

**Millburn Township Committee Meeting Minutes**

Minutes of the Regular Meeting of the Township Committee of the Township of Millburn, in Essex County, New Jersey, held in Town Hall starting at 7:30 PM on the above date.

Mayor Burstein opened the meeting and read the following statement:

In accordance with Section 5 of the Open Meetings Act, Chapter 231, Public Laws, 1975, are advised that notice of this meeting was made by posting on the Bulletin Board, Town Hall, and serving the officially designated newspapers, a notice stating that this meeting would take place at the Town Hall at 7:30 PM on March 6, 2018.

Mayor Burstein asked all those present to stand for the Salute to the Flag.

Upon call of the roll, the following Committee members were recorded present: Jackie Benjamin Lieberberg, Cheryl H. Burstein, Samuel D. Levy, and Dianne Thall- Eglow.

Absent: Jodi L. Rosenberg

Also present were Business Administrator Alexander McDonald, Township Attorney Joseph Maraziti, Assistant Business Administrator Jimmy Homsy and Township Clerk Christine Gatti.

**Approval of Agenda**

Mayor Burstein asked for a motion to approve the agenda. The motion was offered by Ms. Eglow and seconded by Mr. Levy.

Roll Call Vote: All Ayes

**Proclamation**

A Proclamation was presented in recognition of Red Cross Month.

**Minutes**

Mayor Burstein asked for a motion to approve the minutes of the meeting of January 2, 2018, which was offered by Ms. Thall-Eglow and seconded by Ms. Lieberberg.

Roll Call Vote: All Ayes

**Reports**

George Serio, Essex County Representative, spoke about the impending winter storm event and stated if the town needs assistance, please contact the County. Mayor Burstein noted that the Governor declared state of emergency as of 8 PM this evening.

Ms. Thall-Eglow said that the Shade Tree Advisory Board met and Tom Doty is working on a five year plan that needs to be submitted to the state. She also spoke about the Board and their mission with trees. She stated that there are about 100 ash trees on the Par 3 that have been impacted by a particular type of beetle infestation. She pointed out that they will be replaced. She said the problem with ash trees is throughout New Jersey. She suggested contacting Mr. Doty for advice if you have an ash tree.

Mr. McDonald spoke about representing the Rahway River Coalition in Washington D. C., noting that they also met with the Army Corps of Engineers. He reviewed details about the impending winter storm.

Mayor Burstein spoke about power outages and the time spent communicating with JCP&L about restoration. She stated that she is declaring a state of emergency as of 6 AM tomorrow.

Millburn Township Committee Meeting Minutes

Public Discussion

Mayor Burstein asked if there were any comments or questions regarding items on the Consent Agenda. No comments were presented.

Consent Agenda

Mayor Burstein asked for a motion to approve the items on the consent agenda. Ms. Thall-Eglow made a motion to approve the consent agenda which was seconded by Mr. Levy.

Roll Call Vote: All Ayes

**RESOLUTION 18-068  
APPROVE BILLS PAYABLE**

**RESOLVED** that the Township Treasurer be and hereby is authorized to accept for payment and pay bills or items as they appear on Schedule dated March 6, 2018, in the following accounts:

General	\$ 461,184.52
Parking Utility - Operating Fund	3,326.96
Dog Fund Trust	182.00
Escrow Trust Fund	162,212.53
Police Off Duty Trust Fund	75,842.00
PATFAII	140.00

**RESOLUTION 18-069  
AUTHORIZE THE REFUND OF TAX OVERPAYMENTS**

**NOW, THEREFORE BE IT RESOLVED** that the Treasurer of the Township of Millburn be and he is hereby Authorized and directed to the draw warrants to pay the payees listed below in the specified amounts;

<u>Make check payable to:</u>	<u>Type</u>	<u>Amount</u>
Gittes, Franklin M. & Marie H. c/o Michael I. Schneck (Trustee) 301 South Livingston Ave Ste 105 Livingston, NJ 07039 Block 3103 Lot 16 261 Hartshorn Dr.	Tax Appeal 2017 taxes	\$8,916.22
Perruzzi, Charles J. 5 Bruce Circle Short Hills, NJ 07078 Block 4501 Lot 18 5 Bruce Circle	Tax Appeal 2017 taxes	\$464.00
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 503 Lot 6 878 Ridgewood Rd	Tax Refund 2018 taxes Duplicate pymt	\$3,546.82
PHH Mortgage 1 Mortgage Way Mt. Laurel, NJ 08054 Block 4003 Lot 15 30 Wildwood Dr.	Tax Refund 2018 taxes Duplicate pymt	\$7,702.41
Wells Fargo Home Mortgage	Tax Refund	\$5,271.03

