

JEFFERSON TOWNSHIP COUNCIL
MEETING LOCATION: JEFFERSON TOWNSHIP MUNICIPAL BUILDING
1033 WELDON ROAD
LAKE HOPATCONG, NJ 07849
CONTACT: 973-208-6132/33
www.jeffersontownship.net

SEPTEMBER 14, 2021
REGULAR MEETING – 7:00 PM
AGENDA

**TO THE
EXTENT
KNOWN
AS OF
9.10.21**

1. CALL TO ORDER – Presiding Officer

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of **September 14, 2021** was included in a list of meetings notice sent to the official newspapers of the Township, the Daily Record and the Star Ledger, on **January 8, 2021** and was posted on the bulletin board in the Municipal Building on **January 8, 2021** 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. The change in location was noticed on **June 11, 2021**.

Proper notice having been given, the Township Clerk is directed to include this statement in the minutes of this meeting.

2. ROLL CALL – Township Clerk

	Present	Absent
Mr. Birmingham		
Mr. Kalish		
Mr. Smith		
Vice President Dunham		
President Senatore		
Mr. Ryan, Township Attorney		
Ms. Reilly, Township Clerk		

Let the record reflect the following members of the Administration are present: Mayor Eric Wilsusen.

3. SALUTE TO THE FLAG – Presiding Officer

4. SPECIAL PRESENTATIONS – Presiding Officer

- None for S, 2021

5. PUBLIC COMMENT – Presiding Officer

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

6. ORDINANCES –PUBLIC HEARING AND VOTE FOR ADOPTION – Township Clerk

ORDINANCE #21-21 - ORDINANCE AMENDING CHAPTER 490, ZONING, SPECIFICALLY SECTION 490-30 ENTITLED “SIGNS” OF THE CODE OF THE TOWNSHIP OF JEFFERSON

WHEREAS, the Jefferson Township Council has reviewed the Township Code regarding signage and has determined that revisions are advisable.

NOW THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Jefferson Township Municipal Code is hereby amended to revise Section 490-30 “Signs” as follows:

SECTION I Section 490-30 of the Jefferson Township Municipal Code is hereby deleted in its entirety and replaced with the following:

§490-30. Signs

A. Definitions. As used in this section, the following terms shall have the meanings indicated:

ATTACHED SIGN

Any sign on or affixed to any exterior surface of a building, provided such sign does not project beyond six inches from said exterior surface, does not project past any exterior corner of the building or project beyond any portion of the roof.

BANNER SIGN

Any sign printed or displayed upon cloth or other flexible material, with or without frames.

BILLBOARD SIGN

A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered at a location other than the premises on which the sign is located.

FREESTANDING SIGN

Any permanent sign which is not attached to the exterior surface of a building, window or canopy and excluding moveable signs.

SIGN

Any object, device, display or structure, or part thereof, situated outdoors or indoors, that is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by means, including words, letters, figures, design, symbols, fixtures, colors, illumination or projected images.

SIGN, ANIMATED OR MOVING

Any sign or part of a sign that changes physical position or light intensity by any movement or rotation or that gives the visual impression of such movement or rotation.

SIGN AWNING

A sign mounted, painted or attached to an awning or other window or door canopy that is otherwise permitted by ordinance.

SIGN, BUSINESS

A sign which specifically or directly calls attention to a business or profession conducted or to a commodity, service or entertainment sold or offered upon the premises where such a sign is located or to which it is affixed.

SIGN, CONSTRUCTION

A sign erected on the premises where construction is taking place, during the period of such construction, indicating the names of the architects, engineers, landscape architects, contractor or similar artisans, and the owners, financial supporters, sponsors, and similar individuals or firms having a role or interest with respect to the structure or project.

SIGN, DIRECTIONAL

Signs limited to directional messages such as "one way," "entrance," and "exit."

SIGN, EXHIBITIONS

A sign posted in conjunction with a permitted exhibition.

SIGN, FREESTANDING

Any nonmovable sign not affixed to a building.

SIGN, FLASHING

Any directly or indirectly illuminated sign that exhibits changing natural or artificial light or color effects by any means whatsoever.

SIGN, GROUND

A freestanding sign, other than a pole sign, in which the entire bottom is in contact with or is close to the ground.

SIGN, HANGING

A freestanding sign supported by the extended arm of a single pole with the top edge of the sign face not exceeding eight feet above grade level.

SIGN, HEIGHT

The height of any sign shall mean the distance between the ground and the highest structural component.

SIGN, HOME OCCUPATION

A sign containing only the name and occupation of a permitted home occupation.

SIGN, IDENTIFICATION

A sign giving the nature logo, trademark or other identifying symbol; address; or any combination of the name, symbol, and address of a building, business, development or establishment on the premises where it is located.

