

**\*Revised 6.25.19**



**TOWNSHIP COMMITTEE  
TOWNSHIP OF MENDHAM  
June 25, 2019  
Regular Session 7:30 PM**

**ROLL CALL:**

Mr. Diegnan  
Ms. Duarte  
Mr. Monaghan  
Ms. Neibart  
Mayor Gisser

**SALUTE TO THE FLAG**

**STATEMENT OF ADEQUATE NOTICE:**

Adequate Notice of this meeting of the Township Committee of the Township of Mendham was given as required by the Open Public Meetings Act as follows: Notice was given to the Observer Tribune and Daily Record on January 8, 2019. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

**PRESENTATION**

- Kathi Mantell – Nisivoccia LLP

**ANNOUNCEMENTS/REPORTS**

**OPEN TO THE PUBLIC**

**APPROVAL OF MINUTES**

- Regular and Executive Session Meeting Minutes of June 10, 2019

**RESOLUTIONS**

- 2019 – 102** Resolution of the Township Committee of the Township of Mendham Governing Body Certification of the Annual Audit
- 2019 – 103** Resolution of the Township Committee of the Township of Mendham Authorizing the Execution of the Vehicle and Equipment Lease Agreement with Tax Exempts Leasing Corp for the Lease of Two Ford Interceptors and Equipment for the Police Department
- 2019 - 104** Authorizing the Award of a Non-Fair and Open Contract for Township Attorney
- 2019 – 105** Resolution of the Township Committee of the Township of Mendham Authorizing the Payment of Bills
- 2019 – 106** Resolution of the Township Committee of the Township of Mendham Authorizing Discussion without the Presence of the Public – Contracts and Personnel
- \*2019 – 107** Resolution of the Township Committee of the Township of Mendham Approving Raffle License – Brookside Engine Company No. 1

**ORDINANCE FOR INTRODUCTION**

- 06-2019** Providing Various Capital Improvements to Sewer East Utility Appropriating \$10,000 Therefore, from the Mendham East Capital Improvement Fund
- 07-2019** Providing Various Capital Improvements to Sewer West Utility Appropriating \$20,000 Therefore, from the Mendham West Capital Improvement Fund
- 08-2019** Amending and Supplementing Chapter 272 Entitled Sewers Article IV Use Of Public Sewers
- 09-2019** Amending the Code of the Township of Mendham by the Addition of a New Chapter (Chapter 259) to be Entitled “Vacant And Abandoned Properties” Providing for Registration of Vacant and Abandoned Properties, Creditor Responsibilities and Municipal Powers to Rehabilitate
- \*10-2019** Amending Chapter 7 “Traffic” Section 12 “Parking Prohibited at all times on Certain Streets”

*The ordinances are scheduled for second reading and public hearing on July 8, 2019*

**OPEN TO THE PUBLIC**

**DISCUSSION**

**ADJOURN**

***MAYOR’S APPOINTMENT – FOR INFORMATIONAL PURPOSES \****

**\*ENVIRONMENTAL COMMISSION**

*Pamela Kenworthy Newly appointed unexpired term N. Syed 12/31/2020*  
*(Regular Member)*

**RESOLUTION 2019-102**  
**RESOLUTION OF TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM**  
**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office

**NOW, THEREFORE BE IT RESOLVED**, That the Township Committee of the Township of Mendham, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

ADOPTED: June 25, 2019

ATTEST:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria Coppinger, Township Clerk

\_\_\_\_\_  
Warren Gisser, Mayor

**CERTIFICATION:** I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

**TOWNSHIP OF MENDHAM  
CORRECTIVE ACTION PLAN  
2018 AUDIT**

As required by Local Finance Notice #92-15

**Finding 2018-1:** Description: Adequate segregation of duties is maintained with respect to the recording and treasury functions.

**Analysis:** There is a reasonable balance between limited staffing in a small municipality and ideal internal controls. Administration has taken several measures in recent years to improve internal controls. Collection duties are shared among three employees in the Finance Department and prenumbered documents and monthly reports to the Chief Financial Officer are required by the other departments. Administration understands this balance and will continue to seek opportunities for enhancing all internal controls.

**Corrective Action/Implementation Date:** The Township will continue to evaluate possible measures to improve internal controls by investigating the cost/benefit relationship of various alternatives to resolve this finding.

**Implementation Date:** 6/25/19

**Finding 2018-2:** Description: The Court Administrator pursue collection of older tickets on the tickets assigned to an officer but not issued report so that these tickets may be voided.

**Analysis:** There were large number of tickets on the tickets assigned to an officer but not issued report which has been issued over 6 months ago.

**Corrective Action/Implementation Date:** The Court Administrator will make every effort to ensure that all older tickets are voided.

**Implementation Date:** 6/25/19

**RESOLUTION 2019-103**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF TOWNSHIP OF MENDHAM,  
COUNTY OF MORRIS AUTHORIZING THE EXECUTION OF THE VEHICLE AND  
EQUIPMENT LEASE AGREEMENT WITH TAX EXEMPT LEASING CORP FOR THE  
LEASE OF TWO (2) FORD INTERCEPTORS AND EQUIPMENT FOR THE POLICE  
DEPARTMENT**

**WHEREAS**, there is a need for two (2) Ford Interceptors and Equipment for the Mendham Township Police Department; and

**WHEREAS**, the Township of Mendham Police Chief has received a quote from Cherry Winner Ford through the Cranford Co-op Contract #47-CPCPS Lease Option to lease through Tax Exempt Leasing Corp for an annual payment of \$17,787.85 for both vehicles for a term of four (4) years; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Mendham, County of Morris, State of New Jersey to hereby authorize the execution of the vehicle/equipment lease agreement with Tax Exempt Leasing Corp for two (2) Ford Interceptors and equipment for the Police Department.

**BE IT FURTHER RESOLVED**, that an annual payment for the vehicles and equipment and shall be \$17,787.85 per year for a period of four (4) years.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution be forwarded to the Chief Financial Officer and Township Auditor for their records.

Adopted: June 25, 2019

Attest:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria Coppinger  
Township Clerk

\_\_\_\_\_  
Warren Gisser  
Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

**RESOLUTION 2019-104**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM**  
**AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR**  
**TOWNSHIP ATTORNEY – JULY 1, 2019 – DECEMBER 31, 2019**

**WHEREAS**, effective July 1, 2019, Matthew Petracca has resigned as Township Attorney for the Township of Mendham as he will no longer be engaged in the private practice of law; and

**WHEREAS**, due to this resignation, the Township Committee of the Township of Mendham has a need to acquire a Township Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

**WHEREAS**, the purchasing agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is from July 1, 2019 to December 31, 2019; and

**WHEREAS**, Matthew C. Moench, Esq. of King, Moench, Hirniak and Mehta, LLP has indicated that he will provide services as Township Attorney for an annual retainer in the amount of \$22,000 and an hourly rate of \$135 per hour for services outside of contract; and

**WHEREAS**, King, Moench, Hirniak and Mehta, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that King, Moench, Hirniak and Mehta, LLP has not made any reportable contributions to a political or candidate committee in the Township of Mendham in the previous one year, and that the contract will prohibit the King, Moench, Hirniak and Mehta, LLP from making any reportable contributions through the term of the contract, and

**WHEREAS**, the Chief Financial Officer of the Township of Mendham has certified as to the availability of funds.

**NOW THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Mendham authorizes the Mayor and Township Clerk to enter into a contract with Matthew C. Moench, Esq. of King, Moench, Hirniak and Mehta, LLP as described herein; and

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be published in the township's official newspaper as required by law within ten days of its passage.

Adopted: June 25, 2019

Attest:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

\_\_\_\_\_  
Warren Gisser, Mayor

CERTIFICATION I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at the Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

**RESOLUTION 2019-105**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM**  
**AUTHORIZING THE PAYMENT OF BILLS**

**BE IT RESOLVED**, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, that the Chief Financial Officer be and hereby is authorized to pay current bills as attached hereto and made a part hereof, contingent upon the approval of the Finance Committee.