Millburn Township Committee Meeting Minutes

1 Home Campus Des Moines, IA 50328 Block 101 Lot 8 75 Sagamore Rd	2018 taxes Duplicate pymt	
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 507 Lot 49 39 Oval Rd	Tax Refund 2018 taxes Duplicate pymt	\$3,647.51
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 1804 Lot 4 17 Woodland Rd	Tax Refund 2018 taxes Duplicate pymt	\$4,434.45
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 610 Lot 13 22 Mountainview Rd	Tax Refund 2018 taxes Duplicate pymt	\$3,977.41
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 1709 Lot 21 34 Campbell Rd	Tax Refund 2018 taxes Duplicate pymt	\$4,090.63
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 1001 Lot 2.01 Qual. COOA 65A Mechanic St.	Tax Refund 2018 taxes Duplicate pymt	\$4,583.87
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 4702 Lot 13 520 White Oak Ridge	Tax Refund 2018 taxes Duplicate pymt	\$4,819.58
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328 Block 2803 Lot 6 18 West Beechcroft Rd	Tax Refund 2018 taxes Duplicate pymt	\$12,568.84

**RESOLUTION 18-070**

**AUTHORIZING MUNICIPAL ALLIANCE GRANT CYCLE JULY 2014-JUNE 2019**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

**WHEREAS**, The Township Committee of the Township of Millburn, County of Essex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

Millburn Township Committee Meeting Minutes

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Essex;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Millburn Township in the County of Essex, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize submission of a strategic plan for the Millburn Municipal Alliance grant for fiscal year 2019 in the amount of:

DEDR	\$62,050.00
Cash Match	\$15,512.50
In-Kind	\$46,537.50

2. The Millburn Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION 18-071
AUTHORIZING THE ADVERTISING OF BIDS –
SUMMER CAMP BUSES

BE IT RESOLVED by the Township Committee of the Township of Millburn in the County of Essex, that the Township Clerk be and is hereby authorized and directed to advertise, as required by law, in the ITEM, a newspaper published in said Township, an Invitation to Bidders for sealed proposals to be received by the Township Clerk of the Township of Millburn in the County of Essex, New Jersey, for:

Summer Camp Buses

BE IT FURTHER RESOLVED that the sealed proposals will be opened and read in public at Town Hall, Millburn, New Jersey at a date and time to be determined and in the event no bids are received at that time, then authorization to re-advertise is hereby directed.

RESOLUTION 18-072
AUTHORIZING THE ADVERTISING OF BIDS –
MUNICIPAL POOL FOOD CONCESSION

BE IT RESOLVED by the Township Committee of the Township of Millburn in the County of Essex, that the Township Clerk be and is hereby authorized and directed to advertise, as required by law, in the ITEM, a newspaper published in said Township, an Invitation to Bidders for sealed proposals to be received by the Township Clerk of the Township of Millburn in the County of Essex, New Jersey, for:

Municipal Pool Food Concession

BE IT FURTHER RESOLVED that the sealed proposals will be opened and read in public at Town Hall, Millburn, New Jersey at a date and time to be determined and in the event no bids are received at that time, then authorization to re-advertise is hereby directed.

BE IT FURTHER RESOLVED that the Municipal Pool Food Concession Contract by and between the Township of Millburn and Bagel Giant Café & Catering is terminated in accordance with Article VII, section 7.1 by mutual consent.

**Millburn Township Committee Meeting Minutes**

**RESOLUTION 18-073**

**AUTHORIZE EXECUTION OF STORM SEWER INDEMNIFICATION AGREEMENT**

**NOW, THEREFORE BE IS RESOLVED** that the Millburn Township Mayor and Township Clerk are hereby authorized to execute the Indemnification Agreement for Storm Sewer Connection for 19 Sherwood Drive, Block: 1503, Lot: 4, as per the recommendation of the Superintendent of Public Works.

