

**GLOUCESTER TOWNSHIP COUNCIL MEETING
JUNE 27, 2016
MUNICIPAL BUILDING, CHEWS LANDING NEW JERSEY**

Pledge Allegiance to the Flag

Statement: Mr. Mercado read a statement setting forth the time, date and place of this meeting, that it was properly advertised, posted and filed in the Office of the Township Clerk pursuant to the Open Public Meetings Act.

Roll Call: Mr. Hutchison
Mr. Schmidt
Mrs. Stubbs
Mrs. Winters
Mrs. Mignone
Mrs. Trotto
Mr. Mercado

Mr. Carlamere, Solicitor

Ms. Ehret, CFO
Mrs. DiJosie, Twp. Clerk, RMC

Mr. Lechner, Comm. Dev.
Dep. Chief Harkins, Police

Mr. Mercado stated that there would be an add-on this evening initiated by the in rem foreclosures. Mr. Carlamere stated that someone on the list would like to pay their debt. He stated that he has a check for \$110,000 in hand and under state statute would like to put this particular person on a payment plan. He stated that a resolution must be passed by the Township Council approving this. A resolution will be on the end of the meeting.

PROPOSAL: Engineering and Inspection Services for Blackwood Lake Dam.
A straw poll was taken to approve this proposal. All Council members agreed.

PUBLIC PORTION:

Mr. Mercado opened the public portion.

Mr. Heinbaugh stated that the list of bills was not on the website. Mr. Mercado stated that he would make sure that the bill list is posted.

There being no further comment, the public portion was closed.

ORDINANCES: FIRST READING

O-16-11

**ORDINANCE AMENDING CHAPTER 81 OF THE CODE OF THE
TOWNSHIP OF GLOUCESTER ENTITLED, "VEHICLES AND
TRAFFIC" OF THE CODE OF THE TOWNSHIP OF GLOUCESTER**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that Chapter 81 of the Code of the Township of Gloucester be and is hereby amended as follows:

SECTION 1. That Section 81-35B "Regulation for the Movement and the Parking of Traffic on Private Property Open to the Public to Which the Public is Invited (Retail Business)" be and is hereby amended to read as follows:

1. The penalty for a violation and conviction of this section shall be not less than fifty dollars (\$50.) nor more than one thousand dollars (\$1000.), subject to towing of vehicle at the owner's expense and/or imprisonment in the county jail for a term not to exceed ninety (90) days, or by a period of community service not to exceed ninety (90) days.

Property:

COMMERCE SQUARE III
Blackwood-Clementon Road (C.R. 534)

Regulations:

1. General Parking:

- A. All vehicles must park in designated areas and between the lines provided.
- B. Parking of vehicles, trailers, buses and recreational vehicles over three Tons Gross Vehicle Weight (GVW) is prohibited between the hours of 9:00 PM and 6:00 AM. Violators are subject to fine up \$1,000.00, subject to towing at owner’s expense and/or subject to towing of vehicle at the owner’s expense and/or imprisonment in the county jail for a term not to exceed ninety (90) days, or by a period of community service not to exceed ninety (90) days.

SECTION 2. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection or part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 4. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: June 27, 2016
Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on July 11, 2016 and to advertise in full, seconded by Mrs. Winters. Roll call vote: All in favor. Motion carried. 7-0.

O-16-12

**ORDINANCE AMENDING CHAPTER 53A OF THE CODE BOOK
ENTITLED “FLOOD DAMAGE PREVENTION” OF THE TOWNSHIP
COUNCIL OF THE TOWNSHIP OF GLOUCESTER, COUNTY OF
CAMDEN, STATE OF NEW JERSEY**

BE IT ORDAINED by the Township Council of the Township of Gloucester, County of Camden, State of New Jersey that Chapter 53A “Flood Damage Prevention” of the Code Book of the Township of Gloucester be and is hereby amended as follows:

SECTION 1.

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the Township Council of the Township of Gloucester of Camden County, New Jersey does ordain as follows:

1.2 FINDINGS OF FACT

- a) The flood hazard areas of the Township of Gloucester are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.

