**GREENWICH TOWNSHIP**

**MINUTES OF THE TOWNSHIP COMMITTEE MEETING**

**NOVEMBER 21, 2023**

**7:00 p.m.**

Deputy Mayor Orr called the meeting to order stating “adequate notice of this meeting was provided in compliance with the Open Public Meeting Act notifying the South Jersey Times on January 4, 2023.”

**Roll Call**: Mayor Reinhart and Deputy Mayor Orr were present. Also present were Thomas Seeley, Esq., Township Solicitor and Lisa Garrison, Township Clerk. Absent: Committeeman Werley and Kim Fleetwood, Township Treasurer.

**Flag Salute**: Mayor Reinhart

**Approval of Minutes:** On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the minutes of September 19, 2023, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to approve the minutes of October 17, 2023, unanimously carried.

**Public Hearings:**

Mayor Reinhart called for the following public hearings:

On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to open the public hearing for the following ordinance, unanimously carried. Shawn Burke indicated the need for the ordinance but expressed his concern over extreme enforcement. Michael Henry indicated the ordinance was not enforceable. There being no further comment forthcoming, on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing. After ensuing discussion on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to table said ordinance at this time, unanimously carried.

**ORDINANCE NO. 69-2023**

**GRASS, BRUSH, WEEDS AND DEBRIS**

 **WHEREAS,** it shall be unlawful for an owner of tenant of lands lying within the limits of the Township of Greenwich to allow, suffer or permit on such lands any accumulation of brush, weeds or obnoxious growth in excess of 10 inches in height; and

**WHEREAS,** it shall be unlawful for an owner of tenant of lands lying within the Township of Greenwich to allow, suffer or permit an accumulation of garbage, trash, trees, stumps, roots, fallen or dead trees in such a manner as to constitute a fire hazard or so as to constitute a hazard to health and public safety;

**WHEREAS,** in any such case, the owner of the owner and tenant shall cause such brush, weeds, fallen, dead or dying trees, stumps, roots or other obnoxious growth to be removed and destroyed; and

**WHEREAS,** no owner, owners, tenant or tenants of any building, dwelling or lands lying in the Township of Greenwich shall cause or allow any grass, brush, weeds, dead or dying trees, stumps, roots, obnoxious growth, filth garbage, trash or debris to be removed from the property of said owner, owners, tenant or tenants and be deposited upon any Township, County of State right-of-way or easement or upon neighboring property; and

**WHEREAS,** all such grass, brush, weed, etc., shall be collected and either removed form the premises or containerized in proper containers for removal and any person, firm or entity who shall vi9olate this section shall be fined; and

**WHEREAS,** whenever brush, weeds, including ragweed, fallen, dead or dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris shall be been allowed, suffered or permitted to accumulate on lands lying within the limits of the Township of Greenwich contrary to the provisions of this chapter, the Township Committee or other Township official designated for this purpose by the Township Committee shall cause 10 days’ written notice to remove or destroy the same to be given to the owner of tenant of any such lands; and

**WHEREAS,** written notice as aforesaid shall be given both to the owner and tenant of the land, if known and may be served personally or left with a member of the house over the age of 14 years or may be sent by certified mail to the last known post office address of such owner or tenant; and

**WHEREAS,** in the event that the name and post office address of the owner are not known, then such written notice as aforesaid shall be sent by certified mail addressed to the person or persons whose names appear as owner on the last tax duplicate with the mailing address shown thereon; and

**WHEREAS,** in the event that any owner of tenant shall refuse or neglect to remove or destroy said accumulation within the time limited by such notice, then the Township Committee may authorize and direct that the same be removed or destroyed by or under the direction of the Township Official designated by the Township Committee for this purpose; and

**WHEREAS,** in the event that such owner of tenant shall refuse or neglect to remove or destroy any such accumulations as hereinbefore set forth and it shall be necessary for the Township Committee to cause the same to be removed or destroyed, the officer responsible therefore shall certify the cost thereof to the Township Committee; and

**WHEREAS,** upon such certification to the Township Committee of the cost of removal or destruction as hereinbefore set forth, the Township Committee shall examine such certification and, if found correct, the cost as shown thereon shall, by resolution of the Township Committee, be charged against said lands; and

**WHEREAS,** upon passage of said resolution by the Township Committee, a certified copy thereof shall be filed with the Collector of Taxes, and the amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form a part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes; and

**WHERAS,** any person violating any of the provisions hereof shall, upon conviction, be subject to a penalty, either by imprisonment for not more than 90 days or by a fine not exceeding $500, or both, in the discretion of the court and each and every day any violation continues after notice to remove or destroy any accumulation as provided herein shall be considered a separate offence, punishable by a like fine or penalty.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jesey that this ordinance take effect upon adoption.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. Michael Henry indicated the public should be noticed on the following ordinances. There being no further comment forthcoming on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 70-2023**

**CONTAINERIZED YARD WASTE**

**SECTION I. Purpose:**

An ordinance to establish requirements for the proper handling of yard waste in the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Containerized – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
2. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
3. Street – means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.
4. Yard Waste – means leaves and grass clippings

**SECTION III. Prohibited Conduct:**

The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care of landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of yard waste must remove the yard waste from the street or said party shall be deemed in violation of this ordinance.