**RESOLUTION 18-074**

**AUTHORIZE AGREEMENT BETWEEN THE TOWNSHIP OF MILLBURN AND ESSEX COUNTY  
DEPARTMENT OF PUBLIC WORKS**

**BE IT RESOLVED**, that the Township Committee of the Township of Millburn hereby authorizes the Mayor to execute an agreement with the Essex County Department of Public Works, Division of Environmental Affairs in order to perform mosquito control over certain areas of Millburn Township.

**RESOLUTION 18-075**

**APPROVE RAFFLE LICENSES**

**WHEREAS**, the following have submitted applications to the Township Clerk to conduct a raffle, providing all required identification and the appropriate fees; and

**WHEREAS**, the Police Department has conducted an investigation of those conducting such raffles and has found nothing to prevent their issuance.

**NOW, THEREFORE, BE IT RESOLVED** that the following be approved:

Morristown-Beard School  
Springfield PBA  
Opportunity Project  
PTO Wyoming School  
Birth Haven Inc.

**2018 Budget Introduction**

Mayor Burstein brought forth Resolution 18-076 for the introduction of the 2018 budget, stating that a presentation was made at the last meeting.

A motion was made by Mr. Levy to approve Resolution 18-076 and that the Township Clerk authorized to have the budget notice published on March 15, 2018 in accordance with law in the ITEM and that the public hearing and final passage be scheduled for April 17, 2018; Mayor Burstein seconded the motion.

Roll Call Vote: All Ayes

**RESOLUTION 18-076**

**RESOLUTION TO APPROVE BUDGET AND  
SET PUBLIC HEARING DATE (April 17, 2018)**

**MUNICIPAL BUDGET NOTICE**

**Municipal Budget of the Township of Millburn, County of Essex  
for the Fiscal Year 2018**

**BE IT RESOLVED**, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2018; and

Millburn Township Committee Meeting Minutes

BE IT FURTHER RESOLVED, that said Budget be published in The Item of Millburn and Short Hills in the issue of March 15, 2018.

The Governing Body of the Township of Millburn does hereby approve the following as the Budget for the year 2018:

RECORDED VOTE:	Ayes: Mr. Levy	Nays: None
	Ms. Lieberberg	Absent: Ms. Rosenberg
	Ms. Thall-Eglow	Abstain: None
	Mayor Burstein	

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Millburn, County of Essex, on March 6, 2018.

A Hearing on the Budget and Tax Resolution will be held at Town Hall on April 17, 2018 at 7:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2018 may be presented by taxpayers or other interested parties.

**Ordinance/ Second Reading and Consideration of Adoption**

**Ordinance 2492-18**

Mayor Burstein brought forth and reviewed Ordinance 2492-18 for public hearing and consideration of adoption. Mayor Burstein declared the public hearing open. Jamie Serruto, resident of 77 Jefferson Avenue, came forward on behalf of the Boy Scouts, and spoke about the effort they put into this and pointed out that they are very excited to get this official designation. A resident from 61 Locust Avenue came forward and said Troop 17 is one of the best gifts to our town and is very pleased to honor Mr. Fineran because he was so welcoming. Seeing there weren't any additional public comments, Mayor Burstein declared the public hearing closed and made a motion to approve the ordinance on final reading, which was seconded by Ms. Lieberberg.

Roll Call: Ayes: Lieberberg, Thall-Eglow, Burstein

Nays: Levy

**ORDINANCE NO. 2492-18**

**AN ORDINANCE CHANGING THE NAME OF A PORTION OF CANOE BROOK ROAD TO FINERAN WAY IN MILLBURN TOWNSHIP, NEW JERSEY**

**STATEMENT OF PURPOSE:** *The purpose of this Ordinance is to rename a portion of Canoe Brook Road to "Fineran Way," with an additional honorarium sign thereunder entitled "Scoutmaster Ken Fineran."*

**WHEREAS,** the Township of Millburn presently intends to change the name of a portion of Canoe Brook Road to Fineran Way with an Honorarium sign below to read "Scoutmaster Ken Fineran"; and

**WHEREAS,** N.J.S.A. 40:67-1(k), provides that the governing body of a municipality may make, amend, repeal and enforce ordinances to provide for changing the names of streets within such municipality; and

**WHEREAS,** this name change shall affect the length of Canoe Brook Road from the intersection of Route 124 to the vacated portion at the cul-de-sac; and

**WHEREAS,** the Millburn Post Office shall be notified of such change by provision of a copy of this Ordinance; and

Millburn Township Committee Meeting Minutes

**WHEREAS**, the Millburn Police Department and Millburn Fire Department shall likewise be notified of such change by provision of a copy of this Ordinance; and

**WHEREAS**, the State of New Jersey shall be notified so that signage may be changed on State Route 124 reflecting such name change; and

**WHEREAS**, the Township Engineering Department shall be notified of such a change by provision of a copy of this Ordinance in order to enable compliance with Section 15-6.1 of the Revised General Ordinances of the Township of Millburn, which imposes a duty upon the Township Engineer to keep a record of all streets and public roads in the Township.

