

September 2, 2014

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, September 2, 2014 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor D'Angeli, Committeemen Corcoran, Henderson, Hughes and Bruning

Members Absent None

Also Present: Clerk Fedish, Attorney Kurnos, Road Foreman Macko

Mayor D'Angeli opened the meeting stating that it was being held in compliance with Public Law 1975, Chapter 231, Sections 4 & 13.

Minutes - Motion by Hughes, seconded by Henderson, to accept and place on file the minutes of July 1, 2014. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Reports

Tax Collector - For August 2014

Tax Searches	\$10.00
Tax Map Fee	\$200.00
NFS Check	\$20.00
Prior Year Taxes	\$6,177.21
Current Year Taxes	\$1,649,683.79
Prepaid Taxes – 2015	\$3,334.80
Interest	\$2,781.16
Total	\$1,662,206.96

RESOLUTION OF THE LAFAYETTE TOWNSHIP COMMITTEE TO AUTHORIZE THE TAX COLLECTOR TO CANCEL TAXES BILLED IN THE AMOUNT OF \$6,585.17, AND TO REFUND TAXES PAID IN THE AMOUNT OF \$4,868.39 FOR BLOCK 21, LOT 29.01, OWNER OF RECORD SCARC, INC.

WHEREAS, SCARC, Inc. purchased Block 21, Lot 29.02, known as 12 Val Court, to be used as a residential group home on September 10, 2012; and

WHEREAS, the Lafayette Township Committee has agreed to cancel all taxes billed from the date of purchase through the end of 2014, and to refund any payments made by SCARC during that time; and

WHEREAS, the property will become tax exempt beginning in the year 2015.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey, that Daryn Cashin, the Tax Collector, be authorized to cancel the 2012 4th quarter through 2014 4th quarter taxes in the amount of \$6,585.17, and to refund SCARC, Inc. the taxes paid during that period in the amount of \$4,868.39.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Tax Collector, the Chief Financial Officer, and Township Auditor for their records.

Motion by Bruning, seconded by Hughes, to accept the Tax Collector's report as submitted and adopt the Resolution to cancel taxes billed to SCARC, Inc. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Committee Reports

Recreation Commission - Bruning reported the swim season has ended.

Route 15 Parking - Bruning reported he and Mr. O'Leary inspected a property on Route 15 for additional, municipal parking. The majority of the property is located in a flood plain and is not suitable for parking.

Christmas Decorations - This issue will be tabled until the next meeting on September 16, 2014.

9-1-1 Dispatching Services - EMS Captain John Strowe said the County services will be comparable to Newton. Hughes reported the Township must notify Newton by the end of this month if it is decided not to renew with Newton dispatch services.

Fire Department - Henderson reported the Fire Department responded to eight (8) calls in the month of August.

Open Space (OSAC) - Henderson reviewed the meeting of August 26, 2014.

Land Use Board - Corcoran reviewed the meeting of August 28, 2014.

EMS - Corcoran reported the EMS responded to 28 calls in the month of August.

Streets and Roads - D'Angeli reviewed the Road Foreman's report. Old Beaver Run Road will be patched until a decision is received regarding a discretionary grant.

Correspondence

- a. From Raj Sinha, Liberty Farm re: farming "Lawler" property
The notice for a farming lease will be readvertised.
- b. From Thomas Russo, Newton Town Manager re: Dispatching contract
- c. From Nevitt Duvencck, re: Hidden Valley Manor Subdivision
- d. From Land Use Board re: Support additional parking in Township
- e. Hampton, Montague & Sandyston Townships Resolution re: Clean Water Act

Vouchers

American Wear	162.00
Aquatic Analysts, Inc.	380.00
Chelbus Cleaning Co., Inc.	275.00
Finch Fuel Oil Co., Inc.	2,135.75
Hamburg Plumbing Supply Co., Inc.	75.06
JCP&L	1,320.47
Laddey, Clark & Ryan, LLP	608.00
Lafayette Twp. Board of Ed	305,000.00
MaryPaul Laboratories, Inc.	260.00
Morris Asphalt Co., Inc.	397.85
ND Engineering, LLC	243.00
Newton Trophy & Sports Center, LLC	26.57
NJ State Treasurer	50.00
Peterson & Son Tree Service, Inc.	1,200.00
Route 23 Patio & Mason Center	216.00
Roy E. Kurnos	4,800.00
SCARC, Inc.	4,868.39
SCMCA	5.00
Service Electric Cable TV	17.00
Staples Business Advantage	365.22
T.A. Mountford Co.	640.00
The New Jersey Herald	12.00
Town of Newton	18,727.20
Treasurer, S/NJ	63.00
Tri-County Refrigeration	159.50
TruGreen Commercial	550.00
U.S. Postal Service	600.00
United States Postal Service	604.00
Verizon Wireless	225.80
Zion Grove Trout Hatchery	1,093.50
Beaver Run Farms	318.10
Laddey, Clark & Ryan, LLP	752.00
Morris Asphalt Co., Inc.	3,435.43
ND Engineering, LLC	648.00
Sparta Lanes	96.00
United States Postal Service	305.00

Motion by Henderson, seconded by Corcoran, to pay the bills on the Bills List. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Old Business

Sussex Tech Tuition - It is the consensus of the Township Committee not to pursue the Sussex Technical School tuition issue.