Adopted: June 25, 2019

Attest:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

\_\_\_\_\_  
Warren Gisser, Mayor

CERTIFICATION I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

P.O. Type: All	Include Project Line Items: Yes	Open: N	Paid: N	Void: N	Stat/Chk	First Rcvd	Chk/Void	1099
Range: First to Last		Rcvd: Y	Held: Y	Aprv: N	Date	Date	Date	EXCL
Format: Detail without Line Item Notes		Bid: Y	State: Y	Other: Y	Exempt: Y		Invoice	
Vendor # Name	Contract PO Type	Amount	Charge Account	Acct Type Description				
<b>ANIMAL CLINIC OF MORRIS PLAINS</b>								
19-00469 06/17/19 ANIMAL CONTROL SERVICE		538.70	9-01-27-340-020	B ANIMAL CONTROL SERVICES O/E	R	06/17/19 06/20/19	138882	N
Vendor Total:		538.70						
<b>APRUZ APRUZZESE, McDERMOTT,</b>								
19-00217 02/14/19 LABOR ATTORNEY	B	546.00	9-01-20-156-027	B Legal-General	R	06/05/19 06/19/19	219653	N
Vendor Total:		546.00						
<b>BACKER BACKER FARM</b>								
19-00445 06/04/19 30 HAY BALES		120.00	9-01-28-375-024	B Maintenance and Repairs	R	06/04/19 06/19/19		N
Vendor Total:		120.00						
<b>BEISK BRYAN FISK</b>								
19-00418 06/04/19 REIMBURSEMENT		143.40	T-29-56-850-801	B RESERVE FOR POLICE DONATIONS	R	06/04/19 06/19/19		N
1 REIMBURSEMENT CAR RENTAL		25.30	T-29-56-850-801	B RESERVE FOR POLICE DONATIONS	R	06/04/19 06/19/19		N
Vendor Total:		168.70						
<b>BLIBRARY MENDHAM BOROUGH LIBRARY</b>								
19-00475 06/18/19 MUNICIPAL ALLIANCE		232.00	8-24-15-100-001	B County DEDR Grant	R	06/18/19 06/19/19		N
1 MUNICIPAL ALLIANCE		58.00	8-24-15-110-001	B County Grant - Matching Funds	R	06/18/19 06/19/19		N
Vendor Total:		290.00						
19-00476 06/18/19 MUNICIPAL ALLIANCE		80.00	8-24-15-100-001	B County DEDR Grant	R	06/18/19 06/19/19		N
Vendor Total:		80.00						







Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
<b>DEONANNO DEBORAH BONANNO</b>												
	18-00967	12/14/18 REIMBURSEMENT JOB AD										
	1	REIMBURSEMENT JOB AD	35.00		8-01-20-100-023	B Printing/Advertise/Outreach	R	12/14/18	06/19/19			N
		Vendor Total:	35.00									
<b>DEANDREA DEANDREA LAND &amp; STONE</b>												
	19-00368	04/29/19 RALSTON FIELD MAINTENANCE										
	2	RALSTON FIELD MAINTENANCE	5,400.00	B	9-01-28-375-024	B Maintenance and Repairs	R	04/29/19	06/19/19		3103	N
		Vendor Total:	5,400.00									
<b>DOVER DOVER BRAKE &amp; CLUTCH</b>												
	19-00059	01/07/19 MISC SUPPLIES										
	20	MISC SUPPLIES (M-17)	90.20	B	9-01-26-290-025	B vehicle Maintenance/Repairs	R	04/29/19	06/20/19		11N126808	N
	21	MISC SUPPLIES (M-3)	83.36		9-01-26-290-025	B vehicle Maintenance/Repairs	R	04/24/19	06/20/19		11N126820	N
	22	MISC SUPPLIES (M-3 & M-5T)	161.01		9-01-26-290-025	B vehicle Maintenance/Repairs	R	04/24/19	06/20/19		11N131306	N
		Vendor Total:	334.57									
		Vendor Total:	334.57									
<b>EDMAR EDWARD'S TRADING POST INC</b>												
	19-00307	03/19/19 FABRICATION OF STEEL										
	4	FABRICATION OF PLATES	115.00	B	9-01-26-290-025	B vehicle Maintenance/Repairs	R	06/05/19	06/19/19		84739	N
		Vendor Total:	115.00									
<b>FOLEY FOLEY INCORPORATED</b>												
	18-00845	10/18/18 RENTAL AGREEMENT										
	9	RENTAL AGREEMENT	6,511.00	B	T-29-56-850-812	B Reserve - Storm Recovery Expenses	R	03/25/19	06/19/19		A5792108	N
		Vendor Total:	6,511.00									
<b>GRIFALL GRIFFITH-ALLIED TRUCKING LLC</b>												
	19-00062	01/07/19 UNLEADED / DIESEL FUEL										
	29	UNLEADED FUEL 05/08/19	2,574.48	B	9-01-31-430-060	B GASOLINE	R	04/29/19	06/19/19		13800825	N
	30	DIESEL FUEL 05/11/19	1,348.09		9-01-31-430-060	B GASOLINE	R	04/29/19	06/19/19		13813390	N
	31	UNLEADED FUEL 05/21/19	2,180.92		9-01-31-430-060	B GASOLINE	R	04/29/19	06/19/19		13833699	N

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Strat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
GRIFALL GRIFFITH-ALLIED TRUCKING LLC Continued												
19-00062	01/07/19	UNLEADED / DIESEL FUEL		Continued								
32	UNLEADED FUEL 05/31/19		2,065.96	9-01-31-430-060	B GASOLINE	R	04/29/19	06/19/19	13855527	N		
33	DIESEL FUEL 06/03/19		958.87	9-01-31-430-060	B GASOLINE	R	06/11/19	06/19/19	13864526	N		
34	UNLEADED FUEL 06/10/19		1,573.20	9-01-31-430-060	B GASOLINE	R	06/11/19	06/19/19	13888046	N		
35	DIESEL FUEL 06/10/19		564.61	9-01-31-430-060	B GASOLINE	R	06/11/19	06/19/19	13888052	N		
			11,266.13									
		Vendor Total:	11,266.13									
GUNN2018 JARED AND JENNIFER GUNN												
DE002328	06/17/19	BOH SEPTIC ESCROW REFUND	960.00	060556-3	P BOH SEPTIC ESCROW	R	06/17/19	06/19/19				N
1	151 MEDNHAM ROAD EAST											
		Vendor Total:	960.00									
HOMED HOME DEPOT CREDIT SERVICE												
19-00063	01/07/19	MISC SUPPLIES	6.65	9-01-26-310-024	B Buildings Maintenance/Repairs	R	01/07/19	06/19/19	3014601	N		
13	MISC SUPPLIES											
		Vendor Total:	6.65									
JCAPUTO JOE CAPUTO												
19-00249	02/21/19	INSPECTOR'S MILEAGE 2019	70.00	9-01-22-195-150	B Miscellaneous	R	04/29/19	06/19/19			JUNE 2019	N
7	INSPECTOR'S MILEAGE JUNE											
		Vendor Total:	70.00									
JCP&L JCP&L												
19-00029	01/07/19	ELECTRIC USAGE	253.25	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100008611293	N		
23	ELECTRIC USAGE											
24	ELECTRIC USAGE		21.37	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100008611368	N		
25	ELECTRIC USAGE		89.81	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100008611533	N		
26	ELECTRIC USAGE		3.13	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100009062777	N		
27	ELECTRIC USAGE		484.25	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100009062892	N		
28	ELECTRIC USAGE		17.53	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100009406172	N		
29	ELECTRIC USAGE		470.00	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100009407402	N		
30	ELECTRIC USAGE		194.87	9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19	100009407519	N		

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JCP&L	19-00029 01/07/19 ELECTRIC USAGE			Continued								
	31 ELECTRIC USAGE		347.64		9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19		100009407857	N
	32 ELECTRIC USAGE		10.84		9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19		100010208138	N
	33 ELECTRIC USAGE		10.98		9-01-31-430-025	B ELECTRICITY	R	04/29/19	06/19/19		100010254066	N
			1,903.67									
	Vendor Total:		1,903.67									
JESCO	19-00064 01/07/19 MISC SUPPLIES											
	3 MISC SUPPLIES LOADER		1,290.90		9-01-26-290-025	B Vehicle Maintenance/repairs	R	06/05/19	06/19/19		G39290	N
	Vendor Total:		1,290.90									
JOYS	19-00066 01/07/19 RESTROOM / FENCE RENTAL											
	18 BROOKSIDE COMMUNITY CENTER		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594019	N
	19 MENDHAM RALSTON FIELD		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594020	N
	20 MENDHAM WYSONG PARK		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594021	N
	21 INDIA BROOK PARK		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594022	N
	22 MENDHAM MOSLE PRESERVE		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594023	N
	23 MENDHAM DPW FIELD		78.89		9-01-26-310-030	B Miscellaneous Supplies	R	04/30/19	06/19/19		594024	N
			473.34									
	Vendor Total:		473.34									
KELLYPLU	19-00202 02/07/19 MISC REPAIRS											
	5 MISC REPAIR MUNICIPAL BLDG		1,747.00		9-01-26-310-024	B Buildings Maintenance/Repairs	R	05/23/19	06/19/19		8817	N
	Vendor Total:		1,747.00									
KLEIN	19-00470 06/17/19 MUNICIPAL ALLIANCE											
	1 MUNICIPAL ALLIANCE		1,000.00		8-24-15-100-001	B County DEDR Grant	R	06/17/19	06/20/19			N



Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
<b>MORRIS COUNTY MUNICIPAL JOINT Continued</b>												
	19-00465	06/17/19 JIF FIRST INSTALLMENT 2019	Continued									
	2	JIF 2ND INSTALLMENT 2019	84,228.50		9-01-23-210-090	B Insurance Coverage	R	06/17/19	06/19/19			N
			147,299.00									
		Vendor Total:	147,299.00									
<b>MCHAN MCHANIMON, SCOTLAND &amp; BAUMANN</b>												
	19-00462	06/17/19 PROFESSIONAL SERVICES		B								
	2	PROFESSIONAL SERVICES	600.00		C-04-55-014-003	B DPW - UTILITY TRUCK	R	06/17/19	06/19/19		161990	N
		Vendor Total:	600.00									
<b>MCSHAY MICHAEL C. SHAY</b>												
	19-00247	02/21/19 INSPECTOR'S MILEAGE 2019		B								
	7	INSPECTOR'S MILEAGE JUNE	40.00		9-01-22-195-150	B Miscellaneous	R	04/29/19	06/19/19		JUNE	N
		Vendor Total:	40.00									
<b>MENDREC MENDHAM TOWNSHIP RECREATION</b>												
	19-00479	06/18/19 MUNICIPAL ALLIANCE										
	1	MUNICIPAL ALLIANCE	800.00		8-24-15-100-001	B County DEDR Grant	R	06/18/19	06/19/19			N
	2	MUNICIPAL ALLIANCE	200.00		8-24-15-110-001	B County Grant - Matching Funds	R	06/18/19	06/19/19			N
			1,000.00									
		Vendor Total:	1,000.00									
<b>METRO005 METROPOLITAN TELECOMMUNICATION</b>												
	19-00035	01/07/19 2019 PHONE SERVICE		B								
	7	PHONE SERVICE 06/08 - 07/07/19	886.97		9-01-31-430-050	B TELEPHONE	R	04/12/19	06/19/19		01005250791261	N
		Vendor Total:	886.97									
<b>MIFORD MAPLECREST FORD OF MENDHAM, INC</b>												
	19-00241	02/20/19 FLEET MAINTENANCE		B								
	8	MISC SUPPLIES (M-18)	80.76		9-01-26-290-025	B Vehicle Maintenance/Repairs	R	03/18/19	06/19/19		39219	N
	9	MISC SUPPLIES (M-18)	186.08		9-01-26-290-025	B Vehicle Maintenance/Repairs	R	03/18/19	06/19/19		39436	N

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099	EXC1
<b>MFORD MAPLECREST FORD OF MENDHAM, INC Continued</b>													
	19-00241	02/20/19 FLEET MAINTENANCE			Continued								
	10	MISC SUPPLIES (M-18)	46.14		9-01-26-290-025	B Vehicle Maintenance/Repairs	R	03/18/19	06/19/19		39434		N
			312.98										
		Vendor Total:	312.98										
<b>MGARD MENDHAM GARDEN CENTER</b>													
	19-00088	01/14/19 MISC SUPPLIES		B									
	21	MISC SUPPLIES	238.00		9-01-26-310-038	B Hardware/Lumber	R	06/05/19	06/19/19		1-094381		N
	22	MISC SUPPLIES - MOSLE FIELDS	24.00		9-01-28-375-024	B Maintenance and Repairs	R	06/11/19	06/19/19		1-095251		N
			262.00										
		Vendor Total:	262.00										
<b>MILLS MILLS AND MILLS, PC</b>													
	19-00404	05/15/19 HEALTH RETAINER 2019		B									
	3	HEALTH RETAINER 05/29/19	535.41		9-01-27-330-027	B Legal- General	R	05/15/19	06/19/19		05/29/19		N
		Vendor Total:	535.41										
<b>MPLYM MENDHAM PLYMOUTH &amp; BUILDING</b>													
	19-00091	01/14/19 MISC SUPPLIES		B									
	21	MISC SUPPLIES BEACH	77.77		C-04-55-005-006	B VARIOUS IMPROVEMENTS - RECREATION	R	06/13/19	06/19/19		6909		N
	22	MISC SUPPLIES BEACH	29.64		C-04-55-005-006	B VARIOUS IMPROVEMENTS - RECREATION	R	06/13/19	06/19/19		6993		N
			107.41										
		Vendor Total:	107.41										
<b>MTBOE MENDHAM TOWNSHIP BOARD OF ED.</b>													
	19-00032	01/07/19 BOE TAXES 2019		B									
	7	BOE TAXES 2019 JUNE	1,230,197.00		9-01-55-900-001	B Local School Taxes Payable	R	04/29/19	06/19/19		JUNE 2019		N
		Vendor Total:	1,230,197.00										
<b>MTGOOD MENDHAM TOWNSHIP POLICE</b>													
	19-00463	06/17/19 MUNICIPAL ALLIANCE											
	1	MUNICIPAL ALLIANCE	713.84		8-24-15-110-001	B County Grant - Matching Funds	R	06/17/19	06/19/19				N









Vendor # Name	PO # PO Date Description	Item Description	Amount	Charge Account	Contract PO Type	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 EXC]
<b>PTRSN PETERSON &amp; SONS TREE SERVICE</b>												
	19-00244	02/20/19 TREE REMOVAL SERVICES		B								
		4 TREE REMOVAL SERVICES	7,380.00	C-04-67-990-004	B	B RESERVE PRELIMINARY PITNEY EXPENSES	R	05/20/19	06/19/19			N
		Vendor Total:	7,380.00									
<b>ROSEV ROSE VALLEY NURSERY, LLC</b>												
	19-00430	06/04/19 TOP SOIL MOSLE FOOTBALL FIELD		B								
		4 TOP SOIL MOSLE FOOTBALL FIELD	630.00	9-01-28-375-024	B	B Maintenance and Repairs	R	06/04/19	06/19/19		43914	N
		5 TOP SOIL MOSLE FOOTBALL FIELD	630.00	9-01-28-375-024	B	B Maintenance and Repairs	R	06/04/19	06/19/19		43929	N
		6 TOP SOIL MOSLE FOOTBALL FIELD	945.00	9-01-28-375-024	B	B Maintenance and Repairs	R	06/04/19	06/19/19		44714	N
		7 TOP SOIL MOSLE FOOTBALL FIELD	567.00	9-01-28-375-024	B	B Maintenance and Repairs	R	06/04/19	06/19/19		44703	N
		8 TOP SOIL MOSLE FOOTBALL FIELD	535.50	9-01-28-375-024	B	B Maintenance and Repairs	R	06/04/19	06/19/19		44650	N
		Vendor Total:	3,307.50									
<b>RPSMT R P SMITH &amp; SONS, INC</b>												
	19-00409	05/15/19 ROAD SUPPLIES		B								
		5 CATCH BASIN BLOCK	536.32	9-01-26-290-030	B	B Road Supplies-Stone,Sand,Pipe,Block	R	05/15/19	06/19/19		1905-135279	N
		Vendor Total:	536.32									
<b>RSMITH ROBERT SMITH</b>												
	19-00248	02/21/19 INSPECTOR'S MILEAGE 2019		B								
		7 INSPECTOR'S MILEAGE JUNE	90.00	9-01-22-195-150	B	B Miscellaneous	R	04/29/19	06/19/19		JUNE 2019	N
		Vendor Total:	90.00									
<b>SHEAF SHEAFFER SUPPLY INC</b>												
	19-00139	01/25/19 MISC SUPPLIES		B								
		19 MISC SUPPLIES HAND TOOLS	275.71	9-01-26-290-038	B	B Hardware/Lumber	R	01/25/19	06/19/19		1086333000101	N
		20 MISC SUPPLIES	16.48	9-01-26-290-038	B	B Hardware/Lumber	R	05/23/19	06/19/19		1086100000101	N
		21 MISC SUPPLIES	416.04	9-01-26-290-038	B	B Hardware/Lumber	R	05/23/19	06/19/19		1086737000101	N

Vendor # Name	PO # PO Date Description	Item Description	Contract PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
<b>SHEAF SHEAFFER SUPPLY INC</b>												
Continued												
19-00139	01/25/19	MISC SUPPLIES	B	56.99	9-01-26-290-038	B Hardware/Lumber	R	06/11/19	06/19/19		1087839000101	N
22		MISC SUPPLIES		765.22								
				Vendor Total:								
<b>STAPLES STAPLES BUSINESS ADVANTAGE</b>												
19-00026	01/03/19	OFFICE SUPPLIES	B	42.25	9-01-25-240-036	B Office/Computer Supplies	R	01/03/19	06/19/19		3415773418	N
16		OFFICE SUPPLIES		44.92	9-01-25-240-036	B Office/Computer Supplies	R	01/03/19	06/19/19		3416104365	N
17		OFFICE SUPPLIES		9.56	9-01-25-240-036	B Office/Computer Supplies	R	01/03/19	06/19/19		3416104366	N
18		OFFICE SUPPLIES		96.73								
				Vendor Total:								
19-00417	05/21/19	DELL PRINTER IMAGING UNIT		42.49	9-01-20-130-036	B office/Computer Supplies	R	05/21/19	06/19/19		3415773420	N
1		DELL PRINTER IMAGING UNIT										
				Vendor Total:								
<b>STORR STORR TRACTOR COMPANY</b>												
19-00160	02/07/19	MOWER REPAIR	B	423.18	9-01-26-310-025	B Equipment Repair-Mowers, Tractors, Trucks	R	06/05/19	06/19/19		1015064	N
3		MOWER REPAIR										
				Vendor Total:								
<b>SUBUR SUBURBAN MORRIS WATER</b>												
19-00455	06/05/19	MISC SUPPLIES	B	163.86	9-01-26-310-030	B Miscellaneous Supplies	R	06/05/19	06/19/19		W166580	N
2		MISC SUPPLIES										
				Vendor Total:								
<b>SUMMIT005 SUMMIT SOUNDZ ENTERTAINMENT</b>												
19-00427	06/04/19	MOVIE SHOWING FOR OPENING		1,000.00	T-14-56-870-802	B RESERVE - SELF SUSTAINING PROGRAMS	R	06/04/19	06/19/19		3617	N
1		MOVIE SHOWING FOR OPENING										
				Vendor Total:								



Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd	Chk/Void	Invoice	1099
								Date	Date	Date		Excl
<b>WCHES WEST CHESTER MACHINERY, INC</b>												
	19-00273	03/07/19 MISC SUPPLIES		B								
	6	MISC SUPPLIES BROOKSIDE BEACH	388.06	C-04-55-005-006		B VARIOUS IMPROVEMENTS - RECREATION	R	06/12/19	06/19/19	01-32308		N
	7	MISC SUPPLIES BROOKSIDE BEACH	347.13	C-04-55-005-006		B VARIOUS IMPROVEMENTS - RECREATION	R	06/12/19	06/19/19	01-32328		N
			735.19									
		Vendor Total:	735.19									
<b>WELDON WELDON ASPHALT COMPANY</b>												
	19-00231	02/20/19 ROAD REPAIRS		B								
	6	ROAD REPAIRS	4,587.05	9-01-26-290-029		B Roads - Blacktop & Sealcoating	R	05/06/19	06/19/19	2031803		N
		Vendor Total:	4,587.05									
<b>WMRHS WEST MORRIS REGIONAL HIGH</b>												
	19-00033	01/07/19 HS DISTRICT TAXES 2019		B								
	7	HS DISTRICT TAXES 2019 JUNE	830,780.00	9-01-55-900-002		B regional school Taxes Payable	R	04/15/19	06/19/19		JUNE 2019	N
		Vendor Total:	830,780.00									
<b>WOODL WOODLAND LAKE, INC</b>												
	19-00473	06/18/19 QUALIFIED COMMUNITY REIMB.										
	1	ELECTRICITY TO LIGHT ROADS	1,174.11	8-01-31-431-100		B WOODLAND LAKES CONDO COMMUNITY-ST. LIGHTS	R	06/18/19	06/19/19			N
	2	SNOW PLOWING	1,502.41	8-01-26-291-029		B Contracts - Woodland Lakes	R	06/18/19	06/19/19			N
			2,676.52									
		Vendor Total:	2,676.52									
Total Purchase Orders:			77	Total P.O. Line Items:	150	Total List Amount:	2,332,101.62	Total Void Amount:	0.00			

Totals by Year-Fund								
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Project Total	Total
CURRENT FUND BUDGET	8-01	5,711.52	0.00	5,711.52	0.00	0.00	0.00	5,711.52
	8-24	3,903.30	0.00	3,903.30	0.00	0.00	0.00	3,903.30
Year Total:		9,614.82	0.00	9,614.82	0.00	0.00	0.00	9,614.82
CURRENT FUND BUDGET	9-01	2,282,501.93	0.00	2,282,501.93	0.00	0.00	0.00	2,282,501.93
	9-07	12,719.80	0.00	12,719.80	0.00	0.00	0.00	12,719.80
	9-09	7,434.17	0.00	7,434.17	0.00	0.00	0.00	7,434.17
	9-26	0.00	0.00	0.00	0.00	0.00	2,928.60	2,928.60
Year Total:		2,302,655.90	0.00	2,302,655.90	0.00	0.00	2,928.60	2,305,584.50
GENERAL CAPITAL FUND	C-04	8,822.60	0.00	8,822.60	0.00	0.00	0.00	8,822.60
RECREATION COMM.	T-14	1,400.00	0.00	1,400.00	0.00	0.00	0.00	1,400.00
	T-29	6,679.70	0.00	6,679.70	0.00	0.00	0.00	6,679.70
Year Total:		8,079.70	0.00	8,079.70	0.00	0.00	0.00	8,079.70
Total of All Funds:		2,329,173.02	0.00	2,329,173.02	0.00	0.00	2,928.60	2,332,101.62



Project Description	Project No.	Rcvd Total	Held Total	Project Total
DRIVWAY BOND	030670-4	500.00	0.00	500.00
DRIVWAY BOND	030671-6	500.00	0.00	500.00
BOH SEPTIC ESCROW	060556-3	960.00	0.00	960.00
BOH - SEPTIC ESCROW	060559-9	960.00	0.00	960.00
BOA ESCROW - PINILISHALPERN	070109-9	8.60	0.00	8.60
Total of All Projects:		<u>2,928.60</u>	<u>0.00</u>	<u>2,928.60</u>

**RESOLUTION 2019-106**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM**  
**AUTHORIZING DISCUSSION WITHOUT THE PRESENCE OF THE PUBLIC**

**WHEREAS**, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist; and

**WHEREAS**, the Township Committee wishes to discuss without the presence of the public the following:

Contracts  
Personnel

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey that the Township Committee shall meet in executive session, from which the public shall be excluded, for the matters mentioned above.

**BE IT FURTHER RESOLVED**, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

Adopted: June 25, 2019

Attest:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria Coppinger, Township Clerk

\_\_\_\_\_  
Warren Gisser, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria Coppinger, Township Clerk

**RESOLUTION 2019 - 107**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM**  
**APPROVING RAFFLE LICENSE – BROOKSIDE ENGINE COMPANY NO. 1**

**WHEREAS**, the below listed organization has applied for a raffle license; and

**WHEREAS**, the Township Clerk has reviewed said applications, finding them to be satisfactory and recommends that the Township Committee approve same; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Mendham, that the following applications for a raffle license be and hereby approved.

<b>Organization</b>	<b>Date of Raffle</b>	<b>Type of Raffle</b>
Brookside Engine Company No. 1	September 7, 2019 (Rain date: 9/8/19)	Off-Premise 50/50 Raffle

Adopted: June 25, 2019

Attest

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria F. Coppinger  
Township Clerk

\_\_\_\_\_  
Warren Gisser  
Mayor

CERTIFICATION I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, June 25, 2019.

\_\_\_\_\_  
Maria F. Coppinger, Township Clerk

**ORDINANCE 06-2019  
TOWNSHIP OF MENDHAM  
MORRIS COUNTY – NEW JERSEY**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM PROVIDING VARIOUS CAPITAL  
IMPROVEMENTS TO SEWER EAST UTILITY APPROPRIATING \$10,000 THEREFORE,  
FROM THE MENDHAM EAST CAPITAL IMPROVEMENT FUND**

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

**Section 1.** The funding for the various capital improvements for Sewer East Utility is hereby authorized and such cost is not to exceed \$10,000.

**Section 2.** The funding for various capital improvements for Mendham East Sewer Utility is hereby appropriated from the Mendham East Capital Improvement Fund.

**Section 3.** This ordinance shall take effect following passage and publication as provided by law.

INTRODUCED:            6/25/19

ADVERTISED:

PUBLIC HEARING:

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria F. Coppinger  
Township Clerk

\_\_\_\_\_  
Warren Gisser  
Mayor

**ORDINANCE 07-2019  
TOWNSHIP OF MENDHAM  
MORRIS COUNTY – NEW JERSEY**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM PROVIDING VARIOUS CAPITAL IMPROVEMENTS TO SEWER WEST UTILITY APPROPRIATING \$20,000 THEREFORE, FROM THE MENDHAM WEST CAPITAL IMPROVEMENT FUND**

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

**Section 1.** The funding for the various capital improvements for Sewer West Utility is hereby authorized and such cost is not to exceed \$20,000.

**Section 2.** The funding for various capital improvements for Mendham West Sewer Utility is hereby appropriated from the Mendham West Capital Improvement Fund.

**Section 3.** This ordinance shall take effect following passage and publication as provided by law.

INTRODUCED:            6/25/19

ADVERTISED:

PUBLIC HEARING:

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria Coppinger  
Township Clerk

\_\_\_\_\_  
Warren Gisser  
Mayor

**ORDINANCE 08-2019  
TOWNSHIP OF MENDHAM  
MORRIS COUNTY – NEW JERSEY**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM AMENDING AND  
SUPPLEMENTING CHAPTER 272 ENTITLED SEWERS ARTICLE IV USE OF PUBLIC  
SEWERS**

Chapter 272

**Article IV Use of Public Sewers**

**§ 272-13 Suitable treatment required.**

It shall be unlawful to discharge to any natural outlet within the Township of Mendham, or in any area under the jurisdiction of said Township of Mendham, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this chapter.

**§ 272-14 Prohibited water discharges.**

No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, swimming pool or pond water, cooling water or unpolluted industrial process waters to any sanitary sewer.

**§ 272-15 Prohibited discharges enumerated.**

**A.**

Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes into any public sanitary sewer:

**(1)**

Any liquid discharge greater than 10 gallons having a temperature higher than 150° F.

**(2)**

Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewerage works, such as but not limited to non-flushable wipes, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.

**(3)**

Containing mineral acidity, pH not less than 5.5.

**(4)**

Containing caustic alkalinity, pH not greater than 9.5.

**(5)**

Containing any explosive or flammable substance, gasoline, naphtha, petroleum products, gases or vapors, either free or occluded in concentration toxic or dangerous to humans, animals or aquatic life or to the sewer system.

**(6)**

Oils, fats or grease except as may result from household, hotel or restaurant operation, and in no event that which will solidify or become viscous at temperatures between 32° F. and 150° F. or exceeding 25 parts per million.

**(7)**

Containing insoluble substances which shall not exceed a daily average of 500 parts per million.

**(8)**

Containing total solids (soluble and insoluble) exceeding a daily average of 5,000 parts per million.

**(9)**

Containing chlorine demand exceeding an average greater than 20 parts per million.

**(10)**

Containing five-day BOD exceeding an average greater than 500 parts per million and the BOD by the dichromate method exceeding an average greater than 700 parts per million.

**(11)**

Containing sulfides exceeding two parts per million.

**(12)**

Containing any toxic or irritating substances which will create conditions hazardous to public health and safety.

**(13)**

Containing poisons in sufficient quantities to endanger man or interfere with biological processes.

**(14)**

Containing phenols or orthocresols in excess of 0.01 part per million.

**(15)**

Containing any substance which the Township now or hereafter finds to be harmful.

**(16)**

Containing any noxious or malodorous gas or substance capable of creating a public nuisance.

**(17)**

Any garbage that has not been properly disposed in accordance with law and/or regulation.

**(18)**

Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established in accordance with law and/or regulation.

**(19)**

Containing unusual concentrations of inert suspended solids, such as but not limited to fuller's earth, lime slurries and lime residues, or of dissolved solids, such as but not limited to sodium chloride and sodium sulfate.

**(20)**

Containing waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

**B.**

When a blockage occurs in any sanitary sewer line due to the accumulation of grease or prohibited discharge as set forth herein, the Township of Mendham shall identify the establishment which caused the blockage. The Township of Mendham or its designee shall issue a summons to the property owner upon approval of the Township Administrator.

**§ 272-16 Additional prohibited discharges.**

In addition, any waste or substance which shall cause or result in the following shall be prohibited:

**A.**

Chemical reaction, either directly or indirectly, with the materials of construction to impair the strength or durability of any sewer structure.

**B.**

Mechanical action that will destroy or damage the sewer structure.

**C.**

Restricting hydraulic capacity of the sewer structure.

**D.**

Restricting normal inspection and maintenance of the sewer structure.

**E.**

Placing unusual demands of quantity or quality on the sewage treatment equipment or process, plant or sewers.

**F.**

Limiting the effectiveness of the sewer treatment process.

**G.**



Danger to public health and safety.

**H.**

Obnoxious conditions inimical to the public interest.

**I.**

Excessive discoloration, such as but not limited to dye wastes and vegetable tanning solutions.

**J.**

Unusual volume of flow or concentration of wastes.

**§ 272-17 Grease, oil and sand interceptors.**

**A.**

Oil and sand interceptors. Oil and sand interceptors shall be installed in commercial and industrial facilities when, in the opinion of the Township of Mendham, they are necessary for the proper handling of liquid wastes containing oil in excessive amounts, any flammable wastes, sand or other harmful substances. All oil and sand interceptors shall conform to the applicable standards for oil and sand interceptors set forth in the National Plumbing Code and shall be located as to be readily and easily accessible for cleaning and inspection.

**B.**

Grease interceptors. Restaurants, cafeterias, institutional kitchens and other installations discharging large quantities of grease shall use a grease interceptor. A garbage grinder shall not be used when a grease interceptor is required. The grease interceptor shall be installed in a separate line serving that part of the plumbing system into which the grease will be discharged. The grease interceptor shall be located close to the source of the wastewater, where the wastewater is still hot, to facilitate separation. Grease interceptors shall be located, designed and constructed in a manner that will permit easy access, inspection and cleaning.

**(1)**

Standards applicable to existing facilities.

**(a)**

Existing facilities shall have installed grease interceptors, within 120 days, which conform to the applicable standards for grease interceptors set forth in the National Plumbing Code. In addition, in order to identify those grease interceptors which are malfunctioning or of a capacity or design inadequate to properly intercept the grease discharged, the Township of Mendham or its designee shall require monitoring points to be installed on the premises of all existing facilities. The Township of Mendham or its designee shall notify in writing all property owners who shall be required to install said

monitoring points. Said monitoring points shall be installed within 120 days of receipt of the Township's written notification.

**(b)**

The monitoring points shall consist of cleanouts extended to be flush with the existing grade at a point on the premises as near to the sanitary sewer main as possible. Where multiple tenants have separate laterals connecting to the sewer main, monitoring points shall be installed for each individual facility to which this chapter applies. Monitoring points with a depth of four feet or less shall have a minimum diameter of four inches. Monitoring points with a depth of more than four feet shall have a minimum diameter of six inches. The cover of the cleanouts shall be brass where the top of the cleanout is in pavement, sidewalk or other area subject to vehicle or pedestrian traffic.

**(c)**

The Township of Mendham or its designee shall take random samples from the monitoring points at various times through the year. Access to the monitoring points shall be kept reasonably open to the Township of Mendham or its designee in order for samples to be taken. If the Township of Mendham or its designee determines from the samples taken that any grease interceptor is malfunctioning or of inadequate design or capacity, he shall notify the property owner of the malfunction or deficiency and the measures that must be taken by the property owner to correct the malfunction or deficiency, which measures may include the installation of a grease interceptor meeting the standards set forth herein.

**(d)**

"Existing facility," as that term is used herein, shall mean a restaurant, cafeteria, institutional kitchen or other installation discharging large quantities of grease that is operating as such at the time of passage of this subsection.

**(2)**

Standards applicable to new or altered facilities. The following standards shall apply to new or altered facilities as follows:

**(a)**

Restaurants, cafeterias, and institutional kitchens shall be constructed with a grease interceptor. The interceptor shall be sized in accordance with all governing plumbing codes.

