



**TOWNSHIP OF LONG HILL, MORRIS COUNTY, NJ
TOWNSHIP COMMITTEE
REGULAR SESSION AGENDA
September 9, 2015
6:30 PM CLOSED SESSION; 7:30 PM OPEN SESSION**

A draft of the Township Committee Regular Session Agenda is posted on the Township website at www.longhillnj.us on the Monday preceding the meeting.

STATEMENT OF ADEQUATE NOTICE

"In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was electronically sent to the Echoes Sentinel and posted in the January 15, 2015 edition, and electronically sent to the Courier News and posted in the January 9, 2015 edition. The notice was posted on the bulletin board in the Municipal Building on January 6, 2015 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk."

No matter shall be commenced or continued after 11:00 PM at any meeting unless a motion is passed by the members present to extend the meeting to a later specified cutoff time.

EXECUTIVE SESSION

**RESOLUTION #15-302
EXECUTIVE SESSION**

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

Property Acquisition:

- Kurz Property update
- Eberle property

Contract Negotiations

- Turf Field Rentals

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

MOVED by: _____ of the Township Committee of the Township of Long Hill that Resolution #15-302 is hereby approved for Executive Session. **SECONDED** by:

ROLL CALL VOTE:

OPEN PUBLIC MEETING:

PLEDGE OF ALLEGIANCE

FINAL

ROLL CALL: Clerk will call the Roll

Swearing in of Sergeant Ciambriello

CONSENT AGENDA RESOLUTIONS:

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

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution #15-303 through #15-320 are hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE:**

**RESOLUTION 15-303
APPROVING PAYMENT OF BILLS**

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

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

**RESOLUTION 15-304
APPROVAL AND RELEASE OF MINUTES**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve and release the Township Committee Minutes of the August 12, 2015 Township Committee Meeting.

BE IT FURTHER RESOLVED that the Township Committee hereby approves the August 12, 2015 Executive Session Meeting Minutes as redacted by the Township Attorney.

**RESOLUTION 15-305
CERTIFYING ACTIVE MEMBERSHIP WITH MILLINGTON VOLUNTEER FIRE COMPANY FOR
NEW JERSEY STATE FIREMEN'S ASSOCIATION ELIGIBILITY**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that the following is an active member of the Millington Volunteer Fire Company and is eligible to be a member of the New Jersey State Firemen's Association:

Nicholas J. DeThomasis

**RESOLUTION 15-306
AUTHORIZE APPOINTMENT OF
PLANNING BOARD AND ZONING DEPARTMENT
COORDINATOR**

WHEREAS, there exist the need to fill a position in the Planning and Zoning offices due to the retirement of the Planning and Zoning Administrator; and

WHEREAS, it is the recommendation of the Township Administrator, that Cynthia Kiefer, currently part-time Secretary to the Planning and Zoning Administrator is appointed to the newly created position of Planning and Zoning Coordinator.

FINAL

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby appoint Cynthia Kiefer as the full time (non-exempt status) Planning and Zoning Coordinator, effective August 3, 2015, at the annual rate of \$45,000.00.

**RESOLUTION #15-307
AUTHORIZING REFUND OF SUMMER CAMP RECREATION FEE**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill upon the advice and recommendation of the Recreation Director, does hereby authorize a refund of \$115.00 for the 2015 Summer Camp Recreation Fee to the following individual:

Mrs. Chris Ruby

BE IT FURTHER RESOLVED that the refund will be issued by the Recreation Director, through the Community Pass system.

**RESOLUTION #15-308
AMENDING RESOLUTION 15-220
DATE CHANGE
[FORCE Tiger Tracks 5K Race]**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to AMEND and the application for Special Event license # S-15-09 for the "FORCE Tiger Tracks 5K Race" to be held from 7:00 AM – 10:30 AM on the new date of October 31, 2015 at Central School and the surrounding neighborhoods.

**RESOLUTION 15-309
TAX REFUND**

BE IT RESOLVED: By the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey upon the advice and recommendation of the Tax Collector hereby authorizes a refund of the 2012 Homestead Rebate received May 2015, from the State of New Jersey to Marlo Mocarski 221 River Road Millington, NJ for Block 12203 Lot 33 in the amount of \$778.28 due to the fact that this parcel has "Totally Disabled Veteran" status as of 2014.

**RESOLUTION 15-310
2015 FEE SCHEDULE **Amendment 6****

BE IT RESOLVED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, that the following fees for 2015 for licenses and permits for the Township of Long Hill are hereby amended to add:

Yoga Classes \$48/ for 4 sessions

**RESOLUTION 15-311
AUTHORIZING RELEASE OF ESCROWS**

WHEREAS, the Planning & Zoning Administrator, Board Engineer, Board Attorney, Township Planner have certified that there are no outstanding invoices and have approved the release of the following escrows.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LONG HILL IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, that appropriate municipal officials be and are hereby authorized to release the following escrows as per N.J.S.A. 40:55D-53.1.

Developer's Escrow

1211 Valley Road LLC 14-02P	\$336.74
Jam Realty 06-03Z	\$157.74
Joel H. & Roberta L. Goldberg 15-01P	\$2,405.13
Long Hill Township Senior & Handicapped Low Income Housing Assoc. LP 14-11P	\$62.50
Mario Parisi 04-09P	\$500.00
Mead & Andrea Briggs 14-08Z	\$711.25

**RESOLUTION 15-312
AUTHORIZING RENEWING OF LIQUOR LICENSES FOR 2015-2016**

BE IT RESOLVED that all applications being in good order and the required \$2,500.00 fee having been paid, the Township Committee of the Township of Long Hill does hereby grant the following Plenary Retail Consumption Licenses for the year beginning July 1, 2014 and ending June 30, 2015:

Caralen Corporation
d/b/a Myersville Inn
632 Meyersville Road
Gillette, NJ 07933
License No. 1430-33-007-008

The Primavera, Inc.
The Primavera Regency
1080 valley Road
Stirling, NJ 07980
License No. 1430-33-002-006

BE IT FURTHER RESOLVED that all applicants being in good order and the required \$63.00 fee having been paid, the Township Committee of the Township of Long Hill does hereby grant the following Limited Retail Distribution Licenses for the year beginning July 1, 2015 and ending June 30, 2016.