**WHEREAS**, appropriate signage shall be installed to reflect the street name change.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MILLBURN** that the following street name is hereby changed as delineated below:

**Section 1.**

The name change of Canoe Brook Road shall affect the portion of the length of Canoe Brook Road beginning at State Route 24, running in an easterly direction along Lot 1 Block 5304, to the westerly Block Limit Line of Lot 26 of Block 5101, as shown on sheets 51 and 53 of the Millburn Township Tax Maps, dated January 2013 and approved by the New Jersey Department of Treasury, Division of Taxation on March 17, 2014, being also generally described as the portion of Canoe Brook Road running in an easterly direction from Route 24 to the westerly edge of the area vacated by Millburn Township Ordinance #2-7 adopted on February 14, 1978.

**Section 2.**

The name of Canoe Brook Road shall become "Fineran Way" with an Honorarium below to read "Scoutmaster Ken Fineran."

**Section 3.**

The Millburn Post Office shall be notified of such change by provision of a copy of this Ordinance.

**Section 4.**

The Millburn Police Department and Millburn Fire Department shall likewise be notified of such change by provision of a copy of this Ordinance; and

**Section 5.**

The Township Engineering Department shall be notified of such a change by provision of a copy of this Ordinance in order to enable compliance with Section 15-6.1 of the Revised General Ordinances of the Township of Millburn, which imposes a duty upon the Township Engineer to keep a record of all streets and public roads in the Township.

**Section 6.**

The State of New Jersey shall be notified so appropriate signage changes may be made along State Route 124.

**Section 7.**

Appropriate signage shall be installed to reflect the street name change.

**Section 8.**

This Ordinance shall become effective on April 6, 2018, two months after adoption and publication according to law.

**Ordinance 2493-18**

Mr. Levy brought forth and reviewed Ordinance 2493-18 for public hearing and consideration of adoption. Mayor Burstein declared the public hearing open. Seeing there weren't any public comments, Mayor Burstein declared the public hearing closed. Mr. Levy made a motion to approve Ordinance 2493-18 on final reading and the motion was seconded by Ms. Thall-Eglow.

Roll Call Vote: All Ayes

**ORDINANCE NO. 2493-18  
ORDINANCE TO VACATE A PORTION OF AN EXISTING SANITARY SEWER EASEMENT  
LOCATED AT 65 FALMOUTH STREET, TAX LOT 4, BLOCK 3605 IN THE TOWNSHIP OF  
MILLBURN, ESSEX COUNTY, NEW JERSEY**

***Statement of Purpose:** The purpose of this Ordinance is to vacate a small portion (34.3 square feet) of a sanitary sewer easement running directly underneath the single family home at 65 Falmouth Street, or Tax Lot 4, Block 3605.*

**WHEREAS**, a twenty foot (20') wide sanitary sewer easement exists on Tax Lot 4, Block 3605 in the Township of Millburn, more commonly known as 65 Falmouth Street; and

**WHEREAS**, a certain 34.3 square foot portion of this sanitary sewer easement runs directly under the two-story one-family frame house located at the same address; and

**WHEREAS**, the portion of the easement running directly under the structure has negatively affected the ability of the owners to sell the property; and

**WHEREAS**, the Township has consented to the vacation of the 34.3 square foot portion of that easement running directly under the frame house since vacation of this small portion of the easement does not affect the sanitary sewer line running adjacent to the house nor access to it.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MILLBURN IN THE COUNTY OF ESSEX, NEW JERSEY**, as follows:

Section 1. The portion of the existing 20' Sanitary Sewer Easement on Tax Lot 4, Block 3605, as more particularly described in Exhibit A annexed hereto, prepared by Casey & Keller, Inc. and entitled "Description of a portion of an existing sanitary sewer easement to be vacated: 65 Falmouth Street, Tax Lot 4, Block 3605, Township of Millburn, Essex County, New Jersey" and as depicted on Exhibit B annexed hereto, prepared by Casey & Keller and entitled "Easement Vacation Map" is hereby released and vacated.