- b) These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately flood proofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- a) Protect human life and health;
- b) Minimize expenditure of public money for costly flood control projects;
- c) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- d) Minimize prolonged business interruptions;
- e) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- f) Help maintain a stable tax base by providing for the second use and development of areas of special flood hazard so as to minimize future flood blight areas;
- g) Ensure that potential buyers are notified that property is in an area of special flood hazard; and
- h) Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

1.4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- a) Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- b) Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- c) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- d) Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- e) Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

SECTION 2.0

DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance it's most reasonable application.

AO Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

AH Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone

Appeal — A request for a review of the Construction Code Official's interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO or AH zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard —Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1A30, AE, A99, or AH.

Base Flood —A flood having a one percent chance of being equaled or exceeded in any given year.

Base Flood Elevation (BFE) – The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zones AE, AH, AO, and A1-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year. For zones VE and V1-30 the elevation represents the still water elevation (SWEL) plus wave effect ($BFE = SWEL + \text{wave effect}$) resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Coastal A Zone – The portion of the Special Flood Hazard Area (SFHA) starting from a Velocity (V) Zone and extending up to the landward Limit of the Moderate Wave Action delineation. Where no V Zone is mapped the Coastal A Zone is the portion between the open coast and the landward Limit of the Moderate Wave Action delineation. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces. Construction and development in Coastal A Zones is to be regulated the same as V Zones/Coastal High Hazard Areas.

Coastal High Hazard Area — An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources.

Development — Any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Elevated Building — A non-basement building (i) built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor or, in the case of a building in a Coastal A Zone, to have the bottom of the lowest horizontal structural member of the elevated floor, elevated above the base flood elevation plus freeboard by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters. In Areas of Coastal A Zones "elevated buildings" also includes a building otherwise meeting the definition of "elevated building" even though the lower area is enclosed by means of breakaway walls.

Erosion — The process of the gradual wearing away of land masses.

Existing Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities,

the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- a) The overflow of inland or tidal waters and/or
- b) The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing — Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway — The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without accumulatively increasing the water surface elevation more than 0.2 foot.

Freeboard — A factor of safety usually expressed in feet above a flood level for purposes of flood plain management. “Freeboard” tends to compensate for the many unknown factors that could

contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

Historic Structure — Any structure that is:

- a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c) Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

Limit of Moderate Wave Action (LiMWA) – Inland limit of the area affected by waves greater than 1.5 feet during the Base Flood. Base Flood conditions between the V Zone and the LiMWA will be similar to, but less severe than those in the V Zone.

Lowest Floor — The lowest floor of the lowest enclosed area [including basement]. An unfinished or flood resistant enclosure, useable solely for the parking of vehicles, building

access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Recreational Vehicle — A vehicle which is [i.] built on a single chassis; [ii.] 400 square feet or less when measured at the longest horizontal projections; [iii.] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Sand Dunes — Naturally occurring or man-made accumulations of sand in ridges or mounds landward of the beach.

Start of Construction — For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed 50 percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a) Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- b) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

Violation — The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

SECTION 3.0

GENERAL PROVISIONS

3.1 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Township of Gloucester, Camden County, New Jersey.

3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the Township of Gloucester, Community No. 340133D, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study, Camden County, New Jersey (All Jurisdictions)" dated September 28, 2007.
- b) "Flood Insurance Rate Map for Camden County, New Jersey (All Jurisdictions)" as shown on Index and panel(s) (0102, 0104, 0106, 0108, 0109, 0112, 0114, 0116, 0117, 0118, 0119, 0138, 0139, 0182, 0201), whose effective date was September 28, 2007.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study, maps and advisory documents are on file at 1261 Chews Landing Road, Blackwood, New Jersey.

3.3 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500.00 or imprisoned for not more than 90 days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Township of Gloucester, from taking such other lawful action as is necessary to prevent or remedy any violation.

3.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

3.5 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- a) Considered as minimum requirements;

- b) Liberally construed in favor of the governing body; and,
- c) Deemed neither to limit nor repeal any other powers granted under State statutes.