Ladida Kitchen Creations LLC
d/b/a Meyersville Cafe
625 Meyersville Road
Gillette, NJ 07933
License No. 1430-43-010-007

BE IT FURTHER RESOLVED that all applicants being in good order and the required \$188.00 fee having been paid, the Township Committee of the Township of Long Hill does hereby grant the following Club Licenses for the year beginning July 1, 2015 and ending June 30, 2016.

BPO Elks No. 2392
t/a Stirling Elks #2392
1138 Valley Road

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Stirling, NJ 07980
License No. 1430-31-018-001

**RESOLUTION #15-313
AUTHORIZING AMENDMENT NO. 4 TO CONTRACT FOR PURCHASE
OF EBERLE PROPERTY (BLOCK 10801, LOT 6.01)**

WHEREAS, the Township entered into a contract on December 15, 2014, for the purchase of real property located at 491 Valley Road, Gillette, New Jersey and known as Block 10801, Lot 6.01 on the Long Hill Township Tax Maps (the Eberle property); and

WHEREAS, Section IV of the Contract entitled "Environmental Contingencies" provides in part that:

- A. During the period commencing on the effective date and ending on the sixtieth (60th) day thereafter (the "Evaluation Period"), Township shall have the right to conduct a due diligence evaluation of the property, which shall evaluate, without limitation, the following: the environmental condition of the Property, as more specifically provided in paragraph B below. . . .

WHEREAS, the deadline was previously extended to September 15, 2015; and

WHEREAS, the Sellers need additional time to complete the environmental remediation of the property;

NOW, THEREFORE, be it resolved by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. The Mayor and Clerk are hereby authorized and directed to sign Amendment No. 4 to the contract which will extend the time in which the Township has to complete its due diligence environmental evaluation of the property to November 15, 2015
2. In all other respects, the contract dated December 15, 2014, as previously amended, shall remain in full force and effect.

**RESOLUTION #15-314
AUTHORIZING THE CANCELLATION OF CAPITAL BALANCES**

WHEREAS, certain General Capital Improvement balances remain dedicated to projects which have been completed; and

WHEREAS, the balances are no longer necessary for the purposes originally authorized;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby directs that the following balances of unexpended General Capital Improvement Authorizations be cancelled:

<u>Ordinance</u>	<u>Improvement Authorization</u>	<u>Balance</u>
#229-08	Various Improvements	\$10,116.00
#247-09	Improvements to Sewerage System	\$60,291.48

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#250-09	Various Improvements	\$8,442.72
#287-11	Various Improvements	\$19,009.78
Total General Capital		\$97,859.98

**RESOLUTION 15-315
 APPROVING SPECIAL EVENT LICENSE
 [Partners in Caring/ RIDE FOR HUNGER]**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve the license # S-15-16 for the event to the “Sponsors” Partners in Caring/Shoprite of Stirling, for their Special Event; “2015 Ride for Hunger” to be held from 9:00 AM – 11:00 AM on September 19, 2015.

BE IT FURTHER RESOLVED that the Police Department has determined that police services are not required for this event.

**RESOLUTION 15-316
 APPROVE CONFERENCE REQUEST**

WHEREAS, the Township Committee approved Resolution 08-375 which requires Township Committee approval of all overnight conference requests; and

WHEREAS, the Township Committee has received a request by Cyndi Kiefer, the Planning and Zoning Coordinator to attend the NJLM Conference in November 17-19, 2015.

NOW, THEREFORE, BE IT RESOLVED by, the Long Hill Township Committee hereby approves the request to attend the NJLM Conference as outlined in her memo.

**RESOLUTION #15-317
 AUTHORIZING EXTENSIONS TO FLOOD PROPERTY ACQUISITION PROGRAM
 PROPERTIES IN ORDER TO ALLOW ADDITIONAL TIME TO COMPLETE
 ENVIRONMENTAL DUE DILIGENCE**

WHEREAS, the Township has entered into contracts with seven property owners (with one additional contract pending) to purchase their properties as part of the Township’s Flood Property Acquisition Program; and

WHEREAS, Article 12 of those contracts entitled “Contingencies” provides that

The Township shall have the right to conduct or have conducted by its agents, servants, contractors or assigns, and at its cost and expense, such environmental inspections, audits and tests as the Township shall deem necessary or advisable within ninety (90) days of the signing of this Contract. The Seller shall cooperate with such inspection efforts. Such cooperation shall include, without limitations, supplying all information requested concerning the use of the Property and any hazardous Substances located at the Property. The Township agrees that if within the ninety (90) day period it determines that the environmental assessment is unsatisfactory, it shall so advise Seller in writing, and provide Seller with a copy of the environmental assessment. It shall be the Seller's sole obligation to remove and/or address any

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potential environmental concern discovered by the assessment including but not limited to: surface debris, ground staining, unidentifiable containers, etc. unless waived in writing by the Township. If the Seller is unable and/or unwilling to resolve such environmental concern(s) and no waiver has been provided by the Township, the Township shall then have the right to terminate this Contract on ten (10) days written notice thereof to Seller.

WHEREAS, the Township needs additional time to complete its environmental due diligence.