**SECTION IV. Enforcement:**

The provisions of this ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION V.** **Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VI. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no comment forthcoming on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 71-2023**

**LITTER CONTROL**

**SECTION I. Purpose:**

An ordinance to establish requirements to control littering in the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words use in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Litter – any used or unconsumed substance or waste material which has been discarded whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.
2. Litter Receptacle – a container suitable for the depositing of litter.
3. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of tis State subject to municipal jurisdiction.

**SECTION III. Prohibited acts and regulated activities:**

1. It shall be unlawful for any person to throw, drop, discard of otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.
2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

**SECTION IV. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION V. Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VI. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no comment forthcoming on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 72-2023**

**PET WASTE**

**SECTION I. Purpose:**

An ordinance to establish requirements to control littering in the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Immediate – shall mean that the pet solid waste is removed at once, without delay. a Person – any individual, corporation, company, partnership, firm, association, or political subdivision of tis State subject to municipal jurisdiction.
2. Owner/Keeper – any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.
3. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
4. Pet – a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
5. Pet solid waste – waste matter expelled from the bowels of the pet; excrement.
6. Proper disposal – placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

**SECTION III. Requirement for Disposal:**

All pet owners and keepers are required to immediately and properly dispose of their pet’s solid waste deposited on any property, public or private, not owned or possessed by that person.

**SECTION IV. Exemptions:**

Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION VI. Violation and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VII. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no comment forthcoming on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 73-2023**

**PRIVATE STORM DRAIN INLET RETROFITTING ORDINANCE**

**SECTION I. Purpose:**

An ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Township of Greenwich so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Greenwich of other public body, and is designed and used for collecting and conveying stormwater. **NOTE:** In municipalities with combined sewer systems, add the following: “MS4s do not include combined sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.”
2. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
3. Storm drain inlet - an opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.
4. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

**SECTION III. Prohibited Conduct:**

No person in control of private property (except a residential lot with one single family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

1. Already meets the design standard below to control passage of solid and floatable materials; or
2. Is retrofitted or replaced to meet the standard in Section IV below prior to the completion of the project.

**SECTION IV. Design Standard**

Storm drain inlets identified in Section III above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, “solid and floatable materials” means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section V.3 below.

1. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
2. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
3. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

 Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns fields, open channels, and stormwater basin floors.

1. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.
2. This standard does not apply:
3. Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;
4. Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
5. A rectangular space four and five-eights inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
6. A bar screen having a bar spacing of 0.5 inches.
7. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1”) spacing between the bars; or
8. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules of N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION VI. Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VII. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no further comment forthcoming on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 74-2023**

**WILDLIFE FEEDING ORDINANCE**

**SECTION I. Purpose:**

An ordinance to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Feed – to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.
2. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
3. Wildlife – all animals that are neither human nor domesticated.

**SECTION III. Prohibited Conduct:**

1. No person shall feed, in any public park or on any other property owned of operated by the Township of Greenwich, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cast as part of an approved Trap-Neuter-Release program).

**SECTION IV. Enforcement:**

1. This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.
2. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

**SECTION V. Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VI. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no comment forthcoming on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to close the public hearing, unanimously carried. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 75-2023**

**ILLICIT CONNECTION ORDINANCE**

**SECTION I. Purpose:**

An ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

1. Domestic sewage – waste and wastewater from humans or household operations.
2. Illicit connection – any physical or non-physical connection that discharges domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Township of Greenwich, unless that discharge is authorized under a NJDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit NJ0141852). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.
3. Industrial Waste – non-domestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. 1317(a), (b), or (c)).
4. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Greenwich or other public body, and is designed and used for collecting and conveying stormwater. **NOTE:** In municipalities with combined sewer systems, add the following: “MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.”
5. NJPDES permit – a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A
6. Non-contact cooling water – water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water may however contain algaecides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
7. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
8. Process wastewater – any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.
9. Stormwater – water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

**SECTION III. Prohibited Conduct:**

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Township of Greenwich any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

**SECTION IV. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION V. Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VI. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to open the public hearing for the following ordinance, unanimously carried. There being no further comment forthcoming on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

**ORDINANCE NO. 76-2023**

**IMPROPER DISPOSAL OF WASTE ORDINANCE**

**SECTION I. Purpose:**

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Greenwich or other public body, and is designed and used for collecting and conveying stormwater. **NOTE:** In municipalities with combined sewer systems, add the following: “MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.”
2. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
3. Stormwater – water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

**SECTION III. Prohibited Conduct:**

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Township of Greenwich is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

**SECTION IV. Exceptions to Prohibition:**

1. Water line flushing and discharges from potable water sources.
2. Uncontaminated ground water (e.g., infiltration, crawl space, or basement sup pumps, foundation or footing drains, rising ground waters)
3. Air conditioning condensate (excluding contact and non-contact cooling water)
4. Irrigation water (including landscape and lawn watering runoff)
5. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.
6. Residential car washing water, and residential swimming pool discharges
7. Sidewalk, driveway and street wash water
8. Flows from fire fighting activities
9. Flows from rinsing of the following equipment with clean water:
* Beach maintenance equipment immediately following their use for their intended purposes; and
* Equipment used in the application of salt and de-icing materials immediately following slat and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.
* Rinsing of equipment, as noted in the above situation is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich.

**SECTION VI. Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VII. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to open the public hearing for the following ordinance, unanimously carried. There being no comment forthcoming on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public hearing, unanimously carried. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adopt the following ordinance, unanimously carried upon roll call vote. Ayes: Orr, Reinhart Nays: None Abstain: None Absent: Werley

 **ORDINANCE NO. 77-2023**

**PRIVATELY-OWNED SALT STORAGE**

**SECTION I. Purpose:**

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

This ordinance establishes requirements for the storage of sale and other solid de-icing materials on properties not owned or operated by the municipality (privately owned) including residences, in the Township of Greenwich to protect the environment, public health and safety and welfare, and to prescribe penalties for failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

1. “De-icing materials” means any granular or solid material such as melting salt or any other granular solid that assists int eh melting of snow.
2. “Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
3. “Storm drain inlet” means the point of entry into the storm sewer system.
4. “Permanent structure” means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing material
2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak.
3. The structure shall be erected on an impermeable slab;
4. The structure cannot be open sided; and
5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.

E. “Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

F. “Resident” means a person who resides on a residential property where de-icing material is stored.

**SECTION III. Deicing Material Storage Requirements:**

1. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:
2. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through.
3. Loose materials shall be placed at least 5- feet form surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels.
4. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
5. Loose materials shall be covere das follows:
6. The cover shall be waterproof, impermeable , and flexible;
7. The cover shall extend to the base of the pile(s);
8. The cover shall be free form holes or tears;
9. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
10. Weight shall be placed on the cover(s) in such a way that minimized the potential of exposure as materials shift and runoff flows down to the base of the pile.
11. Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g. old tires) shall note be used;
12. Containers must be sealed when not in use; and
13. The site shall be free of all de-icing materials between April 16th and October 14th.
14. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de[icing materials in a permanent structure, such storage may be permanent and thus not restricted to October 15- April 15.
15. All such temporary structures must also comply with all other local ordinances, including building and zoning regulations.
16. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.
17. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

**SECTION IV. Exemptions:**

Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container and which prevents the de-icing materials form leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.

If containerized (in bags or buckets) de-icing materials are stored within a permanent structure they are not subject to the storage and inspection requirements in Section III above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

This ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Code Enforcement Officer of the Township of Greenwich during the course of ordinary enforcement duties.

**SECTION VI. Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VII. Severability:**

Each section, subsection, sentenced, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, cause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

**Introduction Proposed Ordinance No. 78-2023**

**PROPOSED ORDINANCE NO. 78-2023**

**UNREGISTERED VEHICLES**

**SECTION I. Purpose:**

An ordinance to establish requirements for the unregistered vehicles in the Township of Greenwich, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions and Word Usage:**

1. When not inconsistent with the context of this chapter, words used in the present tense include the words used in the future, words used in the plural number include the singular number, and words used in the singular include the plural number. The word “shall” is always mandatory and not merely directory.
2. As used in this ordinance, the following terms shall have the meanings indicated:

**PERSON**

 Any person, firm, partnership, association, corporation, company or organization of any kind.

**VEHICLE**

Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary trails or tracks.

**SECTION III. Storage of Unregistered Vehicle**

It shall be unlawful for any residential property owner to park or permit the parking of any unregistered vehicle on his or her residential lawn.

**SECTION IV. Notice to Abate Conditions**

Any conditions set forth shall, prior to the issuance of any notice of violation, require that a notice to the owner and/or other persons responsible for such property be provided a notice to abate such condition or conditions. The notice shall:

1. Be in writing;
2. Include a description of the property sufficient for identification;
3. Include a statement of the violation or violations and why the notice is being issued;
4. Include an order to abate or correct the condition within 10 days of the date of the notice to bring the property into compliance with the of the provisions of this ordinance; and
5. The notice shall be either delivered personally, posted on the property, or sent by regular mail and certified mail addressed to the last known address. In the event that the notice is returned undeliverable then notice shall be posted by posting in a conspicuous place in or about the structure or property affected by such notice.