SIGN, ILLUMINATED

A sign lighted by or exposed to artificial lighting either by lights on or in the sign or directed toward the sign.

SIGN, NONCONFORMING

A sign lawfully erected and maintained prior to the adoption of the current ordinance that does not conform with the requirements of the current ordinance.

SIGN, PORTABLE

Any sign not permanently attached to the ground or other permanent structure, or a sign designated to be transported, including, but not limited to, signs to be transported on wheels; sandwich board signs; and signs on balloons and umbrellas.

SIGN, PROJECTING

A sign that is wholly or partly dependent upon a building for support and that projects more than 12 inches from such building.

SIGN, REAL ESTATE

A sign pertaining to the sale or lease of premises, or a portion of the premises, on which the sign is located.

SIGN, ROOF

A sign that is mounted on the roof of a building or that is wholly dependent upon the building for support and that projects above the top edge or roofline of a building with a flat roof, the eave line of a building with a gambrel, gable or hip roof, or the deckline of a building with a mansard roof.

SIGN, SPECIAL EVENT

A sign advertising a public or quasi-public event that is sponsored by a nonprofit or governmental agency.

SIGN, TEMPORARY

Defined in Sections 490-30(D) and 490-30(F) of the Township Code

SIGN, WINDOW

A permanent sign that is painted or mounted onto a windowpane, or that is hung directly inside a window solely for the purpose or effect of identifying any premises from the sidewalk or street, or a temporary sign advertising events or products.

B. Permitted signs. In all districts, the maximum permitted sizes of signs of each listed type shall be in accordance with the regulations contained in the following schedule:

(1) Residential districts.

(a) The following kinds of signs are permitted in residential zone districts:

[1] Freestanding or attached sign identifying the name of the occupant.

[2] Attached sign identifying a permitted home occupation.

- [3] Attached or freestanding sign identifying a permitted professional use.
 - [4] Signs for political speech purposes.

 - (b) One customary professional, home occupation sign or nameplate sign not more than two square feet in area, which may be illuminated, provided that the sign is not internally lit and the direct source of light is shielded in such a manner that it is not visible from the street nor any adjoining residential property, unless a porch light or lamppost light.
 - (c) No permanent sign except a sign attached to a mailbox shall be closer than 15 feet to a property line.
 - (d) A nonilluminated sign, pertaining to the lease for sale of the premises upon which it is placed not exceeding four square feet. Such signs shall be removed within seven days after signing the contract for sale, the signing of a sale transaction or the execution of a lease.
 - (e) Real estate "Open House" nonilluminated sign. One sign, in addition to the "for sale" sign, may be placed on the subject property. The sign shall not exceed six square feet in size and may be placed up to seven days prior to the open house and shall be removed immediately following the open house.
 - (f) Subdivision developments involving six or more residential lots may contain a sign advertising the sale of the dwellings contained therein, as approved by the Land Use Board, as follows:
 - [1] One nonilluminated sign no larger than eight square feet shall be permitted at each entrance of the development. In addition, nonilluminated trade and professional signs no larger than four square feet shall be permitted on the lots being developed.
 - [2] All signs permitted under this section shall be removed within seven days after signing the contract for sale, signing of a sale transaction or the execution of a lease of the last house in the development.
 - (g) Agricultural uses may have the following signs:
 - [1] Two signs advertising the sale and price of seasonal and farm produce, provided that the total area of such signs does not exceed 32 square feet.
 - [2] One identification sign of not more than two square feet, which may be indirectly illuminated, stating the name of the agricultural use, the address and the name of the owner.
 - (h) Permitted identification signs for a subdivision development shall not be larger than eight square feet at each entrance.
 - (i) Permitted identification signs for a multifamily residential complex shall not be larger than 12 square feet at each entrance.
 - (j) The height of a freestanding sign shall not exceed four feet.
- (2) Neighborhood Commercial and Village Commercial Districts.
- (a) The following kinds of signs shall be permitted in the Neighborhood Commercial and the Village Commercial Districts:
 - [1] Free standing signs.
 - [2] Projecting signs.
 - [3] Attached and awning signs.
 - [4] Menu board signs.
 - [5] Window signs.
 - [6] Signs for political speech purposes.
 - (b) A total of two signs, one of any category of sign listed above, shall be permitted for each use. (Temporary signs, political-speech signs and window signs occupying less than 50% of the glass area are exempt from this count.)
 - (c) The maximum area for each kind of sign is as follows:
 - [1] Freestanding sign: 15 square feet.
 - [2] Attached or awning sign: 24 square feet.
 - [3] Projecting sign: six square feet.
 - [4] Menu board sign: four square feet.