3.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the Township of Gloucester, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

SECTION 4.0 ADMINISTRATION

4.1 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in section 3.2. Application for a Development Permit shall be made on forms furnished by the Construction Code Official and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- a) Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- b) Elevation in relation to mean sea level to which any structure has been flood proofed.
- c) Certification by a registered professional engineer or architect that the flood proofing methods for any nonresidential structure meet the flood proofing criteria in section 5.2-2; and,
- d) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

4.2 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Construction Code Official is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

4.3 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Construction Code Official shall include, but not be limited to:

4.3-1 PERMIT REVIEW

- a) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- b) Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.
- c) Review all development permits to determine if the proposed development is located in the floodway. If located in the floodway, assure that the encroachment provisions of 5.3 a) are met.
- d) Review all development permits in the Coastal A Zone area of the area of special flood hazard to determine if the proposed development alters the terrain or sand dunes so as to increase potential flood damage.
- e) Review plans for walls to be used to enclose space below the base flood level in accordance with section 5.4-2 d).

4.3-2 USE OF OTHER BASE FLOOD AND FLOODWAY DATA

When base flood elevation and floodway data has not been provided in accordance with section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the Construction Code Official shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer sections 5.2-1, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and 5.2-2, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

4.3-3 INFORMATION TO BE OBTAINED AND MAINTAINED

- a) Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- b) For all new or substantially improved flood proofed structures:
 - i. verify and record the actual elevation (in relation to mean sea level); and
 - ii. maintain the flood proofing certifications required in section 4.1 c).
- c) In Coastal A Zone areas, certification shall be obtained from a registered professional engineer or architect that the provisions of 5.4-2 a) and 5.4-2 b) i. and ii. are met.
- d) Maintain for public inspection all records pertaining to the provisions of this ordinance.

4.3-4 ALTERATION OF WATERCOURSES

- a) Notify adjacent communities and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- b) Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

4.3-5 SUBSTANTIAL DAMAGE REVIEW

- a) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- b) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Dam Safety and Flood Control Section.
- c) Ensure substantial improvements meet the requirements of sections 5.2-1, SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and 5.2-2, SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

4.3-6 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in section 4.4.

4.4 VARIANCE PROCEDURE

4.4-1 APPEAL BOARD

- a) The Zoning Board of Adjustment as established by Gloucester Township Council shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- b) The Zoning Board of Adjustment shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Construction Code Official in the enforcement or administration of this ordinance.
- c) Those aggrieved by the decision of the Zoning Board of Adjustment, or any taxpayer, may appeal such decision to the Superior Court of New Jersey, as provided in N.J.S.A. 40:55D-et seq.
- d) In passing upon such applications, the Zoning Board of Adjustment, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - i. the danger that materials may be swept onto other lands to the injury of others;
 - ii. the danger to life and property due to flooding or erosion damage;

- iii. the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - iv. the importance of the services provided by the proposed facility to the community;
 - v. the necessity to the facility of a waterfront location, where applicable;
 - vi. the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - vii. the compatibility of the proposed use with existing and anticipated development;
 - viii. the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - ix. the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - x. the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,
 - xi. the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- e) Upon consideration of the factors of section 4.4-1 d) and the purposes of this ordinance, the Zoning Board of Adjustment may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- f) The Construction Code Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

4.4-2 CONDITIONS FOR VARIANCES

- a) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items i.-xi. in section 4.4-1 d) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.
- b) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- c) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- d) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- e) Variances shall only be issued upon:
 - i. A showing of good and sufficient cause;
 - ii. A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,
 - iii. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in section 4.4- 1 d), or conflict with existing local laws or ordinances.
- f) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

SECTION 5.0

PROVISIONS FOR FLOOD HAZARD REDUCTION

5.1 GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required:

5.1-1 ANCHORING

- a) All new construction to be placed or substantially improved and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- b) All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

5.1-2 CONSTRUCTION MATERIALS AND METHODS

- a) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- b) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

5.1-3 UTILITIES

- a) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- b) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- c) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- d) For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

5.1-4 SUBDIVISION PROPOSALS

- a) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- b) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- c) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- d) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- e) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