NOW, THEREFORE, be it resolved by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. The Mayor, or the Township Administrator in the Mayor's absence, and Clerk are hereby authorized and directed to sign contract extensions with the various sellers participating in the Township Flood Property Acquisition Program to allow the Township additional time to complete its due diligence environmental evaluations of the properties.
2. In all other respects, the contracts with the individual property owners shall remain in full force and effect.

**RESOLUTION 15-318
AWARDING CONTRACT FOR FIELD TURF PROJECT
AT MATTHEW G. KANTOR MEMORIAL PARK
TO TOMCO CONSTRUCTION**

WHEREAS, eight bids were receive by the Township Administrator on September 2, 2015 for the construction of the turf field at Matthew G. Kantor Memorial Park; and

WHEREAS, the low bidder was TOMCO Construction, Inc., 212 Rt. 15 South, Wharton, New Jersey 07885, who bid \$578,023.00; and

WHEREAS, Township Engineer Paul Ferriero and Township Administrator have both recommended that the contract be awarded to TOMCO Construction, Inc., as the lowest responsible bidder; and

WHEREAS, the governing body has reviewed the recommendations made by the Township Engineer and the Township Administrator; and

WHEREAS, the Township Chief Financial Officer in accordance with N.J.A.C. 5:30-5, has certified that sufficient funds are available to cover the full cost of the contract;

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

1. The contract for the construction of the Field Turf Project at Matthew G. Kantor Memorial Park is hereby awarded to TOMCO Construction , Inc., 212 Rt. 15 South, Wharton, New Jersey 07885 for a lump sum of \$578,023.00, in accordance with the bid specifications and its bid dated September 2, 2015.
2. The Mayor and Clerk are hereby authorized and directed to execute the contract for the construction of the Field Turf Project at Matthew G. Kantor Memorial Park in accordance with the bid documents.
3. The Township Clerk is hereby authorized and directed to return the bid bonds or certified checks of the following unsuccessful bidders:
 - a. Applied Landscape Technologies

- b. Earthworks, Inc.
 - c. Land Tek Group, Inc.
 - d. Rochelle Contracting, Co., Inc.
 - e. JC Landscape Construction & Management Co., Inc.
 - f. Hutton Construction
 - g. Dakota Excavating Contractor, Inc.
4. The Township Clerk is also authorized and directed to return the bid bond or certified check of TOMCO Construction, Inc., upon receipt of a fully executed contract and all other required documents.
 5. This contract will be properly charged to the Capital Fund as approved by the Township Committee in Ordinance #356-15.

**RESOLUTION 15-319
 APPROVING SPECIAL EVENT LICENSE
 [Millington Volunteer Fire Company]**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve the license # S-15-18 for the event to the “Sponsors” Millington Volunteer Fire Company, for their Special Event; “Oktoberfest” to be held from 4:00 PM – 10:00 PM on October 17, 2015.

BE IT FURTHER RESOLVED that the Police Department has determined that police services are not required for this event.

**RESOLUTION 15-320
 ACCEPTING RESIGNATION - DONAT**

BE IT RESOLVED, that the Township Committee hereby accepts the resignation and request of retirement effective November 1, 2015 from Joan Donat, Tax Collector and Tax Search Officer who has been employed by the Township since November 1981,

We wish Mrs. Donat the very best, and we thank her for serving our Township for the past 34 years.

ORDINANCES:

ORDINANCE PUBLIC HEARING/CONSIDERATION OF ADOPTION

**ORDINANCE # 360-15
 MOVING THE TOWNSHIP TEMPORARY SIGN REGULATIONS FROM THE
 LAND USE ORDINANCE TO THE POLICE REGULATIONS SECTION
 OF THE TOWNSHIP CODE, ADDING SANDWICH BOARD REGULATIONS AND
 AMENDING VARIOUS SECTIONS OF THE TOWNSHIP CODE**

STATEMENT OF PURPOSE: To designate the Township's temporary sign regulations as general police power rather than zoning regulations and to permit and regulate sandwich board signs in certain business zones.

IT WAS THE CONSENSUS OF THE PLANNING BOARD THAT FURTHER REVIEW IS REQUIRED BY BOARD STAFF AND BOARD MEMBERS. THE BOARD HAS PLACED THIS DISCUSSION ON ITS SEPTEMBER 22, 2015 MEETING AGENDA AND IS REQUESTING APPROVAL FROM THE TOWNSHIP COMMITTEE TO EXTEND THE 35 DAY TIME LIMIT FROM DATE OF REFERRAL AS NOTED IN THE PROVISIONS OF N.J.S. 40:55D-26a.

MOTION to extend the second reading until September 23, 2015 without further publication by: _____ **SECONDED** by: _____. **VOICE VOTE:**

**ORDINANCE #362-15
 2015 SALARIES AND WAGES ORDINANCE Amended**

STATEMENT OF PURPOSE: To create a new full-time position of Planning & Zoning Administrative Officer Coordinator for the Planning & Zoning Department and to set a salary range for that position.

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

Section 1. The salaries and wages of the following employees of the Township shall be as follows:

Administrative and Executive

<i>Position Title</i>	<i>Annual Salary</i>
Township Administrator	\$75,000 - \$150,000
Executive Administrative Assistant	\$52,500 - \$75,000
Municipal Clerk/Registrar	\$45,000 - \$75,000
Administrative Assistant	\$33,000 - \$52,500
Chief Financial Officer	\$50,000 - \$100,000
Asst. to the CFO [Part Time]	\$20.00 - \$30.00/hr.
Accts. Payable Manager	\$25,000 - \$60,000
Clerical [Part Time]	\$ 7.25 - \$20.00/hr.
Tax Collector	\$40,000 - \$80,000
Tax Assessor [Part Time]	\$20,000 - \$40,000
Payroll Manager	\$ 25.00 - \$45.00/hr.
Sewer Utility Collector [Part Time]	\$ 15.00 - \$22.00/hr.