- (d) No freestanding sign shall be closer than 10 feet from the right-of-way or exceed a height of eight feet. A freestanding sign shall be permitted only where there is a thirty-foot front yard and where landscaping is provided. The determination as to adequate space and landscaping will be made by the Land Use Board during the review of the sign application.
 - (e) No attached sign or projecting sign shall be installed that projects above the roofline of the structure or facade to which it is attached.
 - (f) A nonilluminated sign, pertaining to the lease or sale of the premises upon which it is placed, not exceeding four square feet. Such signs shall be removed within seven days after signing the contract for sale, the signing of a sale transaction or the execution of a lease.
 - (g) Real estate "Open House" nonilluminated sign. One sign, in addition to the "for sale" sign, may be placed on the subject property. The sign shall not exceed six square feet in size and may be placed up to seven days prior to the open house and shall be removed immediately following the open house.
- (3) Highway Business, Office and Professional, and Business Park Districts (C-2, O and BP Districts).
- (a) The following kinds of signs shall be permitted in the Highway Business, Office and Professional, and Business Park Districts:
 - [1] Freestanding signs.
 - [2] Attached or awning signs.
 - [3] Window signs.
 - [4] Changeable message signs.
 - [5] Banners.
 - [6] Signs for political speech purposes.
 - (b) One freestanding sign is permitted for each commercial property and, where multiple uses are located on one commercial property, the freestanding signage for each use must be accommodated on one sign.
 - (c) One attached sign or awning sign is permitted for each use. (Temporary signs, political-speech signs and window signs up to 50% of the window are not included in this count.)
 - (d) The maximum area for each kind of sign is as follows:
 - [1] Freestanding signs:
 - [a] One to four uses: 50 square feet.
 - [b] Five or more uses: 12 square feet use, provided that no sign exceeds 144 square feet.
 - [2] Attached or awning signs:
 - [a] Zero to 1,000 square feet storefront: 5% or 50 square feet of facade, whichever is less.
 - [b] One thousand and one to 2,000 square feet storefront: 5% or 50 square feet of facade, whichever is larger.
 - [c] Two thousand and one to 4,000 square feet storefront: 4% or 100 square feet of facade, whichever is larger.
 - [d] Four thousand and one square feet and over storefront: 3.5% or 150 square feet of facade, whichever is larger.
 - (e) Changeable message signs are permitted in conjunction with an attached or freestanding sign and must be accommodated so that the area of all signage does not exceed the total area permitted.
 - (f) The height of the freestanding sign shall not exceed 24 feet and the horizontal edge of the display area shall be a minimum of three feet from the ground.
 - (g) A freestanding sign shall be set back 10 feet from the public right-of-way.
 - (h) The upper horizontal edge of an attached or awning sign shall not be installed higher than the extent of the vertical wall to which it is attached.
 - (i) Both internal and external sign lighting is permitted; however, lighting shall not produce glare.
 - (j) Signs permitted at automobile sales, service and vehicle rental establishments.
 - [1] The following kinds of signs are permitted:
 - [a] Freestanding signs.
 - [b] Attached or canopy signs.
 - [c] Signs over entrance bays.
 - [d] Customary lettering or other insignia which are a structural part of the gasoline pump.

- [e] Credit card signs.
 - [f] Waste oil recycling signs.
 - [g] Banner signs.
 - [h] Signs for political speech purposes.
- [2] The number of signs shall be limited as follows:
- [a] One freestanding sign.
 - [b] Three attached signs.
 - [c] One sign over each bay.
 - [d] One oil-recycling-facility sign.
 - [e] Two credit card signs.
 - [f] Pump signs as required by law.
- [3] The maximum size of signs permitted shall be limited as follows:
- [a] Freestanding sign: 50 square feet.
 - [b] Attached sign: 20 square feet.
 - [c] Sign over bay: four square feet.
 - [d] Credit card sign: four square feet.
 - [e] Pump signs: as required by law.
 - [f] Oil-recycling-facility sign: four square feet.
- [4] Freestanding sign shall have a maximum of two sides.
- [5] No freestanding sign shall be located closer than 10 feet from the right-of-way and exceed 24 feet in height. The height of the freestanding sign shall not exceed 24 feet and the horizontal edge of the display area shall be a minimum of 10 feet from the ground.
- [6] One sign located inside the property line and specifically advertising special seasonal servicing shall be permitted, provided that the sign does not exceed seven square feet in area. The use of any such seasonal-servicing sign shall be limited to a 30-day period.
- [7] Directional signs displayed over individual entrance doors or bays consisting only of the words, "washing", "lubrication", "repairs", "mechanic on duty" or other closely similar words shall be Permitted, provided that there shall only be one such sign over each entrance or bay, the letters thereof shall not exceed 12 inches in height, and the total area of each sign shall not exceed two square feet.
- [8] Both internal and external sign lighting is permitted; however, lighting shall not produce glare.
- (k) A nonilluminated sign, pertaining to the lease or sale of the premises upon which it is placed not exceeding four square feet. Such signs shall be removed within seven days after signing the contract for sale, the signing of a sale transaction or the execution of a lease.
- (l) Real estate "Open House" nonilluminated sign. One sign, in addition to the "for sale" sign, may be placed on the subject property. The sign shall not exceed six square feet in size and may be placed up to seven days prior to the open house and shall be removed immediately following the open house
- (4) Industrial Park District (IP District).
- (a) The following kinds of signs are permitted in the Industrial Park District:
 - [1] Freestanding signs.
 - [2] Attached signs.
 - [3] Signs for political speech purposes.
 - (b) No more than one freestanding sign and one attached sign is permitted for any use. Where there is more than one use on said property, the freestanding sign for each use must be accommodated on one sign.
 - (c) The maximum area of signs in the Industrial Park District are as follows:
 - [1] Freestanding sign: 50 square feet.
 - [2] Attached signs: 40 square feet.
 - (d) No permanent sign shall be installed closer than 10 feet from the property line or higher than the extent of the vertical wall.

- (e) Both internal and external sign lighting is permitted, however, lighting shall not produce glare.
- (f) A nonilluminated sign pertaining to the lease or sale of the premises upon which it is placed, not exceeding four square feet. Such signs shall be removed within seven days after signing the contract for sale, the signing of a sale transaction or the execution of a lease.
- (g) Real estate "Open House" nonilluminated sign. One sign, in addition to the "for sale" sign, may be placed on the subject property. The sign shall not exceed six square feet in size and may be placed up to seven days prior to the open house and shall be removed immediately following the open house

(5) Commercial Recreation District (CR District).

- (a) The following kinds of signs are permitted in the Commercial Recreation District:
 - [1] Freestanding signs.
 - [2] Attached and awning signs.
 - [3] Signs for political speech purposes.
- (b) No more than one freestanding sign is permitted. Where there is more than one use on said property, the freestanding sign for each use must be accommodated on one sign.
- (c) The maximum area of signs in the Commercial Recreation District are as follows:
 - [1] Freestanding sign: 50 square feet.
 - [2] Attached signs: 50 square feet total for all attached/awning signs.
- (d) The height of the freestanding sign shall not exceed 24 feet and the horizontal edge of the display area shall be a minimum of seven feet from the ground.
- (e) A freestanding sign shall be set back 10 feet from the public right-of-way.
- (f) The upper horizontal edge of an attached or awning sign shall not be installed higher than the extent of the vertical wall to which it is attached.
- (g) Both internal and external sign lighting is permitted; however, lighting shall not produce glare.
- (h) Nonilluminated sign pertaining to the lease or sale of the premises upon which it is placed, not exceeding four square feet. Such signs shall be removed within seven days after signing the contract for sale, the signing of a sale transaction or the execution of a lease.
- (i) Real estate "Open House" nonilluminated sign. One sign, in addition to the "for sale" sign, may be placed on the subject property. The sign shall not exceed six square feet in size and may be placed up to seven days prior to the open house and shall be removed immediately following the open house

C. Prohibited signs. The following types of signs or artificial lighting are prohibited in all zones:

- (1) Billboards.
- (2) Mobile signs. This type of sign shall include licensed trucks and trailers with advertising signs.
- (3) Any flashing, moving or animated or sequentially lighted signs.
- (4) Any sign whose lighting or central mechanism causes radio or television interference.
- (5) Signs utilizing the colors red or green in their illumination within 100 feet of a street intersection.
- (6) Signs that resemble, simulate, or may be mistaken for a traffic sign within 20 feet of a roadway.
- (7) Signs that are menaces to public safety.
- (8) Roof signs.
- (9) Signs affixed to trees, rocks or other natural things.
- (10) Signs affixed or painted on water towers or similar structures.
- (11) Freestanding pylon signs located in public rights-of-way or approved sight easements.
- (12) String banners, string flags, aluminum ribbons or similar attention-getting devices.
- (13) Signs that obstruct motorists' vision, traffic signs or signals or business identification signs outside the lot on which the banner is located.