Section 2. Pursuant to N.J.S.A. 40:67-21, the Township Clerk of the Township of Millburn hereby is authorized and directed to file in the office of the Essex County Register, New Jersey, within sixty (60) days after this ordinance shall take effect, a copy hereof, certified by her under the seal of the Township to be a true copy hereof, together with a copy of the proof of publication hereof, as required by law.



Section 3. This ordinance shall take effect after final passage and publication as provided by law.

**Ordinance 2494-18**

Ms. Thall-Eglow brought forth and reviewed Ordinance 2494-18 for public hearing and consideration of adoption. Mayor Burstein declared the public hearing open. Seeing there weren't any public comments, Mayor Burstein declared the public hearing closed. Ms. Thall-Eglow made a motion to approve Ordinance 2494-18 on final reading and the motion was seconded by Ms. Lieberberg.

Roll Call Vote: All Ayes

**ORDINANCE NO. 2494-18  
ORDINANCE AMENDING CHAPTER VII "TRAFFIC"  
OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLBURN**

**STATEMENT OF PURPOSE:** *The proposed amendment to the Traffic Ordinance is intended to authorize the installation of an "all way" Stop Signs at the intersections of Rector Street and Spring Street as well as Church Street and Spring Street.*

**BE IT ORDAINED** by the Township Committee of the Township of Millburn in the County of Essex and State of New Jersey, as follows:

**Section 1.** Article VII entitled "Traffic" of the Revised General Ordinances of the Township of Millburn is hereby amended as follows:

Section 7-20 – "Stop Intersections" is amended and supplemented to include the following intersection:

<i>Intersection</i>	<i>STOP Sign on:</i>
Spring Street and Rector Street	All way stop
Spring Street and Church Street	All way stop

\*STOP SIGN, Type R1-1 (30"), shall be installed on Spring Street facing northbound and southbound traffic, approaching the intersections of Rector Street and Church Street.

**Section 2.** The provisions of this ordinance are severable and the invalidity of any phase, clause or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

**Section 3.** This ordinance shall take effect after final passage and publication as required by law.

**Ordinance – Introduction**

**Ordinance 2496-18**

Mayor Burstein brought forth Ordinance 2496-18 for introduction. She reviewed the ordinance and moved that the ordinance be taken up and passed on first reading, which was seconded by Ms. Eglow. It was announced that public hearing for the ordinance is scheduled for March 20, 2018.

Roll Call Vote: All Ayes

\***NOTE:** *Salary Ordinance 2428-14 is attached to the minutes in full.*

**Ordinance 2497-18**

Ms. Lieberberg brought forth Ordinance 2497-18 for introduction. She reviewed the ordinance and moved that the ordinance be taken up and passed on first reading, which was seconded by Ms. Thall-Eglow. The public hearing for the ordinance is scheduled for March 20, 2018.

Roll Call Vote: All Ayes

**ORDINANCE NO. 2497-18**

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

**WHEREAS**, the Local Government Cap Law, N.J.S. 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 0% 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 Township Committee of the Township of Millburn in the County of Essex finds it advisable and necessary to increase its CY 2018 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 Township Committee hereby determines that a 3.5% increase in the budget for said year, is estimated to be \$1,521,998.17 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Millburn, in the County of Essex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Township of Millburn shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased up to 3.5%, amounting to \$1,521,998.17 and that the CY 2018 municipal budget for the Township of Millburn be approved and adopted in accordance with this ordinance; and,

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

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

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

**New Business**

1.) Proposed Ordinance – Loading Zones

Mr. McDonald stated that a proposed ordinance was presented that would allow for the establishment of a loading zone behind Dunkin Donuts, which would make it enforceable, which it currently is not. He said this would be presented to the Committee for introduction at a future meeting.

2.) Proposed Ordinance – Washington Section Parking

Mayor Burstein explained that a proposed ordinance pertaining to the Washington Section parking was recommended by the Washington Section Ad Hoc Committee. She reviewed the specifics regarding

**Millburn Township Committee Meeting Minutes**

locations and time limits for proposed parking on various streets in the Washington area. Mr. McDonald stated that there would be numerous changes due to the school and the narrowness of the streets in that area.