Court

Municipal Court Judge	\$19,000 - \$35,000
Court Administrator	\$40,000 - \$63,000

Planning and Development

Construction Code Official [Part Time]	\$30,000 - \$45,000
Building Sub Code Official [Part Time]	\$10,000 - \$20,000
Fire Sub Code Official [Part Time]	\$ 35.00 - \$45.00/hr.
Fire Prevention/Fire Official [Part Time]	\$ 22.50 - \$40.00/hr.
Plumbing Sub Code Official [Part Time]	\$10,000 - \$22,500
Electrical Sub-code Official [Part Time]	\$10,000 - \$23,000
Technical Assistant to the Construction Official [Part Time]	\$ 18.00 - \$30.00/hr.
Planning & Zoning Administrator	\$50,000 - \$75,000
Planning & Zoning Administrative Officer <u>Coordinator</u>	\$40,000 - \$60,000

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Planning & Zoning Secretary [Part Time] \$ 20.00 - \$30.00/hr.
Code/Zoning Enforcement Officer \$45,000 - \$70,000

Recreation

Recreation Director \$30,000 - \$60,000

Seasonal/ [Part Time] Positions

Summer Recreation Site Director \$ 22.00 - \$ 35.00/hr.
Summer Recreation Site Supervisor \$ 17.00 - \$ 27.00/hr.
Summer Recreation Assistant \$ 15.00 - \$ 25.00/hr.
Summer Recreation Counselor \$ 8.25 - \$ 15.00/hr.
Lake Director \$ 20.00 - \$ 35.00/hr.
Assistant Lake Director \$ 15.00 - \$ 25.00/hr.
Head Lifeguard \$ 12.00 - \$ 18.00/hr.
Life Guard \$ 9.00 - \$ 15.00/hr.
Score Keeper/Time Keeper/Referees \$ 8.25 - \$ 15.00/hr.
Basketball Director \$ 18.00 - \$ 28.00/hr.
Basketball Staff Supervisor \$ 12.00 - \$ 25.00/hr.

Police Department

Chief of Police \$125,000 - \$150,000
Police Officers per Collective Bargaining Contract
Police Department Secretary \$ 36,000 - \$ 55,000
PD Administrative Assistant [Part Time] \$ 33,000 - \$ 52,000
School Crossing Guard [Part Time] \$ 12.00 - \$ 23.50/hr.
Police Matron \$ 12.00 - \$ 28.00/hr.
Court Security Officer [Part Time] \$ 20.00 - \$30.00/hr.

Office of Emergency Management

Emergency Management Coordinator [Part Time] \$ 10,000 - \$20,000

Department of Public Works/Roads

Director of Public Works /Superintendent of Roads \$85,000 - \$110,000
DPW employees per Collective Bargaining Contract
Part Time Laborer \$ 9.50 - \$20.00/hr.

Wastewater Control

Wastewater Superintendent \$58,000 - \$85,000
Wastewater Employees per Collective Bargaining Contract

Senior Services

Senior Citizens Bus Driver \$ 15.00 - \$ 25.00/hr.

Mileage reimbursement based on current IRS Standard

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

Section 3. This ordinance shall take effect immediately upon final passage and publication as

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required by law, unless the effective date is delayed pursuant to the provisions of N.J.S.A. 40A:9-165.

NOTICE

The foregoing Ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on August 12, 2015 and then considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on September 9, 2015 at the Municipal Building, 915 Valley Road, Gillette, New Jersey, when and where or at any such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC
Township Clerk

Open Public Meeting

Close Public Meeting

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #362-15 be approved as amended for final adoption. **SECONDED**

by: _____.

ROLL CALL VOTE:

ORDINANCE #361-15

REQUIRING A ZONING PERMIT RATHER THAN A CONSTRUCTION PERMIT FOR NEW DRIVEWAYS AND AMENDING SECTION 124 OF THE TOWNSHIP LAND USE REGULATIONS ENTITLED "SUPPLEMENTAL USE REGULATIONS"

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that Section 124 of the Township land use ordinance entitled "Supplemental Use Regulations" is hereby amended as follows.

Section 1. Subsection 124.4.1 entitled "Driveways, Parking Lots and Parking Areas" is amended to read as follows:

"124.4.1 Driveways, Parking Lots and Parking Areas.

A ~~construction-zoning~~ permit shall be required to pave driveways, parking lots, and parking areas located in any zone. All such areas shall be included in lot coverage calculations. Paving an existing gravel driveway or repaving an existing driveway shall be exempted from the permit requirement."

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

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

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee

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of the Township of Long Hill, in the County of Morris on Wednesday, July 22, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on **Wednesday, August 26, 2015** at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR
Township Clerk

Open Public Meeting

Close Public Meeting

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #361-15 be approved for final adoption. **SECONDED** by: _____.

ROLL CALL VOTE:

ORDINANCES INTRODUCTION:

**ORDINANCE #363-15
PROHIBITING PARKING ON PARK PLACE (ENTRANCE TO STIRLING LAKE) AND
SUPPLEMENTING AND AMENDING CHAPTER VII OF THE TOWNSHIP ENTITLED
TRAFFIC**

WHEREAS, Public Works Manager, Thomas Sweeney, has asked the Township Committee to prohibit parking on the entire length of Park Place, which is the entrance to Stirling Lake;

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, as follows:

Section 1. Subsection 7-38.1 entitled "Regulations for the Movement and Parking of Traffic on Municipal Property and Board of Education Property" is hereby supplemented and amended by adding the following new location:

"7-38.1 Regulations for the Movement and Parking of Traffic on Municipal Property and Board of Education Property.