5.1-5 ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two exterior walls of each enclosed area, having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

5.2 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD

HAZARD or in section 4.3-2, USE OF OTHER BASE FLOOD DATA, the following standards are required:

5.2-1 RESIDENTIAL CONSTRUCTION

- a) For Coastal A Zone construction see section 5.4 COASTAL A ZONE.
- b) New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive;
- c) Require within any AO or AH zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

5.2-2 NONRESIDENTIAL CONSTRUCTION

- a) In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone (for Coastal A Zone construction see section 5.4 COASTAL A ZONE) shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities: either

- a) Elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive; and
- b) Require within any AO or AH zone on the municipality's DFIRM to elevate above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

- c) Be flood proofed so that below the base flood level plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, whichever is more restrictive, the structure is watertight with walls substantially impermeable to the passage of water;
- d) Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,
- e) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section 4.3-3 b) ii.

5.2-3 MANUFACTURED HOMES

- a) Manufactured homes shall be anchored in accordance with section 5.1-1 b) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:
 - i. Be consistent with the need to minimize flood damage,
 - ii. Be constructed to minimize flood damage,
 - iii. Have adequate drainage provided to reduce exposure to flood damage; and,
 - iv. Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive

5.3 FLOODWAYS

Located within areas of special flood hazard established in section 3.2 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

- a) Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that

encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.

b) If section 5.3 a) is satisfied, all new construction and substantial improvements must comply with section 5.0 PROVISIONS FOR FLOOD HAZARD REDUCTION.

c) In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the accumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

5.4 COASTAL A ZONE

Coastal A Zones are located within the areas of special flood hazard established in section 3.2. These areas may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces; therefore, the following provisions shall apply:

5.4-1 LOCATION OF STRUCTURES

a) All buildings or structures shall be located landward of the reach of the mean high tide.

b) The placement of manufactured homes shall be prohibited, except in an existing manufactured home park or subdivision.

5.4-2 CONSTRUCTION METHODS

a.) ELEVATION

All new construction and substantial improvements shall be elevated on piling or columns so that:

- i. The bottom of the lowest horizontal structural member of the lowest floor (excluding the piling or columns) is elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 4-1, whichever is more restrictive, and,
- ii. With all space below the lowest floor's supporting member open so as not to impede the flow of water, except for breakaway walls as provided or in section 5.4-2 d).

b.) STRUCTURAL SUPPORT

- i. All new construction and substantial improvements shall be securely anchored on piling or columns.
- ii. The pile or column foundation and structure attached thereto shall be anchored to resist flotation, collapse or lateral movement due to the effects of wind and water loading values each of which shall have a one percent chance of being equaled or exceeded in any given year (100-year mean recurrence interval).
- iii. Prohibit the use of fill for structural support of buildings within Coastal A Zones on the community's FIRM.

c.) CERTIFICATION

A registered professional engineer or architect shall develop or review the structural design specifications and plans for the construction and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice

for compliance with the provisions of section 5.4-2 a) and 5.4-2 b) i. and ii.

d.) SPACE BELOW THE LOWEST FLOOR

- i. Any alteration, repair, reconstruction or improvement to a structure started after the enactment of this ordinance shall not enclose the space below the lowest floor unless breakaway walls, open wood lattice-work or insect screening are used as provided for in this section.
- ii. Breakaway walls, open wood lattice-work or insect screening shall be allowed below the base flood elevation provided that they are intended to collapse under wind and water loads without causing collapse, displacement or other structural

damage to the elevated portion of the building or supporting foundation system. Breakaway walls shall be designed for a safe loading resistance of not less than 10 and no more than 20 pounds per square foot. Use of breakaway walls which exceed a design safe loading of 20 pounds per square foot (either by design or when so required by local or State codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions.

- (a.i) breakaway wall collapse shall result from a water load less than that which would occur during the base flood and,
- (a.ii) the elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement or other structural damage due to the effects of wind and water load acting simultaneously on all building components (structural and non-structural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by applicable State or local building standards.
- iii. If breakaway walls are utilized, such enclosed space shall be used solely for parking of vehicles, building access, or storage and not for human habitation.
- iv. Prior to construction, plans for any breakaway wall must be submitted to the Construction Code Official or Building Sub-Code Official for approval.