D. Permitted temporary signs. A temporary sign permit allowing the posting of a temporary sign shall be issued by the Zoning Officer upon the demonstration that the sign will conform to the regulations enumerated herein. The following temporary signs shall be permitted:

- (1) Land development signs. Signs advertising the sale of property or structures in developments of two or more lots and signs advertising the opening or construction of a new business shall be permitted for a period of three months, or

until the signing of the contract or transaction of sale or lease of the last lot or structures in the development, or until a certificate of occupancy is issued for a new business, whichever occurs last. Such signs are renewable for cause by the Construction Official. No such sign shall exceed 20 square feet in size and shall otherwise conform to the sign regulations of the affected district. No such sign shall be permitted until subdivision and/or site plan approval, as required, has been granted by the appropriate Jefferson Township Board.

- (2) "Building under construction" sign. One sign advertising a building under construction that has received site plan approval and has been issued a building permit. The sign shall be no larger than 12 square feet. The sign shall be removed within five days after the issuance of the certificate of occupancy or the installation of approved permanent signs, whichever may be sooner.
- (3) Festival, exhibitions, special event or show signs. One sign indicating the location of a festival, exhibition or show is permitted at the location of the event and one directional sign is permitted off site in conjunction with a festival, exhibition or show. A festival, exhibition or show sign shall not exceed 12 square feet. One sign per lot may be installed to announce any educational, charitable, civic, religious or like event. No such sign shall exceed six square feet in area. Special event banners flown over Berkshire Valley Road shall not exceed 100 square feet. The use of any sign or banner described in this subsection (6) shall be limited to a 30-day period, except that the use of directional signs shall be limited to the days the subject event is occurring.

E. The following temporary signs shall be permitted upon the issuance by the Zoning Officer of a permit for the same, and provided that the signs will conform to the regulations enumerated herein. The permit application shall include an informal site plan designating the location of the proposed signs and the distance of the proposed signs from the property lines. In deciding whether or not to grant a permit, the Zoning Officer shall take into consideration any obstruction of sight distance.

- (1) Banner signs. A maximum of two banner signs shall be permitted at any given time on any property used for commercial purposes within the Township. Such signs shall not exceed 24 square feet in size and shall be located so as not to obstruct traffic, nor obstruct sight distances. Such signs shall not be included in the calculation of permitted permanent signs for any site. The use of any banner sign shall be limited to a 30-day period
- (2) Sandwich board signs. A maximum of one sandwich board sign shall be permitted at any one time on any property used for commercial purposes within the Township. Such sign shall not exceed 24 square feet in size and the sign shall be removed at the close of the business each day. Such signs shall be located so as not to obstruct traffic, nor obstruct sight distances.

F. General sign requirements. All signs in Jefferson Township shall:

- (1) Conform to standards set forth in the preceding sections and the Township Building Code.
- (2) All support, braces, hooks, anchors and other fastening devices of any sign shall be of sturdy and substantial construction, shall be kept in good repair and shall be maintained in a clean, safe and orderly appearance.
- (3) The owner of the property upon which a sign is located shall be responsible for maintaining the sign and its surroundings.
- (4) Indirect or interior lighting is permissible, provided that the source of light will not cause glare upon a street or adjacent property.
- (5) Permanent signs shall be located only on the premises of the use or activity to which they are calling attention.
- (6) No sign shall be placed as to interfere with or be mistaken for a traffic light or similar safety device.
- (7) No sign shall be lighted by means of flashing, intermittent or sequentially lighted illumination. All lights used for the illumination of any use or building or the areas surrounding them or for the illumination or display of merchandise or products of business establishments shall be completely shielded from the view of vehicular traffic using the road or roads abutting such business properties. Floodlights used for the illumination of such premises or of any sign thereon, whether or not such floodlights are attached to or separate from the building, shall not project above the highest elevation of the front wall of the building nor shall they reflect onto or into other properties.
- (8) No sign as permitted shall extend or project above the highest elevation of the wall to which it is attached or above the height of the building as defined in this chapter.
- (9) No sign shall extend further than 15 inches from the face of the building upon which it is attached.
- (10) The area of a sign shall be computed as the total square foot content of the background and frame upon which the lettering, illustration or display is presented. If there is no background, the sign area shall be computed as the product of the largest horizontal dimension and the largest vertical dimension of the lettering, illustration or display. Each side of a two-sided sign shall be allowed the maximum permitted area.
- (11) All signs shall be limited to noniridescent colors, including the background, with the exception of safety and directional signs of not more than two square feet.

G. Nonconforming signs. Any sign is defined as "nonconforming" which does not meet the requirements of this section. Any sign legally constructed and existing at the time of passage of this section that fails to comply with the minimum requirements of this section shall constitute a nonconforming use. A nonconforming sign shall not be altered, rebuilt, enlarged or extended, unless such action creates a conforming use. Section 490-31, entitled "Nonconforming uses, buildings and structures," shall apply to nonconforming signs.