In accordance with the provisions of N.J.S.A. 39:4-197, the following Municipal and Board of Education property shall have the movement of traffic controlled by the types of regulation indicated. No person shall operate or park a vehicle in violation of the regulations indicated.

g. Stirling Lake.

1. No Parking. No person shall park a vehicle at any time upon any street or parts thereof described.

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Park Place (entrance to Stirling Lake)	Both	Entire length

2. Tow Away. Any vehicle parked in violation of this paragraph g shall be deemed a nuisance and menace to the safe and proper regulation of traffic. Any peace officer may provide for the removal of such vehicle. The owner shall bear reasonable costs of removal and storage which may result from such removal before regaining possession of his or her vehicle."

Section 2. The effectiveness of this ordinance is continued upon signs being erected as required by law.

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Section 3. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, September 9, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at **7:30 p.m. on Wednesday, October 14, 2015** at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR
Township Clerk

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #363-15 be approved on first reading with the Open Public Hearing scheduled for October 14, 2015. **SECONDED** by: _____. **ROLL CALL VOTE:**

ORDINANCE #364-15
MAKING THE INTERSECTION OF HIGH STREET AT MAPLE AVENUE A STOP INTERSECTION RATHER THAN A YIELD INTERSECTION

STATEMENT OF PURPOSE: To change the intersection on High Street at maple Avenue to a stop intersection.

WHEREAS, a resident of High Street has requested that the intersection of High Street at Maple Avenue be made a stop intersection for safety reasons; and

WHEREAS, the Police Department agrees with the resident’s request;

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

Section 1. Section 7-26 of the Township Code entitled “Yield Intersections” is amended by removing the intersection of Chestnut Street and High Street with the yield sign on High Street.

Section 2. Section 7-24 entitled “Stop Intersections” is amended by adding the following location in alphabetical order:

Intersection
Maple Avenue and High Street

Stop Sign On
High Street

Section 3. The effectiveness of this ordinance is contingent upon signs being erected as required by law.

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Section 4. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 5. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 6. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, September 9, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:00 p.m. on Wednesday, October 14, 2015 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR,
Township Clerk

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #364-15 be approved on first reading with the Open Public Hearing scheduled for October 14, 2015. **SECONDED** by: _____. **ROLL CALL VOTE:**

**ORDINANCE #365-15
CONCERNING SIDEWALK SALES AND AMENDING CHAPTER III OF THE TOWNSHIP
CODE ENTITLED "POLICE REGULATIONS"**

STATEMENT OF PURPOSE: *To give merchants more flexibility in scheduling sidewalk sales.*

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that Chapter III of the Township Code entitled "Police Regulations" is hereby amended as follows:

Section 1. Section 3-5 entitled "Sidewalk Sales" is amended to read as follows:

3-5 SIDEWALK SALES.

3-5.1 Definitions.

As used in this section:

Sidewalk shall mean any public or private walkway abutting or traversing premises, any parking lot, lawn or any other exterior area of a premise at which a business is conducted.

Sidewalk sale shall mean a retail sale of a short term and temporary in nature conducted in the front or side yard of a business adjacent to the indoor establishment of the tenant or owner without permanent improvements made to the site. ~~Sidewalk sales shall not include outdoor plant sales. See Section 3-5A for outdoor plant sales.~~

Outdoor plant sale shall mean the retail sale of live ~~seasonable~~ seasonal potted plants, including flowers and pumpkins, and bagged bulk landscaping material such as mulch and potting soil, in the front or side yard of a business adjacent to the indoor establishment of the tenant or owner without permanent improvement made to the site.

3-5.2 Sidewalk Sales Permitted on Certain Dates.

a. Any retail business lawfully operating in the Township in full compliance with the Township Zoning Ordinance and other applicable ordinances and regulations shall be permitted to conduct sidewalk sales. ~~during the following periods:~~

1. ~~June For nine (9) days from the Saturday occurring eight (8) days before Father's Day until Father's Day, inclusive. Father's Day is the third Sunday in June.~~
2. ~~July For nine (9) days from the Saturday eight (8) days before the Stirling Freedom Tour Bike Race until the Stirling Freedom Tour Bike Race, inclusive. The Stirling Freedom Tour Bike Race is schedule to occur on the fourth Sunday in July.~~
3. ~~August/September For ten (10) days commencing the Saturday that occurs nine (9) days before Labor Day until Labor Day, inclusive. Labor Day is the first Monday in September.~~
4. ~~October For nine (9) days from the Saturday that occurs eight days before the Annual October Street Fair and ending on the Sunday of the Street Fair Weekend. The Street Fair weekend is scheduled to occur on the second Sunday of October.~~

A business may conduct no more than four such sales in any year. Each sale is limited to no more than ten calendar days. Sales shall be conducted only between 8:00 a.m. and 8:00 p.m., prevailing time.

No permit shall be required to conduct a sidewalk sale ~~on the dates specified above.~~

b. ~~A temporary sign of no larger than twelve by twenty four (12" x 24") inches may be displayed on each street front of each participating establishment for a period commencing one (1) week prior to the start of the sidewalk sale until the end of the sidewalk sale. No permit is required for sidewalk sale signs.~~

~~c. Any business that wishes to conduct outdoor sales at any time other than those dates listed in this subsection of the section must obtain site plan approval or variance from the approving authority.~~

~~3-5A.2~~ 3-5.3 Outdoor Plant Sales Permitted for Limited Periods.