5.4-3 SAND DUNES

Prohibit man-made alteration of sand dunes within Coastal A Zones on the community's D FIRM which would increase potential flood damage.

SECTION 6. If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance shall be declared invalid by judgement of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of the ordinance.

SECTION 7. This Ordinance shall take effect immediately after final passage and publication as required by law.

Introduced: June 27, 2016
Adopted:

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

MAYOR

Mr. Hutchison made a motion to adopt on first reading, to have second reading and public hearing on July 11, 2016 and to advertise by synopsis, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

RESOLUTIONS:
CONSENT AGENDA

R-16:06-192
RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED BY THE Township Council of the Township of Gloucester, in the County of Camden, that the following bills are approved by the Township Council in accordance with the provisions of Ordinance 0-82-16 and certified by the Chief Financial Officer that the claims are proper obligation of the township, that adequate funds are available to honor these claims in the account indicated and the claim should be paid:

CURRENT ACCOUNT

Per attached computer readout of the claims presented in the amount of \$ 547,617.26

CAPITAL ACCOUNT

Per attached computer read out of the claims presented in the amount of \$ 88,851.31

DEVELOPERS ESCROW

Per attached computer readout of the claims presented in the amount of \$ 23,635.75

TRUST

Per attached computer readout of the claims presented in the amount of \$ 56,789.18

ANIMAL TRUST

Per attached computer readout of the claims presented in the amount of \$ 445.10

MANUAL CHECKS

Per attached computer readout of the claims presented in the amount of \$ 233,433.81

Adopted: JUNE 27, 2016

PRESIDENT COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Winters made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor.
Motion carried. 7-0.

R-16:06-193

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO DISALLOW THE
VETERAN DEDUCTION FOR THE YEAR 2015**

WHEREAS, the following property located at 115 Drexel Avenue, Block 12510,
Lot 11 in the Township of Gloucester received two veteran deductions in 2015, and,

WHEREAS, the homeowner was receiving a Veteran Deduction but was also
granted a Widow of a Veteran Deduction, causing a duplicated deduction in the year 2015,

NOW THEREFORE, BE IT RESOLVED by the Council of the
Township of Gloucester, that the Tax Collector of the municipality be authorized to disallow and
charge back for the amount of \$250.00 for the duplicate deduction made in error.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Winters made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor.
Motion carried. 7-0.

R-16:06-194

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR THE BLACKWOOD
LAKE DAM**

WHEREAS, it was necessary to make changes in the scope of work to be done in the
Blackwood Lake Dam Project in the Township of Gloucester,

WHEREAS, Change Order No. 1 was developed to itemize and authorize those changes;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that Change Order No. 1 is hereby authorized and approval is hereby granted to revise the contract cost from \$791,111.00 to \$691,852.84.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Winters made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-195

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, CAMDEN COUNTY, NEW JERSEY AUTHORIZING THE ADOPTION OF RETIRED K-9 POLICE DOG “NERO” TO GLOUCESTER TOWNSHIP POLICE OFFICER JAMES CLARK

WHEREAS. The Gloucester Township Police Department has determined that K-9 police dog “Nero” is no longer capable of performing the duties of a K-9 officer, and Township Police Department to facilitate the adoption of the retired K-9 police dog “Nero” to police officer James

WHEREAS. It is recognized retired K-9 police dogs fair better through the adoption to the police officer assigned to the K-9 police dog, and

WHEREAS. The Township Council of the Township of Gloucester is in agreement to authorize the Gloucester Clark, and

WHEREAS. The Township Council of the Township of Gloucester is in agreement with police officer James Clark that K-9 police dog “Nero” will not be used in any capacity relating to any activities associated with the Gloucester Police Department, and

WHEREAS. The Township Council of the Township of Gloucester is in agreement that the Gloucester Township Police Department will be held harmless for all responsibilities associated with the former K-9 police dog “Nero”.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Gloucester that retired K-9 police dog “Nero” will be adopted by police officer James Clark and will not be used in any activities associated with Gloucester Township Police Department, be and is hereby approved.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK

Mrs. Winters made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-196

RESOLUTION AUTHORIZING RELEASE OF SECURITIES FOR AUDUBON PROFESSIONAL BUILDING, LLC IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the developer of Audubon Professional Building, LLC has supplied the Township of Gloucester with securities covering this development, within the Township of Gloucester, and

WHEREAS, the Engineer has inspected this project and has given his report to the Township Council of the Township of Gloucester, and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Gloucester that the Maintenance Bond be released.
Adopted: June 27, 2016

ATTEST:

PRESIDENT OF COUNCIL

TOWNSHIP CLERK

Mrs. Winters made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor.
Motion carried. 7-0.

**CONSENT AGENDA (LIQUOR LICENSE RENEWALS
R-16:06-197
RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR
LICENSE IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Gloucester Sakura Inc.	Sakura Japanese Steak & Seafood House	0415-33-002-010

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor.
Motion carried. 7-0.

**R-16:06-198
RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR
LICENSE IN THE TOWNSHIP OF GLOUCESTER**

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Reggies Inc.	Skeeters Pub	0415-32-013-003

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which

would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-199

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
La Vigna, Inc.	Villari's Lakeside Restaurant & Bar	0415-33-010-009

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-200

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
-------------	-------------------	--------------------

Glendora Grill, Inc.

Bruno's Glendora Grill

0415-33-003-002

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-201

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME

TRADING AS

LICENSE NO.

GLR Enterprises Inc.

Filomena Cucina Italiana

0415-33-001-010

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-202

RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Distribution Liquor License in the Township of Gloucester:

NAME

TRADING AS

LICENSE NO.

WHEREAS, application for renewal has been properly advertised by Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of a Plenary Retail Distribution Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of a Plenary Retail Distribution Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-203

RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Distribution Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Brand Liquors LLC	Roger Wilco –Gloucester Twp	0415-44-036-007

WHEREAS, application for renewal has been properly advertised by Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of a Plenary Retail Distribution Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of a Plenary Retail Distribution Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-204

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Sarin Enterprises Inc.	Sam's Bar and Grill	0415-33-007-004

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-205

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Amandas Hideaway	Amanda's Bar None	0415-33-009-010

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016.

Adopted: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to adopt, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-206

RESOLUTION AUTHORIZING RENEWAL OF RETAIL CONSUMPTION LIQUOR LICENSE IN THE TOWNSHIP OF GLOUCESTER

WHEREAS, the following has made application for renewal of a Retail Consumption Liquor License in the Township of Gloucester:

NAME	TRADING AS	LICENSE NO.
Plaza Azteca Sicklerville Inc.	Plaza Azteca Mexican Restaurant	0415-33-008-009

WHEREAS, application for renewal has been properly advertised by the Alcoholic Beverage Control, and

WHEREAS, no written objections have been filed, and

WHEREAS, the Township Council of the Township of Gloucester has no objections and furthermore is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of Retail Consumption Liquor License in the Township of Gloucester,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Gloucester, County of Camden that the application for renewal of Retail Consumption Liquor License is hereby granted and that the Township Clerk is hereby authorized to execute the necessary documents and certificates effective July 1, 2016

Tabled: June 27, 2016

PRESIDENT OF COUNCIL

ATTEST:

TOWNSHIP CLERK, RMC

Mr. Hutchison made a motion to remove this resolution from the consent agenda and to table it, seconded by Mrs. Trotto. Roll call vote: All in favor. Motion carried. 7-0.

R-16:06-207 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF GLOUCESTER, CAMDEN COUNTY, NEW JERSEY AUTHORIZING AN INSTALLMENT AGREEMENT IN LIEU OF IN REM FORECLOSURE PURSUANT TO N.J.S.A. 54:5-65

WHEREAS, Township Council of the Township of Gloucester as did previously authorize foreclosure by summary proceedings In rem on certain tax sale certificates held by the Township of Gloucester, and

WHEREAS, the property owner of Block 13103 Lot 3 desires to pay delinquent tax due by way of installment agreement, and

WHEREAS, N.J.S.A. 54:5-65, of the laws of the Stat of New Jersey authorizes a municipality permit the redemption of a tax lien by installment payments in lieu of foreclosure.