H. Permit requirements and fees.

- (1) Unless a sign is approved by an approving agency as part of an overall site plan or subdivision approval, before the erection of any sign, a permit shall be required.
- (2) Applications. Application for a permit shall be made upon forms.

- (3) Fees. The fee for a permit to construct a sign shall be as provided in § 182-2 of the Township Ordinances.
- (4) Exemptions. The following signs do not require a permit and are exempt from the provisions of this section:
 - (a) Tablets indicating the name of a building and the date of erection, not exceeding three square feet.
 - (b) Public signs erected by the state, county or municipality in the performance of a public duty.
 - (c) Signs that are located for policing or parking purposes, not exceeding two square feet.
 - (d) Customary warning, trespassing and posted signs.
 - (e) Signs for political speech purposes.

I. Permanent permits for signs.

- (1) The following signs or similar signs require a special permit, unless said signs have been approved as part of a site plan or subdivision approval. This permit shall be granted by the Land Use Board subsequent to a finding that the sign conforms to the intent and purposes of this section.
 - (a) Signs integrated or structurally incorporated into the architecture of a building.
 - (b) Signs made of landscape materials or plantings.
 - (c) Off- and on-premises directional signs.
 - (d) Signs displaying time or temperature.
 - (e) Temporary signs on new construction sites, except permitted signs, and one sign not to exceed four square feet stating the contractor's name, address and telephone number.
 - (f) Supergraphics.
 - (g) Three-dimensional signs.
 - (h) Ground signs. All signs with less than 10 feet of vertical clearance between the level of the center line of the adjacent road and the bottom of the sign.
- (2) Submission of application; requirements.
 - (a) The applicant shall file at least 14 days before the date of the regular public meeting of the Land Use Board eight copies of a site plan or plat and three copies of an application for a special permit sign, together with all other drawings and documentation required herein or by any rule of the Land Use Board, with the Township Clerk. The applicant shall obtain all necessary forms from the Township Clerk. The Secretary of the Board shall inform the applicant of the steps to be taken to initiate applications and of the regular meeting dates of the Board. A fee shall accompany the application in the amount set forth in § 182-2.
 - (b) Approval by County Planning Board required. All applications for site plan approval for signs on a county road shall be submitted to the County Planning Board for its review and recommendation and, where applicable, approval where required by state statute or county requirements. The applicant shall furnish proof of such submission within 10 days of the submission of his application to the Township Reviewing Board by presenting a copy of his site plan with an indication from the county that it has been filed with it. Any application for site plan approval shall not be deemed complete in the absence of proof that it has been filed with the County Planning Board, if required. If the County Planning Board has failed to grant or deny approval of the site plan at the time of approval of the applicant's application, such approval shall be conditioned on approval of such site plan by the County Planning Board.
 - (c) Notice and publication required. A public hearing, after proper notice and publication by the applicant in accordance with Chapter 58, the Land Use Procedures Ordinance of the Township, shall be held on all applications.
 - (d) Plat details. A complete application for a special permit sign shall also consist of the following:
 - [1] A plat or map with the following details and information.
 - [a] The boundaries of the tax lot where the proposed sign is to be located and dimensions of said lot.
 - [b] The tax lot and block number of said lot.
 - [c] The location of all structures within 100 feet of the proposed sign location, including underground utilities.
 - [d] The location and dimensions of the existing paved surface.
 - [e] The distance from the paved surface of the road.
 - [f] A sketch showing the design of the proposed sign and the dimensions of the same. Said sketch may be contained on the same sheet as the map showing the location of the sign but in a separate area thereof. Said drawing shall be of sufficient size to clearly show the proposed sign design, including the height of the lettering. The materials to be used in the construction of the sign shall be specified thereon, as well as sign colors.

- [g] An affidavit of ownership and consent of the property owner shall be submitted if the applicant is not the owner of the subject property where the sign is to be located.
- [h] The applicant shall submit, in written narrative form, a statement specifying:
 - [i] The necessity for the sign.
 - [ii] Whether the sign will obstruct the view of motorists in the area.
 - [iii] The nature of the sign, e.g., advertising, directional, informational, decorative, etc.
- [2] The Board may require the applicant to submit a survey of the subject premises, showing the location and dimension of the road right-of-way and the exact location of the proposed sign. Said survey shall be prepared, signed, sealed and certified to by a surveyor or engineer licensed under the laws of the State of New Jersey.

SECTION II

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, chapter, subchapter, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, chapter, subchapter, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

Upon introduction of this Ordinance, it shall be referred to the Township's Planning Board for review pursuant to N.J.S.A 40:55D-26 & 64, prior to final adoption by the Township Council.