Any retail business lawfully operating in the Township in full compliance with the Township Zoning Ordinance and other applicable ordinances and regulations shall be permitted to conduct outdoor plant sales from March 15 through October 31 of each year.

~~3-5.3~~ 3-5.4 Safety Regulations.

No walkway normally used by pedestrians or vehicles shall be blocked by any merchandise offered for sale ~~at a sidewalk sale.~~ A three (3') foot passage way for pedestrians shall be left open and merchandise shall be securely and adequately placed so that it will not endanger passersby or fall or extrude into any street ~~or alley,~~ driveway or fire lane.

Merchandise shall be kept in a neat and orderly fashion at all times. Such sales shall not be operated in any manner which would cause a nuisance or create a fire safety or traffic hazard. Goods may be stored out of doors, at the vendors own risk, during the permitted ~~sidewalk~~ sale.

~~3-5.4~~ 3-5.5 Enforcement.

This section shall be enforced by the ~~Township Code Official,~~ Code Enforcement Officer, the Police Department and/or the Fire Official.

~~3-5.5~~ 3-5.6 Penalties.

Any person who conducts a ~~sidewalk~~ sale on any date not authorized by this section or who violates any of the other regulations of this section shall be liable to the penalties stated in Chapter I, Section 1-5

~~3-5A OUTDOOR PLANT SALES. Delete all~~

~~3-17 TIME LIMITED FOR LIGHTED BUSINESS SIGNS AFTER CLOSING HOUR.~~

~~No person shall allow any sign (as that term is defined in Township Code Section 35-8.2) to be lighted later than one-half (1/2) hour after business closing. (Ord. No. 16-91 § 1; 1967 Code § 58-29A)~~

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

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

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, September 9, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, October 14, 2015 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR
Township Clerk

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #365-15 be approved on first reading with the Open Public Hearing scheduled for October 14, 2015. **SECONDED** by: _____. **ROLL CALL VOTE:**

ORDINANCE #366-15

MOVING THE TOWNSHIP TEMPORARY SIGN REGULATIONS FROM THE LAND USE ORDINANCE TO THE POLICE REGULATIONS SECTION OF THE TOWNSHIP CODE, ADDING SIDEWALK SIGN REGULATIONS AND AMENDING VARIOUS SECTIONS OF THE TOWNSHIP CODE

STATEMENT OF PURPOSE: To designate the Township's temporary sign regulations as general police power rather than zoning regulations, to permit and regulate temporary and portable sidewalk signs in certain business zones.

WHEREAS, the courts have recognized that municipalities may regulate signs pursuant to their general police powers (State vs. Boston Juvenile Shoes, 60 N.J. 249, 253 (1972)); and

WHEREAS, the Township's temporary sign regulations are currently included in Section 155.3 of the Township Land Use Ordinance; and

WHEREAS, as a result, anyone seeking a waiver or relaxation of any of those regulations must apply to the Zoning Board of Adjustment for a variance; and

WHEREAS, applying for a variance in those situations is neither practical nor efficient, and can be very costly; and

FINAL

WHEREAS, the Township Committee wants to improve the visibility of businesses in the Township by allowing temporary, portable sidewalk signs under certain conditions; and

WHEREAS, a separate ordinance is being introduced simultaneously herewith to make the appropriate changes to the Township land use regulations to make them consistent with this ordinance;

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

Section 1. Section 155.3 of the Township Land Use Ordinance entitled "Permitted Temporary Signs" is hereby repealed in its entirety.

Section 2. Chapter III of the Township Code entitled "Police Regulations" is hereby supplemented and amended by adding a new Section 3-12 entitled "Temporary Signs" which reads as follows:

3-12 TEMPORARY SIGNS

3-12.1 Definitions

Banner – A non-rigid sign of cloth, plastic or other flexible material temporarily attached to a building or planted in the ground using more than one supporting pole or bracket.

Inflatable sign - any air or helium filled display used to advertise a product or event. Inflatable signs shall include all manner of balloons used for any display purpose.

Real estate sign - a sign which is used to advertise any real property for sale, lease or rental purposes, including all temporary signs located on the property of a real estate office, and off-site directional signs used for open house advertising.

Sidewalk sign - any temporary freestanding display with one or two visible sides located adjacent to a public roadway, sidewalk or storefront.

Temporary sign - any sign constructed of cloth, canvas, fabric, paper, plywood, corrugated material, plastic or other light material, including, sidewalk signs, portable signs, searchlights and inflatable signs.

3-12.2 Regulations

- a. Temporary signs regulated in this section are excluded from regulation under Section 155 of the Land Use Ordinance.
- b. Rotating signs, flashing signs and similar live action signs; and signs which contain foil, mirrors, lights, or reflective material which could create a hazardous condition to a motorist, bicyclist, or pedestrian are prohibited.
- c. Spinners, flags, pennants, streamers and other moving objects used for advertising purposes, whether containing a message or not, are prohibited on all temporary signs.
- d. In no case shall a temporary sign be illuminated.
- e. Signs permitted in sections 3-12.3 b, f, g, h, and i. and 3-12.4 c. below must be of "wire frame" construction and must be installed and removed without tools.
- f. Temporary signs may not be placed in any traffic circle or traffic island, at sight-restricted intersections, or inside the planter box of any "Welcome to Long Hill" sign.
- g. Any temporary sign not specifically permitted by the provisions of this Section is prohibited.

3-12.3 Temporary signs permitted without a permit.

FINAL

The following temporary signs are permitted in all areas, on the subject private lot only.