NOW, THEREFORE, it is herein resolved that the Mayor or Business Administrator of the Township of Gloucester is hereby authorized to enter into an installment agreement with the property owner of Block 13103 Lot 3 for installment payments on a tax lien certificate held by the Township of Gloucester pursuant to the laws of the State of New Jersey.

Adopted: June 27, 2016

ATTEST:

President of Council

Township Clerk

Mr. Hutchison made a motion to adopt, seconded by Mrs. Winters. Roll call vote: All in favor. Motion carried. 7-0.

PUBLIC PORTION:

Mr. Mercado opened the public portion.

Ray Polidoro of Erial stated that he could not hear Mr. Carlamere's explanation of the add-on resolution. Mr. Polidoro also talked about the electricity aggregate program. He asked why the township could not get a better deal. Mr. Mercado stated that the township is doing this as a cost savings to the residents. Mr. Polidoro also spoke about the fact that the residents have to opt out of the program. Mr. Carlamere stated that the residents could opt out without a penalty. Mr.

Polidoro stated that he does not feel that the information going out to the residents is clear. Mrs. Trotto read the letter and stated that she thought that it was very clear. Mr. Polidoro stated that he wanted information on what happens at the end of the program.

Ms. Kelly of Tanglewood Drive, complained about the music and loud noise from Villari's Tiki Bar. She stated that the neighbors have been trying to do something about this for the last 10 years and the noise is unbearable. She stated that she met with the Mayor in October of 2015 as the neighbors have a concern for their safety and for vandalism in the neighborhood. She asked what the parameters are for these establishments that are in a residential community. Deputy Chief Harkins stated that the police are aware of this situation and they have been issued 4 citations under the sound ordinance. He stated that the police are aware of this especially on Friday and Saturday nights and they are aware of the concerns of the residents. He stated that the police are exploring a new sound ordinance.

Joanne Carr of Timberbitch stated that 8 years ago she asked Council about an umbrella policy to go out for utilities. She stated that she has questions concerning the aggregation. She also questioned what would happen when this period of time was over. Mr. Mercado stated that the township would probably go out to bid again. She stated that all this is confusing. She also asked how the advertising is being paid for. Mr. Mercado stated that it is being paid for by third party supplier.

Pete Heinbaugh of Morningstar Court asked what the current status of the Rehab lawsuit. Mr. Carlamere stated that he has not received any updates from the firm hired on behalf of our insurance carriers. He also spoke about the aggregation and stated that the letter did clarify things, but month 15 needs to be explained. Mr. Hutchison discussed the program. Mr. Mercado stated that he will get clarity on the 15th month. Mr. Heinbaugh questioned why he, himself was able to find lower rates than what the township has contracted for. Mr. Hutchison stated that the program is starting conversations, and that most people would not even look into this. Mr. Mercado stated that the township is doing this to help the residents with their utility bills.

There being no further comment, the public portion was closed.

POLLING OF COUNCIL:

Mr. Hutchison thanked everyone for coming to the meeting.

Mr. Schmidt thanked everyone for coming to the meeting.

Mrs. Stubbs thanked everyone for coming to the meeting.

Mrs. Winters thanked everyone for coming to the meeting and wished everyone a safe 4th of July.

Mr. Mignone thanked everyone for coming to the meeting.

Mrs. Trotto thanked everyone for coming to the meeting and wished everyone a great week.

Mr. Mercado thanked everyone for coming to the meeting. He thanked the CFO for sitting in for Mr. Cardis at the meeting. Mr. Mercado stated that he attended the Reorganization of the officers at Franklin Square this past weekend.

Mrs. Trotto made a motion to adjourn, seconded by Mr. Hutchison. Roll call vote: All in favor. Motion carried. 7-0.

Respectfully submitted,

President of Council

Rosemary DiJosie
Township Clerk