Pelletown Road Spending Ordinance - The Ordinance will be carried to the meeting of September 16, 2014 due to an advertising delay.

New Business

Raffle Licenses - Motion by Henderson, seconded by Corcoran, to approve a raffle license for Kiwanis Club of Sparta for October 9, 2014. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Motion by Henderson, seconded by Corcoran, to approve a raffle license for High Point Regional High School Educational Foundation for October 18, 2014. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Amend Chapters XVI and XIII Ordinance - Motion by Bruning, seconded by Corcoran, to introduce the following Ordinance and set the public hearing date of September 16, 2014:

AN ORDINANCE TO AMEND CHAPTER XIV OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, BEING THE LAND USE PROCEDURES CHAPTER TO REVISE CERTAIN CHECKLIST SCHEDULES AND TO AMEND CHAPTER XIII OF THE REVISED GENERAL ORDINANCES, BEING THE ZONING CHAPTER, INCLUDING BUT NOT LIMITED TO AMENDING CERTAIN DEFINITIONS AND ADDING NEW DEFINITIONS

BE IT ORDAINED by the Township Committee of the Township of Lafayette that Chapter XIII of the Revised General Ordinances of the Township of Lafayette, being the Zoning Chapter, shall be and is hereby amended as follows:

Section 1. Schedule C (Final Major Subdivision Checklist) of the Land Use Procedures Chapter shall be revised to add the following:

35 – The applicant shall file with the Secretary of the Land Use Board two (2) copies of the subdivision plat reduced to the current scale of the official Lafayette Township Tax Maps encompassing the area of the subdivision, or in the alternative, reduced to a scale chosen by the Township Engineer. The applicant shall pay to the Township of Lafayette the cost of transferring the data on the final map including, without limitations, lot lines, easements to public bodies and conveyances for road purposes. A deposit for this cost shall be made to the Secretary of the Land Use Board in accordance with Schedule H of the Land Use Fees.

Section 2. Schedule G (Minor Site Plan Checklist) of the Land Use Procedures Chapter shall be revised to add the following:

38 – The applicant shall pay to the Township of Lafayette the cost of transferring the data on the final map including, without limitations, lot lines, easements to public bodies and conveyances for road purposes. A deposit for this cost shall be made to the Secretary of the Land Use Board in accordance with Schedule H of the Land Use Fees.

Section 3. §13-5 “Definitions”.

- a. The following definitions shall be and are hereby revised to read as follows:

Building Height shall mean the vertical distance from *grade plane* to the average height of the highest roof surface.

Story shall mean that portion of a building included between the upper surface of a floor and the upper surface of the floor or roof next above.

- b. The following new definitions shall be and are hereby added:

Grade Plane shall mean a reference plane representing the average of the finished ground level adjoining the building at all exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and the lot line or, where the lot line is more than 6 ft from the building between the structure and a point 6 ft from the building.

Story Above Grade Plane shall mean any story having its finished floor surface entirely above *grade plane*, except that a basement shall be considered as a story above *grade plane* where the finished surface of the floor above the basement meets any one of the following:

1. is more than 6 feet above *grade plane*.

2. is more than 6 feet above the finished ground level for more than 50 percent of the total building perimeter.
3. is more than 12 feet above the finished ground level at any point.

Story Height shall mean the vertical distance from top to top of two successive tiers of beams or finished floor surfaces; and, for the topmost story, from the top of the floor finish to the top of the ceiling joists or, where there is not a ceiling, to the top of the roof rafters.

Section 4. §13-6.4.e shall be and is hereby revised to read as follows:

e. *Height Restriction.* A detached accessory structure shall not exceed twenty (20) feet in height, except structures connected with agricultural use.

Section 5. §13-13E.7 shall be and is hereby revised to read as follows:

No building or structure shall exceed 30 feet in height.

Section 6. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision(s) shall be deemed severable and the remaining portions of this Ordinance shall remain in full force and effect.

Section 7. All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

Section 8. The Township Clerk is directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. The Township Clerk is further directed to refer this Ordinance to the Township Land Use Board, pursuant to N.J.S.A. 40:55D-64. Upon the adoption of this Ordinance, after public hearing, the Township Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

Section 9. This Ordinance shall take effect after publication and passage according to law.

Motion carried by roll call vote: Corcoran-yes, Henderson-yes, Hughes-yes, Bruning-yes, D'Angeli-yes.

Audience

Road Foreman Bill Macko asked if an area can be paved on the "Lawler" property to land a medical helicopter. Mr. Kevin O'Leary, OSAC Secretary, will pursue this issue with Green Acres.

Road Foreman Macko asked about installing more swings in the park. Committeeman Bruning will address this issue with the Recreation Commission.

Road Foreman Macko suggested the placement of an AED at the pond. This will be pursued.

Adjourn

There being no further business, motion by Bruning, seconded by Hughes, to adjourn the meeting. Motion carried. Meeting adjourned.

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk