

**KNOWLTON TOWNSHIP
WARREN COUNTY, NEW JERSEY
RESOLUTION 2018-63**

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act; N.J.S.A. 10:4-6 et seq., declares it to be the public policy of the State to insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

WHEREAS, the Open Public Meetings Act also recognized exceptions to the right of the public to attend portions of such meetings; and

WHEREAS, the Mayor and Township Committee find it necessary to conduct an executive session closed to the public as permitted by the N.J.S.A. 40:4-12; and

WHEREAS, the Mayor and Township Committee will reconvene in public session at the conclusion of the executive session;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Knowlton Township, County of Warren, State of New Jersey that they will conduct an executive session to discuss the following topic (s) as permitted by N.J.S.A. 40:4-12:

A. Contract Negotiations

BE IT FURTHER RESOLVED that the Mayor and Township Committee hereby declare that their discussion of the subject (s) identified above may be made public at a time when the Township Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the Mayor and Township Committee, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

DATE: April 9, 2018

Motion:

Second

Roll Call: Cuntala- , McNinch-- , Shipps-- , Van Horn-- , Starrs--

Kristin Shipps, Acting Clerk

TOWNSHIP OF KNOWLTON

WARREN COUNTY

RESOLUTION 2018- 64

TONNAGE GRANT APPLICATION (2017)

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2017 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycle and to indicate the assent of the Township of Knowlton to the

efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township of Knowlton Committee

of the Township of Knowlton that the Township of Knowlton hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates JoAnn Fascenelli, Certified Recycling Professional to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Resolution offered by:

Resolution certified by:

I hereby certify that the foregoing is a true and correct copy of a Resolution duly adopted by the Township of Knowlton on the day of 2018.

Resolution certified by _____

**TOWNSHIP OF KNOWLTON
WARREN COUNTY, NEW JERSEY
ORDINANCE # 2018-02**

**AN ORDINANCE AMENDING CHAPTER 174 OF THE CODE OF
THE TOWNSHIP OF KNOWLTON ENTITLED “VEHICLES AND TRAFFIC” IN ORDER TO ESTABLISH
AUTHORITY FOR EMERGENCY TOWING BY THE TOWNSHIP**

WHEREAS, Chapter 174 Section 12 of the Code of the Township of Knowlton (the “Code”) establishes that the Township of Knowlton (the “Township”) may temporarily prohibit parking due to snow plowing, snow removal, and other emergencies; and

WHEREAS, Chapter 174 Section 3 of the Code governs parking prohibitions during a state of emergency; and

WHEREAS, It has been recommended that the Mayor and Committee Amend said sections of the Code to provide the Township with maximum flexibility in the removal of abandoned or illegally parked vehicles during an emergency

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Knowlton, the County of Warren, that Chapter 174 entitled “Vehicles and Traffic” of the Code is hereby amended as follows:

Section 1: Section 174-12 of the Code entitled “Temporary prohibition of parking for snowplowing, snow removal, and other emergencies” is hereby amended and supplemented as follows (Additions indicated in boldface and italics *thus*; deletions indicated with strike-through ~~thus~~):

§ 174-12 Temporary prohibition of parking for snowplowing, snow removal and other emergencies.

A. Temporary parking prohibition. Whenever snow has fallen and the accumulation is such that it covers the street or highway, an emergency shall exist, and no vehicle shall be parked on any of the streets or parts of streets described in § 174-30, Schedule XVII: Prohibition of Parking Temporarily for Snowplowing, Snow Removal and Other Emergencies, attached to and made a part of this chapter.

B. Time of prohibition. The above parking prohibitions shall remain in effect after the snow has ceased until the streets have been plowed sufficiently and to the extent that parking will not interfere with the normal flow of traffic.

C. Removal of vehicle; cost. Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and a menace to the safe and proper regulation of traffic .Any police officer, ***the Township Emergency Management Coordinator, or in his or her absence, the Township Deputy Emergency Management Coordinator,*** may provide for the removal of such vehicle. The owner shall pay the reasonable costs of the removal and storage which may result from such removal before regaining possession of the vehicle.

Section 2. Section 174- 3 of the Code entitled “Parking” is hereby amended and supplemented as follows (Additions indicated in boldface and italics ***thus***; deletions indicated with strike-through ~~thus~~):

§ 174-3Parking.

A. Regulations not exclusive. The provisions of this chapter imposing a time limit on parking shall not relieve any person of the duty to observe other more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles as set forth in N.J.S.A. 39:4-138, any other New Jersey statute or as hereinafter provided.

B. Parking prohibited during state of emergency.

(1) Upon the declaration of an emergency, there shall be no parking upon streets or sections of streets where temporary EMERGENCY NO PARKING signs are displayed. ***Any State Police Officer, the Township Emergency Management Coordinator, or in his or her absence, the Township Deputy Emergency Management Coordinator are*** authorized to declare an emergency and to direct the posting of EMERGENCY NO PARKING signs when weather conditions, accidents, fire or public celebrations dictate or require the avoidance of hazards or other conditions which interfere with the free flow of traffic. Notification that EMERGENCY NO PARKING signs are being or will be posted shall be given to the operator or owner of any vehicle which has been parked prior to the posting of the signs.

(2) Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and menace to the safe and proper regulations of traffic, and any ***State*** police officer, ***the Township Emergency Management Coordinator, or in his or her absence, the Township Deputy Emergency Management Coordinator*** may provide for the removal of such vehicle. The owner shall pay the reasonable costs of removal and storage which may result from such removal before regaining possession of the vehicle.