**Old Business**

Ms. Thall-Eglow asked about the flexible parking survey. Mr. McDonald responded that approximately 800 responses have been received and was distributed in a variety of ways.

**Public Discussion**

Mayor Burstein opened the floor to public comment.

Joshua Scharf, resident of 11 Hawthorne Road, came forward and expressed his opposition to the proposed chicken ordinance, stating it is a terrible idea. He stated chickens are farm animals. He commented that the CDC has shown outbreaks of salmonella and he is opposed to chickens being kept on residential properties.

Richard Wasserman, resident of 24 Inverness Court, stated that he is disappointed in the distribution strategy for the flexible parking survey and suggested using the Swift 911 system. Mr. McDonald explained that they only want to use Swift 911 for emergency situations. He indicated that he recently learned of an event option through the system, so they will be looking into that. He said he does not want to de-value the effectiveness of the emergency system. Mr. Wasserman asked what was going to happen with the information collected and Mayor Burstein advised that it will be used as a tool by the Township Committee in making a decision on the flexible. Ms. Thall-Eglow suggested that an exception be made for this particular use and label it non-emergency. Mayor Burstein said she does not agree with using an emergency tool for this purpose. Ms. Thall-Eglow stated she feels this is an emergency. Mr. McDonald said there are about 4,000 people that elected the event option, so they could reach a large pool of people by using that function and it could be done on Thursday, after the storm passes. He noted the website and the option to sign up for notify me. Ms. Thall-Eglow said she is also pushing for a sign board outside of town hall.

Meryl Lee Reisebeck, resident 91 Whittingham Terrace, agreed with Mr. Wasserman's comments. She inquired about the event option and suggested pushing the information out instead of expecting people to pull it out. She stated that she does not think 800 people responding to the survey is a good representation. She requested that the deadline for the survey be extended. She indicated that this is being done in an unprofessional manner and questioned the way in which the data will be analyzed.

David Cosgrove, resident, came forward and submitted the following statement regarding the Silverman project on Woodland Road:

"I am concerned that this board is inclined to designate this Woodland road project as an area in need as it seems an easy way out for the board. I think that it is a mistake. Do you know for certain what the project will look like when you complete the plan for the development? It's abundantly clear that you have many, many constituents that are completely against this project. To be clear I do not want anything over 2 stories on the site. Attached below is a photograph of what 3 stories looks like to me at the bottom of the hill (balloons at 30 and 40 feet). The existing use, a small medical facility, has been there for years and has been profitable. There is no reason to add extremely high density housing to the mix. The developer knew full well when purchasing this property what the restrictions were. This area is not even close to being a transit hub or a business hub. There is no 3 story building anywhere close by. Can you honestly say to us that what you are considering would not significantly change the neighborhood?

Also attached below are a number of additional concerns:

- 1) height limitations - no more than 2 stories

- 2) density limits (housing and office)(see 4 below)
- 3) set backs
- 4) limits on cars/ traffic (in the AM 40/50 people coming in to work at SMG; dozens of patients in/out all day; Glenwood school traffic in AM and afternoon; SMG workers leaving at end of day; new tenants leaving in AM and coming back in PM - all battling for the same parking spots; regular commuters coming and going).
- 5) zero net on car traffic and parking
- 6) no thru traffic (all this traffic is being dumped onto residential streets)
- 7) limits on hours of operation (no after 5 , before 9, or weekends)
- 8) limit on type of business
- 9) limit on number of doctors/professionals working there
- 10) limit on number of employees/staff
- 11) address lack of parking and ability of streets to handle the traffic
- 12) no roof deck, no roof fire pit. no roof bbq (fire hazards, noise and unsightly)
- 13) noise and activity limitations (creation of nuisances)
- 14) operating a business out of an apartment should be prohibited
- 15) limit business space (SMG) to one business
- 16) no bbq's on balconies
- 17) no dens that can be converted to bedrooms”

Not seeing additional comments, the public discussion was closed.

#### **Adjournment**

Mayor Burstein asked if anyone has any remaining comments or questions. Receiving none, she called for a motion to adjourn the meeting which was offered by Mr. Levy and seconded by Ms. Thall-Eglow.

Vote: All Ayes. The meeting was adjourned at 8:20 PM.

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Christine A. Gatti, RMC  
Township Clerk

Approved: May 15, 2018