**SECTION V.** **Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed $1,500.00.

**SECTION VI. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

 At this time Michael Henry indicated the Township currently has an ordinance regarding unregistered vehicles and questioned why adopt another ordinance. The introduction of the foregoing proposed ordinance failed due to lack of a motion and second.

**Resolutions:**

 **RESOLUTION NO. 9-32-2023**

**APPOINTMENT OF TOWNSHIP OFFICIALS AND BOARDS AND COMMITTEES**

 **BE IT RESOLVED** the following appointments of the Township Officials, Boards and Committees are hereby approved by the Township Committee of the Township of Greenwich, County of Cumberland, State of New Jersey:

PLANNING/ZONING BOARD TERM EXPIRATION

Alternate II – Shawn Burke 12/31/24

 On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to untable the resolution for further discussion, unanimously carried. The Committee directed the Clerk to forward Mr. Burke’s resume to the Planning/Zoning Board for their review and comment.

**Unfinished Business:**

 Tennis Court – no update

 Old Stone School House – Triad Associates emailed to the Committee three (3) potential grants for their review.

 Alarm System - Mayor Reinhart presented a quote of $3,488 to set up the system with a $60.95 monthly monitoring fee. On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to approve the quote of $3,488 for the set up of the alarm system with a $60.95 monthly monitoring fee contingent upon approval from the Ms. Fleetwood, Township Treasurer, unanimously carried.

 Lead Inspections - no update.

 Ordinances – Certificate of Occupancy Fees.

 Wible Drive - Ms. VanVliet requested an update. Deputy Mayor Orr indicated he will contact her to provide an update.

Radiological Emergency Response Planning Funding - Fire Chief Reinhart withdrew his request for a resolution from the Committee.

**New Business:**

 ARP Firefighter Funding Grant - Ms. Garrison indicated the deadline for filing for the grant is December 8, 2023. On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to approve the following resolution, unanimously carried.

**TOWNSHIP OF GREENWICH**

**COUNTY OF CUMBERLAND**

**RESOLUTION NO. 11-34-2023**

 **WHEREAS,** the Township of Greenwich desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately $75,000 to carry out a project to purchase SCBAs for the Greenwich Township Fire Department.

 **BE IT THEREFORE RESOLVED**

1. that the Township of Greenwich does hereby authorize the application for such a grant; and
2. recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Greenwich and the New Jersey Department of Community Affairs.

 **BE IT FURTHER RESOLVED**, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

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 (signature) (signature)

 **WILLIAM REINHART LISA GARRISON**

 **MAYOR TOWNSHIP CLERK**

 Ms.Garrison also indicated that Triad Associates sent a proposal for authorization to proceed with the preparation and submittal of the ARP Firefighter Grant Application in the amount not to exceed $2,750.00 as an authorized project under the existing Professional Service Agreement (FY2023 General Services Agreement). On motion of Deputy Mayor Orr, seconded by Mayor Reinhart to approve the proposal for authorization to proceed submitted by Triad Associates not to exceed $2,750.00, unanimously carried.

 Best Practices - Ms. Garrison indicated Ms. Fleetwood had submitted the Best Practices for the Township of Greenwich. There were some comments that detracted from the Township’s score but did not affect the final receipt of payment of the remaining state aid funds.

 92 Pier Road Tax Lien Assignment Offer - An offer was received from BAM Contracting, 669 Ye Greate Street, in the amount of $7,500. After review and discussion the Committee on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to reject the offer of $7,500 and counter with $30,000, unanimously carried.

**Committee Comments:** None

**Payment of Bills**

 After review and discussion on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to approve the bill list in the amount of $132,362.12, unanimously carried.

**Public Comment**:

 On motion of Mayor Reinhart, seconded by Deputy Mayor Orr to open the public comment, unanimously carried. Shawn Burke indicated he has experience as a tax lien investor and questioned the Township’s knowledge on the current foreclosure issues. Mr. Seeley indicated he has been following the situation and updating the Committee as needed. The current Fire Marshall/Inspector was present to announce his retirement and thank the Community and Committee for their support. He introduced his replacement Jack Justice. The Committee thanked him for his service to Greenwich Township. There being no further public comment, on motion of Mayor Reinhart, seconded by Deputy Mayor Orr to close the public comment, unanimously approved.

**Adjournment:** There being no further business to come before the Township Committee, on motion of Deputy Mayor Orr, seconded by Mayor Reinhart to adjourn, unanimously carried

 Respectfully submitted from notes taken by the Treasurer,

 Lisa Garrison

 Borough Clerk