- a. Real estate signs advertising the prospective sale or rental of the premises or property upon which they are located. Such signs shall be removed within seven (7) days of the sale or rental transaction and shall be restricted in size and number as follows:
 1. Residential properties shall not display more than one (1) sign six (6) square feet in area, except that a corner property or through lot may display one (1) such sign on each street frontage.
 2. Nonresidential property shall not display more than one (1) sign twelve (12) square feet in area, except that a corner property or through lot may display one (1) such sign on each street frontage. Properties exceeding three hundred (300) feet of street frontage may display one (1) additional sign for each six hundred (600) feet of street frontage in excess of three hundred (300) feet.
 3. All real estate signs shall be located at least ten (10) feet from any street cart way.
- b. "Help Wanted" signs for any nonresidential land use.
- c. Farm signs advertising the sale of farm products produced within the Township. They shall not exceed six (6) square feet in area. The signs shall be removed during seasons when products are not being offered for sale. Not more than two (2) such signs shall be erected on any one (1) property.
- d. *Sidewalk Signs*. One "Sidewalk Sign" is permitted for any non-residential use or for each tenant in a multi-tenant commercial building. A sidewalk sign may be displayed only in front of the business establishment it advertises. It may be displayed only during hours when the business is open to the public and during special street events being held in the immediate vicinity of the subject business. In the Planned Shopping Zone, sidewalk signs shall be permitted only on the sidewalk immediately in front of the business, and no sidewalk sign shall be permitted along Valley Road.

No Sidewalk sign shall be placed in a driveway, the paved portion or shoulder of a public street, within any public parking space, or impede the exiting of passengers from parked cars or pedestrian movement on a public sidewalk.

Sidewalk signs shall be constructed of weather resistant material, may not be permanently fixed, but must be weighted or secured to withstand winds to prevent a roadway or sidewalk hazard. Sidewalk signs shall be no more than thirty (30") inches in width and fifty (50") inches in height when extended. Sidewalk signs placed in a sight triangle must comply with provisions of section 157.5.

The following temporary signs are permitted in all areas, on any private lot or in the Right of way.

- e. Official notices, legal notices and signs required by law.
- f. All "open house" realty signs not located on the property for sale shall be allowed from 7:00 a.m. to 6:00 p.m. on the day of the open house only. "Open house" signs located on the property for sale shall be permitted for not more than three (3) days, including the day of the open house, and shall be removed no later than 6:00 p.m. of the day of the open house.

FINAL

- g. Announcements of the sale of an individual's personal property. Such signs shall not exceed six (6) square feet in area and shall not be displayed for a period exceeding thirty-one (31) days in any calendar year.
- h. Political campaign signs shall be permitted in all zones. Such signs shall not be permitted for a period exceeding thirty-one (31) days in any campaign or event, inclusive of primaries, shall not exceed twelve (12) square feet in area and shall be removed within five days of the conclusion of the campaign or event.
- i. Signs announcing any educational, charitable, civic, and religious or like special event to be held in the Township shall be permitted in all zones. Such signs, however, shall not be permitted for a period exceeding fourteen (14) days per special event in any one (1) calendar year; shall not exceed twelve (12) square feet in area and shall be removed within forty-eight (48) hours of the conclusion of the event.

There shall be not more than twelve (12) signs, Township-wide, advertising any such special event. Every sign must contain a name and telephone number (or alternate contact information); or equivalent contact information must be provided in writing to the Code Enforcement Officer.

3-12.4 Temporary signs permitted with a permit.

The following temporary signs are permitted in all areas, on the subject private lot only. A permit must be obtained from the Code Enforcement Officer.

- a. Signs are permitted on construction sites for the duration of the construction period. They shall not exceed eight (8) feet in height nor thirty-two (32) square feet in area. They shall be removed within seven (7) days after the completion of the construction work, or upon request for a certificate of occupancy. Not more than one (1) sign shall be located on each street frontage.
- b. Banners shall be permitted for special public and semipublic events and for private grand openings and special sales events. Special sales events shall be subject to the determination of individual business owners but shall not exceed two (2) such events in any calendar year. Banners may be attached to the façade of a building, or may be installed in the ground at least 25 feet from the curb line. Only one banner is permitted, and it may not exceed fifty square feet. Any banner permitted under this subsection shall be displayed for no more than thirty (30) days.

The following temporary signs are permitted in all areas, on any private lot or in the Right of way. A permit must be obtained from the Code Enforcement Officer.

- c. Temporary signs shall be permitted for special public and semipublic events and for private grand openings and special sales events. Special sales events shall be subject to the determination of individual business owners but shall not exceed two (2) such events in any calendar year. All temporary signs permitted under this subsection shall be displayed for no more than thirty (30) days.
- d. Any sign or banner placed over the right of way of any street. The permit will be issued only if specifically authorized by resolution of the Township Committee (and by the Freeholders, if a county road.)

- e. Searchlight displays as part of a grand opening promotion. The permit will be issued only if specifically authorized by resolution of the Township Committee.
- f. In addition to the on-site signs authorized by paragraph 3-12.3.c. above, farm stands shall be permitted to have two (2) off-site signs from April 1 through October 31 of each calendar year, provided the area of each sign does not exceed eight (8) square feet. Written permission of the owners of the sites on which the signs are to be located shall be presented to the Code Enforcement Officer prior to the issuance of a sign permit.

3-12.5 Permanent signs permitted with a permit. (reserved)

Section 3. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, September 9, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, October 14, 2015 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR
Township Clerk

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #366-15 be approved on first reading with the Open Public Hearing scheduled for October 14, 2015. **SECONDED** by: _____. **ROLL CALL VOTE:**

**ORDINANCE # 367-15
REMOVING THOSE SECTIONS OF THE LAND USE ORDINANCE THAT HAVE BEEN
RENDERED MOOT BY MOVING THE TEMPORARY SIGN REGULATIONS TO THE
TOWNSHIP CODE AND AMENDING VARIOUS SECTIONS OF THE TOWNSHIP LAND USE
ORDINANCE**

STATEMENT OF PURPOSE: To remove those sections of the Zoning Ordinance that have been rendered moot by the ordinance moving the temporary sign regulations to the general police powers section of the Township Code.