(3) The effectiveness of this subsection is contingent upon the signs being erected as required by law.

C. Parking prohibited at all times on certain streets.

- (1) No person shall park a vehicle at any time upon any of the streets or parts thereof described in § 174-14, Schedule I: No Parking, attached to and made a part of this chapter.
- (2) Removal of vehicles. Any vehicle found parked or standing in violation of Schedule I may be removed by towing or otherwise by any duly authorized agent of the Township of Knowlton and may be taken to any lawful place and kept until claimed by the owner or person having possession, custody or control of the vehicle. Any garage keeper or other person engaged in the business of towing and storing vehicles may be employed or engaged for the purpose of removing and storing any such vehicle. Any person who shall cause, allow or permit any vehicle to park or stand in violation of Schedule I shall by so doing be deemed to designate, constitute and appoint the Township of Knowlton, its agent and attorney of such person for the purpose of removing and storing such vehicle as hereinafter provided and, further, shall be deemed to release the Township from and to waive any and all claims for damage of any nature whatsoever arising out of the removal and storing of such vehicle and shall be liable for the payment of all fees and other charges and expenses incurred by reason of the removal by towing or otherwise and for storing of such vehicle.

D. Parking prohibited during certain hours on certain streets and parking areas. Unless on official business or during regular business hours or on officially sanctioned activities, no person shall park a vehicle between the hours specified in § 174-15, Schedule II: Parking Prohibited Certain Hours, of any day upon any of the streets or parts of streets or parking areas or parts of parking areas described in Schedule II, attached to and made a part of this chapter.

E. Stopping or standing prohibited during certain hours on certain streets. No person shall stop or stand a vehicle between the hours specified in § 174-16, Schedule III: No Stopping or Standing, of any day (except Sundays and public holidays) upon any of the streets or parts of streets described in Schedule III, attached to and made a part of this chapter.

F. Parking time limited on certain streets. No person shall park a vehicle for longer than the time limit shown in § 174-17, Schedule IV: Time Limit Parking, at any time between the hours listed in Schedule IV, of any day upon any of the streets or parts of streets described in Schedule IV, attached to and made a part of this chapter.

G. Permit parking only on certain streets.

- (1) No person shall park a vehicle at any time upon any of the streets or parts thereof described in § 174-14.1, Schedule 1A, Permit Parking, attached to and made a part of this chapter, unless the vehicle shall bear a valid permit.
- (2) A parking permit of a design specified by the Township will be issued to the owner of a specific vehicle upon submission of the appropriate application and supporting

documents. A permit will only be issued to the applicant for the purposes of hiking, biking, fishing or hunting in areas proximately located to the parked vehicle. The permit shall display the permit number, the make, model, and color of the vehicle, and the date the permit expires. No permit shall be issued to a vehicle having more than four wheels. The vehicle must be owned by the applicant.

- (3) A valid driver's license and proof of registration and insurance for the permitted vehicle must be presented and approved by the Township Clerk before a permit is issued. If the applicant seeks to obtain the permit for the purposes of hunting and/or fishing, the appropriate and valid license must be presented and approved by the Township Clerk. No person other than the Township Clerk or his/her designee shall be authorized to issue said permit.
- (4) The permit is to be displayed on the front driver's side dashboard or rear view mirror when the vehicle is parked. The permit shall be removed when the vehicle is in motion.
- (5) A new permit must also be obtained in the event of change of address or any vehicle or license plate on a previously registered automobile.
- (6) All permits will automatically be revoked if the assigned vehicle ceases to qualify for the permit, if permit is affixed to a car other than the one so designated at the time of application, or if the vehicle registration number on the parking permit is different than the one on the vehicle or if a permit holder fails to report a change of address to the Clerk. If revoked, the permit shall be promptly returned to the Township Clerk.
- (7) Any vehicle bearing a revoked parking permit and parked on a street posted "permit only" will be subject to the same penalty as a vehicle parked in that location without a valid permit.
- (8) Permits will be valid for during the calendar year issued (January 1 through December 31). Any permit issued after June 30 of the permit year shall cost 1/2 of the regular permit fee.
- (9) Any vehicle parked in violation of the parking permit regulations will be subject to a fine of \$50 or removal pursuant to this section. Persons in possession of parking permits who misuse them, including obtaining them for purposes other than hunting, fishing, biking, and hiking, are subject to revocation of the permits for one year and a fine of \$100. Any person(s) found to possess an invalid, expired, or counterfeit permit shall be subject to a fine of \$100.
- (10) Any vehicle found parked or standing in violation of this section and Schedule I A may be removed by towing or otherwise by any duly authorized agent of the Township and may be taken to any lawful place and kept until claimed by the owner or person having possession, custody, or control of the vehicle. Any garage keeper or other person engaged in the business of towing or storing vehicles may be employed or engaged for

the purpose of removing and storing any such vehicle. Any person who shall cause, allow or permit any vehicle to park or stand in violation of Schedule IA shall by so doing be deemed to designate, constitute, and appoint the Township, its agent and attorney of such person for the purpose of removing and storing such vehicle as hereinafter provided and, further, shall be deemed to release the Township from and to waive any and all claims for damage of any nature whatsoever arising out of the removal and storing of such vehicle and shall be liable for the payment of all fees and other charges and expenses incurred by reason of the removal by towing or otherwise and for storing of such vehicle.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. This Ordinance shall take effect upon final passage and publication according to law.

Introduction: April 9, 2018

Motion:

Second:

Roll Call: Cuntala-- , McNinch-- , Shipps-- , Van Horn-- , Starrs--