SECTION V

This Ordinance shall take effect immediately upon final publication as provided by law.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

PUBLIC HEARING

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

INTRODUCTION:

AUGUST 4, 2021

ADOPTION:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham	X		X									
President Senatore			X									

ORDINANCE #21-22 - ORDINANCE AMENDING CHAPTER 47 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "FIRE DEPARTMENT", SPECIFICALLY ARTICLE 9, "SUSPENSION OR TERMINATION OF MEMBERSHIP"

WHEREAS, the Jefferson Township Council has reviewed the Township Code regarding fire department suspension or termination or membership and has determined that revisions are necessary.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Jefferson Township Municipal Code is hereby amended to revise Sections 47-9 "Suspension or Termination of Membership" as follows:

SECTION I. 47-9, "Suspension or Termination of Membership" shall be amended with the following revision, as follows:

Any member may be suspended or terminated for violation of this article by the Director of Public Safety. Additionally, any member may be suspended or terminated for violations of respective company bylaws or company or department policy upon recommendation and advice of their respective Company Chief. All suspensions and termination shall be reported, in writing, to the Director of Public Safety. A member that is terminated will not be permitted to apply for membership for any emergency service volunteer organization in the Township of Jefferson. Member appeals for termination may be brought to the Township Council for its recommendation.

SECTION II.

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III.

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV.

This Ordinance shall take effect immediately upon final publication as provided by law.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

PUBLIC HEARING

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham	X		X									
President Senatore			X									

7. COUNCIL AND MAYOR DISCUSSION – Presiding Officer
 - Amend Ordinances Establishing Salary Ranges and Benefits of Officers and Employees of the Township of Jefferson
8. ADMINISTRATIVE REPORTS OF MAYOR AND ADMINISTRATOR – Mayor Wilsusen
9. COUNCIL REPORTS – Presiding Officer
10. ORDINANCES – FIRST READING – Township Clerk
 - None for September 14, 2021
11. NEW BUSINESS – Presiding Officer

RESOLUTION #21-234 - "RESOLUTION OF THE TOWNSHIP OF JEFFERSON, COUNTY OF MORRIS, STATE OF NEW JERSEY, OPPOSING S-3810 AND A-5862"

WHEREAS, legislation which may again be considered by the State Legislature, S-3810 and A-5862, would substantially expand the power and influence of public sector labor unions in collective bargaining negotiations with county and municipal governments across the State; and

WHEREAS, this legislation would empower organized labor to negotiate previously non-negotiable items such as performance evaluations, transfer, assignments, disciplinary procedures, and more; and

WHEREAS, local governing bodies negotiate with property taxpayer dollars and the public's vested interest in limiting the scope of labor negotiations; and

WHEREAS, this legislation would eliminate long-established precedent in public sector labor negotiations by creating permissive issues of negotiations that would broaden the category to include all collective bargaining units, eliminate the category's temporary nature, and subject previously non-negotiable items to binding arbitration; and

WHEREAS, this legislation would provide broad privileged communication protections in legal matters, with no exceptions, for labor but no such protections for management; and

WHEREAS, this legislation would create a disincentive for labor to negotiate what controls remain in place when an existing contract expires and where the parties have failed to reach an agreement on a successor contract; and

WHEREAS, this legislation would place the burden of proof on management in grievance proceedings subject to binding arbitration even where labor is the moving party; and

WHEREAS, the legislation would impose a significant administrative burden on human resource departments by requiring management to share detailed information on non-union member with union representatives and by expanding the date certain when employees may opt-out of a collective bargaining unit under the "Workplace Democracy Enhancement Act"; and

WHEREAS, the governing body of the Township of Jefferson strongly believes that S-3810/A-5862 will not only infringe upon the ability of public sector management to manage it will drive up costs borne by local government and, ultimately, our taxpayers.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, strongly oppose S-3810/A-5862 and urge the Legislature to vote no on S-3810/A-5862.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Senate President Stephen Sweeney, Assembly Speaker Craig Coughlin, Senator Joseph Pennacchio, Assemblywoman Betty Lou De Croce and Assemblyman Jay Webber.