WHEREAS, the courts have recognized that municipalities may regulate signs pursuant to their general police powers (State vs. Boston Juvenile Shoes, 60 N.J. 249, 253 (1972)); and

WHEREAS, the Township's temporary sign regulations are currently included in Section 155.3 of the Township Land Use Ordinance; and

FINAL

WHEREAS, as a result, anyone seeking a waiver or relaxation of any of those regulations must apply to the Zoning Board of Adjustment for a variance; and

WHEREAS, applying for a variance in those situations is neither practical nor efficient, and can be very costly; and

WHEREAS, a separate ordinance is being introduced simultaneously herewith to move the temporary sign regulations to the general police power section of the Township Code;

WHEREAS, this ordinance removes those sections of the Zoning Ordinance that have been rendered moot by that ordinance;

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

Section 1. Section 111 of the Township Land Use Ordinance entitled "General Terms" is amended by removing the following terms:

Inflatable sign
Portable sign
Real estate sign
Sidewalk sign
Temporary sign

Section 2. Section 111 is further amended by amending the definitions of "Permanent Sign" and "Marquee Sign" to read as follows:

Permanent sign - ~~any sign that is not a temporary sign as defined herein.~~ A wall sign or ground sign on the subject lot which requires site plan approval. See General Ordinance 3-12 for Temporary Signs which are regulated in that section.

Marquee sign - a ground sign designed so that characters, letters, illustrations or other graphics may be changed or rearranged without altering the face or surface of a sign and designed for ~~temporary or permanent display as a freestanding sign located along a public roadway. For the purposes of this Ordinance marquee signs shall be limited to private sector displays and shall not include public or semi-public announcement signs of any kind.~~

Section 3. Section 155.1 of the Township Land Use Ordinance entitled "General Restrictions" is amended to read as follows:

****

f. ~~Except for temporary off site farm stand signs permitted by subsection 155.3j, no commercial sign shall be permitted which is not accessory to the business or use conducted on the property. Advertising billboard signs are prohibited unless otherwise permitted by this Section.~~ Advertising billboard signs are prohibited. No commercial sign shall be permitted which is not accessory to the business or use conducted on the property.

g. Bench signs, roof signs, naked light displays, vehicle advertising, and permanent inflatable signs and animated or moving signs of any kind are specifically prohibited, ~~unless otherwise permitted by this Section.~~

h. Rotating signs, flashing signs and similar live action signs; and signs which contain foil, mirrors, lights, or reflective material which could create a hazardous condition to a motorist, bicyclist, or pedestrian are prohibited.

- i. Banners, spinners, flags, pennants, streamers and other moving objects used for advertising purposes, whether containing a message or not, are prohibited when attached to a building or permanently installed in the ground ~~unless authorized by the provisions of subsection 155.3d.~~
- ~~j. No sign shall be erected within or over the right of way of any street unless specifically authorized by this or another ordinance of the Township.~~
- k. All permanent signs, other than permitted temporary signs, shall be constructed of durable materials and shall be adequately maintained. All cracked, warped or broken members of a sign shall be replaced. Deteriorated surfaces which evidence rusting, flaking or cracking shall be replaced or repaired. All broken or cracked glass shall be replaced. Any sign which fails to meet the maintenance provisions of this Section shall be repaired or removed within thirty (30) days upon written notification by the Construction Official or Code Enforcement Officer.
- ~~l. Portable signs, including marquee and sidewalk signs, are prohibited except where permitted by other provisions of this Section.~~
- ~~m. Searchlight displays are prohibited unless authorized by a sign permit as part of a grand opening promotion.~~
- n. Any permanent sign not specifically permitted by the provisions of this Section is prohibited.

Section 4. Section 155.3 entitled "Permitted Temporary Signs" is deleted in its entirety.

Section 5. Section 155.9 entitled "Nonconforming Signs" is not consistent with the Municipal Land Use Law (N.J.S.A. 40:55D-68, as interpreted by the court in Camara v. Board of Adjustment of Township of Belleville, 239 N.J. Super. 51 (App. Div. 1990)) and is therefore deleted in its entirety.

Section 6. Section 155.10 entitled "Administration and Review" is amended by deleting subparagraph 2 of paragraph b.

Section 7. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 8. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 9. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, September 9, 2015 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, October 14, 2015 at the Municipal Building, 915 Valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR,
Township Clerk

FINAL

MOVED by: _____ of the Township Committee of the Township of Long Hill that Ordinance #367-15 be approved on first reading with the Open Public Hearing scheduled for October 14, 2015. **SECONDED** by: _____. **ROLL CALL VOTE:**

COMMITTEE LIAISON REPORTS:

DISCUSSION / ACTION ITEMS:

- Turf Field Rental Contracts Oratory Prep
- Parking Passes for 2016
- Dog License for 2016

OLD BUSINESS:

NEW BUSINESS:

Announcements/Correspondence:

- Free Bone Density Test at Basking Ridge, Wednesday Sept. 30, Call Bernards Health Dept. for appointment 908-204-2520
- TEAL RIBBONS – September is Ovarian Cancer Awareness month. For more information go to www.turnthetownsteal.org
- FEMA deadline is Sept. 15 for Hurricane Claims to be revisited
- PSEG Vegetation Management

MEETING OPEN TO THE PUBLIC:

Remarks and Statements Pertaining to Any Matter

ADJOURNMENT – Possible Exec. Session