**(b)**

In no case shall a grease interceptor serving a new or altered facility be smaller than 750 gallons in capacity. The minimum requirement for construction, materials and foundations of grease interceptors shall be the same as those required for septic tanks, as prescribed in N.J.A.C. 7:9A-8.2. The inlet and outlet of the grease interceptor shall be provided with T baffles extending to a depth of 12 inches above the tank floor and well above the liquid level. To facilitate maintenance, manholes extending to finished

grade shall be provided. Covers shall be of gas-tight construction and shall be designed to withstand expected loads and prevent access by children.

(c)

"New facility," as that term is used herein, shall mean any proposed new restaurants, cafeteria, institutional kitchen or other installation discharging large quantities of grease.

(d)

"Altered facility," as that term is used herein, shall mean a restaurant, cafeteria, institutional kitchen or other installation discharging large quantities of grease which is remodeled, renovated, reconstructed or modified, which remodeling, renovation, reconstruction or modification requires any change in the physical configuration of an existing grease interceptor or any of its component parts, including replacement, modification, addition or removal of system components such that there will be a change in the location, design, construction, installation, size, capacity, type or number of one or more components.

(3)

Penalties.

(a)

Any person who fails to comply with any provision of this subsection, upon conviction therefor, shall be liable to a penalty of not to exceed \$1,250.00 per day, reimbursement of costs incurred by the Township of Mendham as a result of the non-compliance, 90 days' imprisonment in the county jail, 90 days of community service, or any combination of the above.

(b)

When a blockage occurs in any sanitary sewer line due to the accumulation of grease, the licensed sewer operator of the Township shall certify the Township of Mendham or its designee the identity of the establishment which caused the blockage. The Township of Mendham or its designee shall issue a summons to the owner of the establishment.

**§ 272-18 Inspection and maintenance of interceptors.**

Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times. All interceptors shall be cleaned at intervals at least every 90 days. Notice must be provided to the Township of Mendham or its designee at least 48 hours in advance of any proposed regular cleaning and immediately in the event of an emergency cleaning. Proof of cleaning may be required upon the request of the Township of Mendham or its designee. Frequency of cleaning may be required to be increased to prevent discharge to the sewer system.

§ 272-19 **Silt basins.**

No washings from vehicles of any type shall be admitted to the sanitary sewer system except through a silt basin of suitable size, properly protected by a grating and trapped, from which the deposits shall be removed by hand as often as may be required by the Township of Mendham or its designee. All plans for such silt basins shall be approved by the Township Engineer.

§ 272-20 **Action of the Township of Mendham regarding deleterious discharges.**

If any waters or wastes are discharged or are proposed to be discharged to the public sanitary sewers, which waters contain the substances or possess the characteristics enumerated in violation of this article, and which, in the judgment of the Township of Mendham or its designee, may have a deleterious effect upon the sewage works, processes, equipment or receiving waters, or which otherwise create a hazard to life, constitutes a public nuisance, or results in costs that are in excess of the typical costs associated with the sewerage system, the Township of Mendham or its designee may:

**A.**

Reject the wastes.

**B.**

Require pretreatment to an acceptable condition for discharge to the public sanitary sewers.

**C.**

Require control over the quantities and rates of discharge.

**D.**

Require payment to cover the added cost of handling and treating the wastes not covered by existing charges. Where necessary, the owner of the premises served shall provide, at his or her expense, such preliminary treatment as may be necessary as determined by the Township Engineer to reduce the quality and quantity of such waste to these limits. Plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Township Engineer and of the Department of Health of the State of New Jersey, and no construction of such facilities shall be commenced until said approvals are obtained, in writing.

§ 272-21 **Maintenance of preliminary treatment facilities.**

Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner of the premises served, at his or her expense.

§ 272-22 **Installation of manholes.**

Where necessary, in the opinion of the Township Engineer, the owner of any building sewer carrying industrial waste shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manholes, when required, shall be accessible and safely located and shall be constructed in accordance with plans approved by the Township Engineer. The manhole shall be installed by the owner of the premises served, at his or her own expense, and shall be maintained by him or her so as to be safe and accessible at all times.

**§ 272-23 Analysis of wastes.**

All measurements, tests and analysis of the characteristics of waters and wastes to which reference is made in §§ 272-15, 272-16 and 272-20 shall be determined in accordance with the latest edition of Standard Methods for the Examination of Water and Sewage and shall be determined at the control manhole provided for in § 272-22 or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sanitary sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewerage works and to determine the existence of hazards to life, limb and property. The particular analysis involved will determine whether a twenty-four-hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from twenty-four-hour composites of all outfalls, whereas pH's are determined from periodic grab samples.

**§ 272-24 Maintenance of building sewer.**

The Township responsibility extends from the street to the curb. Maintenance of the building sewer, whether constructed by the Township or otherwise, and building drain, from the curb to the building shall be the responsibility of the owner of the property served.

**§ 272-25 Acceptance of prohibited industrial wastes.**

No statement contained in this article should be construed as preventing any special agreement or arrangement between the Township and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Township for treatment at an additional charge, provided that the Township has been advised, in writing, by a qualified consulting sanitary engineer retained by the Township at the expense of the industrial applicant that the industrial waste of the applicant can be adequately treated by the then-existing sewerage treatment plant, and at what additional cost to the applicant for the treatment.

**§ 272-26 Cost of work to be borne by owner.**

In the event the Township of Mendham incurs costs related to any specific property due to remediation, excess flows, or other costs outside of the typical maintenance charges associated with the sewerage system, the property owner of the specific property shall be responsible for all costs and expenses associated with the remediation, excess flows, or other costs incurred to the Township of Mendham.

**§ 272-27 Liability of the Township of Mendham.**

The owner of any premises upon which a sewer and/or connection exists, is installed, is to be installed, is maintained, and/or or is to be maintained, shall indemnify the Township from any and all loss or damage that may indirectly or directly be occasioned by the existence, installation, and/or maintenance thereof.

**§ 272-28 Installation or Remediation by the Township of Mendham.**

If the owner of any property in the Township shall fail to install and/or remediate any condition related to the sewerage system as the Township may determine requires installation and/or remediation in the Township's sole discretion, the Township may proceed to make such installation and/or remediation, or cause the same to be made, and charge and assess the costs thereof against such property and/or owner of such property.

INTRODUCED: 6/25/19

ADVERTISED:

PUBLIC HEARING: 7/8/19

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

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Maria Coppinger  
Township Clerk

---

Warren Gisser  
Mayor

**ORDINANCE 09-2019**  
**AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MENDHAM BY THE**  
**ADDITION OF A NEW CHAPTER (CHAPTER 259) TO BE ENTITLED “VACANT AND**  
**ABANDONED PROPERTIES” PROVIDING FOR REGISTRATION OF VACANT AND**  
**ABANDONED PROPERTIES, CREDITOR RESPONSIBILITIES**  
**AND MUNICIPAL POWERS TO REHABILITATE**

**BE IT ORDAINED**, by the Township Committee of the Township of Mendham, County of Morris, New Jersey, that a new chapter of the Code of the Township of Mendham to be entitled “Vacant and Abandoned Properties” be adopted as follows:

**ARTICLE I - Registration of Vacant Properties**

**SECTION 1 - DEFINITIONS**

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

**ABANDONED PROPERTY-**

As defined in accordance with the Abandoned Properties Rehabilitation Act, N.J.S.A. 55:19-78 et seq., shall mean the following:

- (1) Except as provided in Section 6 of P.L. 2003, c. 210 (N.J.S.A. 55:19-83), any property that has not been legally occupied for a period of six months and which meets any one of the following additional criteria may be deemed to be abandoned property upon a determination by the Construction Official that:
  - (a) The property is in need of rehabilitation in the reasonable judgment of the Construction Official, and no rehabilitation has taken place during that six-month period;
  - (b) Construction was initiated on the property and was discontinued prior to completion, leaving the building unsuitable for occupancy, and no construction has taken place for at least six months as of the date of a determination by the Construction Official pursuant to this section;
  - (c) At least one installment of property tax remains unpaid and delinquent on that property in accordance with Chapter 4 of Title 54 of the Revised Statutes (see N.J.S.A. 54:4-1 et seq.) as of the date of a determination by the Construction Official pursuant to this section; or
  - (d) The property has been determined to be a nuisance by the Construction Official in accordance with Section 5 of P.L. 2003, c. 210 (N.J.S.A. 55:19-82).
- (2) A property which contains both residential and non-residential space may be considered abandoned pursuant to P.L. 2003, c. 210 (N.J.S.A. 55:19-78 et seq.) so long as two-thirds or more of the total net square footage of the building was previously legally occupied as residential space and none of the residential space has been legally occupied for at least six months at the time of the determination of abandonment by the Construction Official and the property meets the criteria of either Subsection (1)(a) or Subsection (1)(d) of this Subsection 8.1.

