senior Center supporting cancer research.

**MEETING OPEN TO THE PUBLIC:**

- Joe Ferrandino questioned the Committee on its decision to put the Wastewater Plant up for a referendum again and asked about the cost to the taxpayers.
- Pam Ogens wanted to know why Long Hill, over time, didn't keep its sewer rates at a level which would have allowed the Township to build up a fund that could have helped cover the costs of bringing the plant into compliance.
- Olga Arunova asked about the number of staff that would Veolia would be providing to service the sewer plant and if the Township had moved forward with any work on the plant since the referendum had passed. The Committee told her the work was currently in the planning/permit application stages and would be starting in the spring.
- Neil Lorber asked the Committee to provide a specific example of the "False Information" that had apparently been publicized during the last referendum. The Committee felt they could not answer him without Attorney Pidgeon's approval.
- Tim Shea, of Veolia North America, introduced himself and stated he was looking forward to working with the Township in the management of the sewer plant in 2019.
- Pam Ogens requested the pricing of the Heights Associates contract. Ms. Malool said she would be happy to provide a copy of the contract rates to her.
- Dennis Sandow recommended ending the Open Space Tax and using the money currently in that account to help offset the costs of the increased sewer fees.

**ADJOURNMENT**

**TOWNSHIP OF LONG HILL  
TOWNSHIP COMMITTEE MEETING MINUTES  
NOVEMBER 7, 2018**

On motion by Mr. Meringolo, seconded by Mr. Dorsi, all in favor, the public portion of the meeting was adjourned and the Committee returned to Executive Session at 9:20pm. No further action would be taken.

Respectfully submitted,

Deborah Brooks, RMC/CMR  
Approved December 28, 2018