Council Member	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham						
Mr. Kalish						
Mr. Smith						
Vice President Dunham						
President Senatore						

12. MINUTES – Township Clerk
- September 1, 2021 – Regular

Council Member	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham						
Mr. Kalish						
Mr. Smith						
Vice President Dunham						
President Senatore						

13. **CONSENT AGENDA* – Township Clerk**

*Matters listed on the Consent Agenda Resolution are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

*PERMITS/LICENSES

- None

*APPOINTMENTS

- None

*CONSENT AGENDA RESOLUTIONS:

- 21-235 Resolution Authorizing the Payment of Bills
- 21-236 Resolution Authorizing Assignment of a Tax Sale Certificate – Certificate of Sale #17-00023, Block 191 Lot 14.01
- 21-237 Resolution Authorizing the Refund of Overpayment(s) of Utility Fees

Council Member	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham						
Mr. Kalish						
Mr. Smith						
Vice President Dunham						
President Senatore						

14. **PUBLIC COMMENT – Presiding Officer**

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

15. **EXECUTIVE SESSION – Township Clerk**

- None for September 14, 2021

16. **ADJOURNMENT AT _____ PM - Presiding Officer**

Michele Reilly, RMC, CMR
 Township Clerk
 973-208-6133 mreilly@jeffersontownship.net

FUTURE MEETINGS will **begin at 7:00 p.m.** on each of the dates set forth below, at the **Jefferson Township Municipal Building, 1033 Weldon Road, Lake Hopatcong, New Jersey**, unless otherwise noticed below or as amended during the year by a vote of the Township Council.

REGULAR MEETING SCHEDULE

- Wednesday, October 6th
- Wednesday, October 20th
- Wednesday, November 10th
- Wednesday, December 1st
- Wednesday, December 15th
- Wednesday, January 5th, 2022 - Reorganization

CONSENT AGENDA RESOLUTION #21-235

“RESOLUTION AUTHORIZING THE PAYMENT OF BILLS”

WHEREAS, the Business Administrator has reviewed and approved purchase orders requested by the Township Department Heads; and

WHEREAS, the Finance Office has certified that funds are available in the proper account; and

WHEREAS, the Finance Office has approved payment, upon certification from the Township Department Heads that the goods and/or services have been rendered to the Township; and

WHEREAS, purchases under State Contract or under Morris County Cooperative Purchasing Agreement were made where applicable.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the current bills, dated **August 4, 2021** and on file and available for public inspection in the Office of the Treasurer and approved by him/her for payment, be paid.

CONSENT AGENDA RESOLUTION #21-236

**“RESOLUTION AUTHORIZING ASSIGNMENT OF A TAX SALE CERTIFICATE –
 CERTIFICATE OF SALE#17-00023, BLOCK 191, LOT 14.01”**

WHEREAS, N.J.S.A. 54:5-113 authorizes assignment by a municipality of tax sale certificates for the full amount of the certificate, including all subsequent municipal taxes and other municipal charges; and

WHEREAS, Anthony Cobell has presented an offer to purchase, by assignment, **Certificate of Sale #17-00023** which was issued to the Municipality of Jefferson Township at a tax sale held September 21, 2017, on **Block 191 Lot 14.01**, known as 14 Lee Ave, Lake Hopatcong, NJ, and assessed to Strategic Mun Inv, c/o Crusader Servcg, in the amount of **\$36,288.95**, being the full amount of the certificate, including all subsequent municipal taxes and other municipal charges.

NOW THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Jefferson, County of Morris, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to execute the necessary assignment document to effect assignment of the above referenced Certificate of Sale.

BE IT FURTHER RESOLVED that a copy of this resolution is and shall be forwarded to the Tax Collector.

CONSENT AGENDA RESOLUTION #21-237

“RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT(S) OF UTILITY FEES”

WHEREAS, there appears on the Utility records overpayment(s) as shown below; and

WHEREAS, said overpayment(s) were created by the reasons indicated; and

WHEREAS, the Director of Utility recommends the refund(s) of such overpayment(s).

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that the proper officers are hereby authorized and directed to issue checks to refund such overpayment(s) as hereafter shown below:

CODE OF REASONS

1. Overpayment at Closing	2. High Billing Estimates	3. Meter Reading Error
4. Credit X-Rate	5. Overpayment	6. Meter/Remote Discrepancy
7. Stuck Remote	8. Remote Reading Error	9. Account Reset Error
10. Meter Error	11. Reading Input Error	12. New Construction/Service Off
13. Inadvertent payment JTMU	14. Bill Code Error	15. Reimbursement for Repairs/Usage/Conn

BLOCK/LOT	NAME	AMOUNT	YEAR	CODE
233.02/29.42	DEUTSCHE BNK SRS 2005-W3 % OCWEN LN 1661 Worthington Rd, #10 West Palm Beach, FL 33409	\$203.35	2021/Q2	5

Re: 26 Swan Lane

TOTAL:	\$203.35
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BLOCK/LOT	NAME	AMOUNT	YEAR	CODE
143/11	Ivan Herrera 207 Howe Pl Piscataway, NJ 08854	\$61.76	2021/Q2	5

Re: 30 McNabb LLC

TOTAL:	\$61.76
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