**EVIDENCE OF VACANCY-**

- (1) Any condition that on its own or combined with other conditions present would lead a reasonable person to believe that the property is or has been vacant for three or more months.

Such evidence would include, but is not limited to, evidence of the existence of two or more of the following conditions at a property: overgrown or dead vegetation; accumulation of newspapers, circulars, flyers or mail; past-due utility notices or disconnected utilities; accumulation of trash, junk or debris; the absence of window coverings such as curtains, blinds or shutters; the absence of furnishings or personal items consistent with residential habitation; statements by neighbors, delivery agents, or government employees that the property is vacant or abandoned; infestation by insects, vermin, rats or other pests; windows or entrances that are boarded up or closed off; multiple window panes that are damaged, broken or unrepaired; doors that are smashed, broken, unhinged or continuously unlocked; or any uncorrected violation of a municipal building, housing or similar code during the preceding year.

- (2) Property determined to be "abandoned property" in accordance with the meaning of such term in the Abandoned Properties Rehabilitation Act, N.J.S.A. 55:19-78 et seq., shall also be deemed to be vacant property for the purposes of this section.

**OWNER-**

Shall include the title holder, any agent of the title holder having authority to act with respect to a vacant property, any foreclosing entity subject to the provisions of C.46:10B-51 (P.L. 2008, c. 127, § 17), any debtor in possession of the property, or any other entity determined by the Township of Mendham to act with respect to the property.

**VACANT PROPERTY-**

Any building used or to be used as a residence which is not legally occupied or at which substantially all lawful construction operations or residential occupancy has ceased for a period of at least three months, and any commercial property that has not been legally occupied or at which substantially all lawful construction operations have ceased for a period of at least three months, and which exhibits evidence of vacancy such that a reasonable person would believe that the property is vacant. Any property that contains all building systems in working order, is being maintained on a regular basis, has not been cited by the Township for any violation of municipal ordinance within such time and is being actively marketed by its owner for sale or rental shall not be deemed vacant. Each block and lot shall be a separate property.

**SECTION 2 - GENERAL REQUIREMENTS.**

- (1) The owner of any vacant property as defined herein shall, within 30 days after the building becomes vacant property or within 30 days after assuming ownership of the vacant property, or within 10 calendar days after receipt of notice from the Township, whichever is later, file a registration statement for each such vacant property with the Township of Mendham on forms provided by the Township of Mendham for such purposes. The registration shall remain valid until the end of the calendar year. The owner shall be required to renew the registration annually, no later than January 31, as long as the building remains vacant property and shall pay a registration or renewal fee in the amount prescribed in Subsection 5.4 of this section for each vacant property registered. The initial and renewal fees shall be prorated and or credited accordingly upon legal occupancy. Upon a change of ownership, a new registration statement must be filed within 30 days of closing.



- (2) Any owner of any building that meets the definition of "vacant property" prior to adoption date, shall file a registration statement for that property on or before adoption date plus 60 days. The registration statement shall include the information required under Subsection 5.3 of this section, as well as any additional information that the Construction Official may reasonably require.
- (3) The owner shall notify the Township of Mendham within 30 days of any change in the registration information by filing an amended registration statement on a form provided by the Township of Mendham for such purpose.
- (4) The registration statement shall be deemed prima facie proof of the statement therein contained in any administrative enforcement proceeding or court proceeding instituted by the Township of Mendham against the owner or owners of the building.

### **SECTION 3 - REGISTRATION STATEMENT REQUIREMENTS; PROPERTY INSPECTION**

- (1) After filing a registration statement or a renewal of a registration statement, the owner of any vacant property shall provide access to the Township of Mendham Construction Official to conduct an exterior and interior inspection of the building to determine compliance with the municipal code, if requested, following reasonable notice, during the period covered by the initial registration or any subsequent renewal. If an inspection is required of the interior of the property due to complaints or other cause, the fee for such inspection shall be the same as that for a Continued Certificate of Occupancy inspection as provided in the applicable provisions of the Code of the Township of Mendham.
- (2) The registration statement shall include the name, street address, and telephone number of a natural person 21 years of age or older, designated by the owner or owners as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding, on behalf of such owner or owners in connection with the enforcement of any applicable code. The designated agent must have a contact number that will be available 24 hours per day on an emergency basis. The statement shall also include the name of the person responsible for maintaining and securing the property, if different from the designated agent.
- (3) An owner who is a natural person and who meets the requirements of this section as to availability of a contact number on a twenty-four-hour emergency basis may designate himself or herself as agent.
- (4) By designating an authorized agent under the provisions of this section, the owner consents to receive any and all notices of code violations concerning the registered vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provisions of this section shall be deemed to consent to the continuation of the agent's designation for the purpose of this section until the owner notifies the Township of Mendham of a change of the authorized agent or until the owner files a new annual registration statement. The designation of an authorized agent in no way releases the owner from any requirement of this section.

**SECTION 4 - FEE SCHEDULE.**

The initial registration fee for each building shall be \$250. The fee for the first renewal is \$500. The fee for any subsequent renewal is \$1,000. After five years, the registration fee shall be \$5,000. Initial fee shall be prorated according to the month of registration and renewal fees shall be credited when a property becomes legally occupied during a renewal period.

**Vacant and Abandoned Property Registration Fee Schedule**

<b>Registration</b>	<b>Fee</b>
Initial registration	\$250
First renewal	\$500
Any subsequent renewal up to five years	\$1,000
After five years	\$5,000

**SECTION 5 - REQUIREMENTS FOR OWNERS OF VACANT AND ABANDONED PROPERTY.**

The owner of any building that has become vacant and abandoned property, and any person maintaining, operating or collecting rent for any such building that has become vacant, shall, immediately:

- (1) Post a sign affixed to the inside of the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process (if designated pursuant to Subsection 5.3 of this section), and the person responsible for the day-to-day supervision and management of the building, if such person is different from the owner holding title or authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than 15 inches by 17 inches; and
- (2) Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the Code of the Township of Mendham and maintain the sign required in Subsection 5.1 above until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete; and
- (3) Make provision for the maintenance of the lawn and yard, including regular grass cutting as required by the applicable provisions of the Code of the Township of Mendham; and
- (4) Make provision for the cessation of the delivery of mail, newspapers and circulars to the property; and
- (5) Make provision for the winterizing of the property by the cessation of water service to the property and the draining of water lines; other than buildings with a fire sprinkler system; and
- (6) Make provision for the cessation of electric or gas utility services to the property; other than buildings with a fire sprinkler system,
- (7) Make provision for the regular maintenance of the exterior of the property,
- (8) Ensure that the property is maintained in accordance with all applicable local and state property

maintenance codes or ordinances, building codes, health codes, and fire codes pertaining to the exterior condition and appearance of the building, the safety and structural integrity of the building, the outdoor portion of the property which constitute a hazard or adversely affect the health and safety of persons who may have contact with the vacant property, and

- (9) Promptly repair all broken windows, doors and other openings and unsafe conditions. Boarding up of open and broken windows and doors is prohibited, except as a temporary measure for no longer than 45 consecutive days, which period may be extended at the discretion of the Township Officials. Boards or coverings must be installed and painted in accordance with Township specifications.

#### **SECTION 6 - ADMINISTRATION.**

The Township Committee of the Township of Mendham shall issue rules and regulations for the administration of the provisions of this section.

#### **SECTION 7 - VIOLATIONS AND PENALTIES.**

- (1) Any owner who is not in full compliance with this section or who otherwise violates any provision of this section or of the rules and regulations issued hereunder shall be subject to a fine of not less than \$500 and not more than \$1,000 for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this section shall be recoverable from the owner and shall be a lien on the property.
- (2) For purposes of this section, failure to file a registration statement in time, failure to provide correct information on the registration statement, failure to comply with the provisions of Section 5 of this section, or such other matters as may be established by the rules and regulations of the Township of Mendham shall be deemed to be a violation of this section.

#### **SECTION 8 - COMPLIANCE WITH OTHER PROVISIONS.**

Nothing in this section is intended to nor shall be read to conflict or prevent the Township of Mendham from taking action against buildings found to be unfit for human habitation or unsafe structures as provided in applicable provisions of the Code of the Township of Mendham and/or the Uniform Construction Code. Further, any action taken under any such code provision other than the demolition of a structure shall not relieve an owner from its obligations under this section.

### **ARTICLE II - RESPONSIBILITIES OF CREDITORS**

#### **SECTION 9 - RESPONSIBILITIES OF CREDITORS, VIOLATIONS AND FINES**

- (1) Pursuant to the provisions of N.J.S.A. 40:48-2.12s, the creditor filing the summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security, and upkeep of the exterior of the vacant and abandoned residential property. This obligation applies whether the determination that the property is vacant and abandoned is made by the public officer pursuant to Chapter 258 "Property Maintenance", Chapter 201 "Housing Standards", N.J.S.A. 2A:50-73, or otherwise.

- (2) If the creditor is located out-of-State, the creditor shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor.
- (3) An out-of-State creditor shall include the full name and contact information of the in-State representative or agent in the notice required to be provided to the municipal clerk pursuant to N.J.S.A. 46:10B-51(a)(1).
- (4) An out-of-State creditor found by the municipal court, or by any other court of competent jurisdiction, to be in violation of any provision of this Article shall be subject to a fine of \$2,500.00 for each day of the violation, commencing on the day after the ten (10) day period set forth in N.J.S.A. 46:10B-51(a)(1) for providing notice to the municipal clerk that a summons and complaint in an action to foreclose has been served.
- (5) A public officer appointed pursuant to N.J.S.A. 40:48-2.3 et seq., or any enforcement officer described in this chapter, shall be authorized to issue a notice to the creditor filing the summons and complaint in an action to foreclose, if the public officer or enforcement officer determines that the creditor has violated this chapter by failing to provide for the care, maintenance, security, and upkeep of the exterior of the property. The notice shall require the person or entity to correct the violation within thirty (30) days of receipt of the notice, or within ten (10) days of receipt of the notice if the violation presents an imminent threat to public health and safety. The issuance of this notice shall constitute proof that a property is "vacant and abandoned" for purposes of N.J.S.A. 2A:50-73.
- (6) A creditor found by the municipal court, or by any other court of competent jurisdiction, to be in violation of the requirement to correct a care, maintenance, security, or upkeep violation cited in a notice issued pursuant to §9(1) shall be subject to a fine of \$1,500 for each day of the violation commencing thirty one (31) days following receipt of the notice, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence eleven (11) days following receipt of the notice.

### **ARTICLE III - MUNICIPAL POWERS TO REHABILITATE ABANDONED PROPERTIES**

#### **SECTION 10 - MUNICIPAL POWERS TO REHABILITATE ABANDONED PROPERTY.**

The Township of Mendham hereby grants to itself all such powers granted to municipalities by the State of New Jersey for the rehabilitation of abandoned property. Such powers are set forth, inter alia, in the "Abandoned Properties Rehabilitation Act" (N.J.S.A. 55:19-78 et seq.) and in applicable portions of the "New Jersey Urban Development Corporation Act" (N.J.S.A. 55- 19-1 through -77). These state statutory powers are collectively referred to herein as the "enabling statutes."

#### **SECTION 11 - PUBLIC OFFICER.**

The Public Officer, as defined in N.J.S.A. 55:19-80, who is responsible for executing the provisions of this chapter for the rehabilitation of abandoned property, shall be designated by resolution of the Township Committee.

**SECTION 12 - ABANDONED PROPERTY.**

The Public Officer shall designate a property as an "abandoned property" if said property meets the criteria set forth in N.J.S.A. 55:19-81 (abandoned property criteria) and/or N.J.S.A. 55:19-82 (nuisance property criteria). The Public Officer's designation is limited by the provisions of N.J.S.A. 55:19-83.

**SECTION 13 - ABANDONED PROPERTY LIST.**

The Public Officer shall establish an Abandoned Property List pursuant to N.J.S.A. 55:19-55. An interested party (as that term is defined in N.J.S.A. 55:19-105a) may request that the Public Officer include a property on the Abandoned Property List, pursuant to N.J.S.A. 55:19-105.

**SECTION 14 - RIGHTS OF OWNER OF ABANDONED PROPERTIES.**

The owner of a property on the Abandoned Property List has such rights designated to said owner by the enabling statutes. Such powers include but are not limited to:

- (1) Challenging the inclusion of a property on the Abandoned Property List, pursuant to N.J.S.A. 55:19-55e;
- (2) Seeking removal from said list, pursuant to N.J.S.A. 55:19-57 and 55:19-103;
- (3) Petitioning for reinstatement of control and possession, pursuant to N.J.S.A. 55:19-92 et seq.;

**SECTION 15 - MUNICIPAL POWERS.**

The Township of Mendham has such powers and rights regarding abandoned properties as set forth in the enabling statutes. Such powers include but are not limited to:

- (1) Sale of tax lien, pursuant to N.J.S.A. 55:19-56;
- (2) Special tax sales, pursuant to N.J.S.A. 55:19-101;
- (3) Foreclosing the right to redemption, pursuant to N.J.S.A. 55:19-58;
- (4) Recourse directly against property owner, pursuant to N.J.S.A. 55:19-100;
- (5) Possession and control of property, pursuant to N.J.S.A. 55:19-84 to 55:19-92 et seq.;
- (6) Rehabilitation and reuse of property, while in possession and control, pursuant to N.J.S.A. 55:19-90;
- (7) Borrowing money and making applications for rehabilitation of property, while in possession and control, pursuant to N.J.S.A. 55:19-91;
- (8) Sale of property, pursuant to N.J.S.A. 55:19-96;
- (9) Purchase of property, pursuant to N.J.S.A. 55:19-96;

- (10) Recover rehabilitation costs by lien on property, pursuant to N.J.S.A. 55:19-98;
- (11) Clearance, development, redevelopment or repair of property through power of eminent domain, pursuant to N.J.S.A. 55:19-56, 55:19-102.

**SECTION 16 - RIGHTS OF UTILITIES.**

Electric and natural gas utilities are granted such rights to abandoned properties as are set forth in N.J.S.A. 55:19-106.

**SECTION 17 - INTERPRETATION.**

All references in this chapter to state statutes include reference to all amendments thereto. References to particular sections of the enabling statutes are for ease of reference, but may not be exhaustive and are not meant to be exclusive of other applicable statutory provisions contained in the enabling statutes or elsewhere in the New Jersey statutes.

**SECTION 18.**

All ordinances or parts of ordinances of the Township of Mendham inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 19.**

If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 20.**

This law shall take effect immediately upon final passage, approval and publication as required by law.

INTRODUCED: 6/25/19

ADVERTISED:

PUBLIC HEARING:

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM,  
IN THE COUNTY OF MORRIS

\_\_\_\_\_  
Maria Coppinger  
Township Clerk

\_\_\_\_\_  
Warren Gisser  
Mayor

**PUBLIC NOTICE IS HEREBY GIVEN** that the foregoing ordinance was duly introduced and passed upon first reading at a regular meeting of the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, held on June 25, 2019. Further notice is hereby given that said ordinance was considered for final passage and adopted after public hearing thereon, at a regular meeting of said Township Committee held in the Municipal Building, 2 West Main Street, Brookside, New Jersey on July 8, 2019 at 7:30 pm

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Maria Coppinger, RMC  
Municipal Clerk

**ORDINANCE NO. 10-2019**  
**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF**  
**MENDHAM AMENDING CHAPTER 7 “TRAFFIC” SECTION 12 “PARKING**  
**PROHIBITED AT ALL TIMES ON CERTAIN STREETS”**

**BE IT ORDAINED** by the Township Committee of the Township of Mendham, in the County of Mendham, New Jersey, as follows:

**SECTION 1.** Chapter 7, “TRAFFIC” Section 12 “Parking Prohibited at all times on certain streets” is hereby amended as follows:

<b>Name of Street</b>	<b>Sides</b>	<b>Hours &amp; Day</b>	<b>Location</b>
<i>Mendham Road West</i>	<i>West Side</i>	<i>2am to 6am</i>	<i>from Ralston Hill Road to a point 370 feet northeast</i>
<i>Mendham Road West</i>	<i>West Side</i>	<i>2am to 6am</i>	<i>from Ralston Hill Road to a point 300 feet southwest</i>

**SECTION 2.** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION 3.** All ordinances of the Township of Mendham which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4.** This Ordinance shall take effect after final passage and publication pursuant to law.

INTRODUCED: 6/25/2019

ADVERTISED:

PUBLIC HEARING: 07/08/2019

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM,  
 IN THE COUNTY OF MORRIS

\_\_\_\_\_  
 Maria Coppinger, Township Clerk

\_\_\_\_\_  
 Warren Gisser, Mayor