

TOWNSHIP OF KNOWLTON
COUNTY OF WARREN, STATE OF NEW JERSEY
TOWNSHIP COMMITTEE MEETING
July 10th, 2023

The meeting of the Knowlton Township Committee was held on this date at the Knowlton Municipal Building, 628 Route 94, Columbia, New Jersey and was called to order at 7:00 p.m. by Mayor Van Horn. Mayor Van Horn led the public in the Pledge of Allegiance.

Mayor Van Horn read the following statements “This meeting of the Knowlton Township Committee is being held in compliance with the Open Public Meetings Act: P: 1975, Chapter 231, noting that notice of all regularly scheduled meetings has been published in the *New Jersey Herald* and/or Express Times as well as providing said schedule in the Municipal Clerk’s office.”

Roll Call: Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes

PUBLIC COMMENT

Mr. John Anderson from Mt. Pleasant Rd was following up on the Township engineers’ thoughts on vacating the end of his road which is a public street and dividing ownership to himself and his adjacent neighbor. Mayor Van Horn explained the engineer will be taking a look to make sure adjacent neighbors will not be landlocked. Attorney Tara St. Angelo states she will discuss with the Township engineer as the access easement would run through land owned by the NJDEP which would require permission.

Ms. Christine Dunbar from the Foodshed Alliance wanted to give an update to the community. There is a fall watershed cleanup starting October 9th thru October 16th. In previous years, volunteers participated in the NJDEP road salt study in four different locations throughout Knowlton. River friendly farms program was put into place to reward farmers for taking care of their land.

PRESENTATION

Dr. Dutt- North Warren Superintendent

Dr. Dutt introduced herself to the Township as she has been the Superintendent at North Warren for over a year.

Dr. Dutt discussed budget cuts and the decrease in the number of students. There is a need for volunteers throughout the community to help with projects around the school including landscaping and painting.

Upcoming projects inside the school are the auditorium, media room and front lobby.

Tara Mezzanotte- Paulins Kill River - Lower Delaware Wilds and Scenic River Tributary Expansion- **Tabled until August’s meeting.**

DEPARTMENT REPORTS

Fire Chief Alex Weber gave an update on the truck that is to be replaced in 2025. Preliminary planning meetings have started. The current truck now has some repairs and may need to be sent out.

ORDINANCES

INTRODUCTION

2023-05- An Ordinance to Establish Requirements to Control Littering in Knowlton Township

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Chapter 121 of the Code of the Township of Knowlton, entitled “Litter” is hereby added as follows:

§121-1 Purpose

This ordinance establishes requirements to control littering in Knowlton Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§121-2 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.

- a. 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.
- b. Litter Receptacle – a container suitable for the depositing of litter.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

§121-3 Prohibited acts and regulated activities:

1. It shall be unlawful for any person to throw, drop, discard or 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.

§121-4 Enforcement:

This ordinance may be enforced by the Knowlton Township Zoning Officer, County Health Department, or the New Jersey State Police of Knowlton Township.

§121-5 Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of not less than \$100 and not to exceed \$1,000.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by law.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-06- 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 Knowlton

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Chapter 161 of the Code of the Township of Knowlton, entitled “Stormwater Regulations” is hereby added as follows:

Article I. Improper Discharge into Storm Sewer System.

§161-1. 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 Knowlton, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§161-2. 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.

- a. 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 [insert name of municipality] 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.”
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of

this State subject to municipal jurisdiction.

- c. 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.

§161-3. Prohibited Conduct:

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by Knowlton Township 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.

§161-4. Exceptions to Prohibition:

- a. Water line flushing and discharges from potable water sources
- b. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters)
- c. Air conditioning condensate (excluding contact and non-contact cooling water)
- d. Irrigation water (including landscape and lawn watering runoff)
- e. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows
- f. Residential car washing water, and residential swimming pool discharges
- g. Sidewalk, driveway and street wash water
- h. Flows from firefighting activities
- i. 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 salt 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.

§161-5. Enforcement:

This ordinance shall be enforced by the Knowlton Township Zoning Officer, County Health Department, and the New Jersey State Police, Knowlton Township.

§161-6. Penalties:

Any person(s) who continues to be in violation of the provisions of this ordinance, after being duly notified, shall be subject to a fine not less than \$100 and not to exceed \$2,000.00.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by law.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-07- An Ordinance Requiring the Retrofitting of Existing Storm Drain Inlets

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Chapter 161, Article II of the Code of the Township of Knowlton, entitled “Retrofitting of Storm Drain Inlets” is hereby added as follows:

Article II. Retrofitting of Storm Drain Inlets.

§161-7 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 Knowlton so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§161-8. 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.

- a. 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 [insert name of municipality] 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.”
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. 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.
- d. 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.

§161-9. 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.

§161-10. 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:
 - a. 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
 - b. 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.

2. 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.
3. This standard does not apply:
 - a. 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;
 - b. 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:
 - i. A rectangular space four and five-eighths inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
 - ii. A bar screen having a bar spacing of 0.5 inches.
 - c. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1”) spacing between the bars; or
 - d. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at

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.

§161-11. Enforcement:

This ordinance shall be enforced by the Township Zoning Officer, County Health Department, or New Jersey State Police, Knowlton Township.

§161-12. Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of not less than \$100 and not to exceed \$2,000 for each storm drain inlet that is not retrofitted to meet the design standard. Every day in which a violation of this article exists shall constitute a separate violation.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by law.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-08- An Ordinance to Prohibit Illicit Connections to The Municipal Separate Storm Sewer System(S) Operated by The Knowlton Township

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Chapter 161, Article III of the Code of the Township of Knowlton, entitled “Illicit Storm Sewer Connections” is hereby added as follows:

Article III. Illicit Storm Sewer Connections

§161-13 SECTION I. Purpose:

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

§161-14 Definitions:

For the purpose of this article, 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.

Domestic sewage - waste and wastewater from humans or household operations.

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 [insert name of municipality], unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.

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)).

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 [insert name of municipality] 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.”

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

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 algacides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.

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

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.

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.

§161-15 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 Knowlton Township any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

§161-16. Enforcement.

This article shall be enforced by the Township Zoning Officer, County Health Department, or New Jersey State Police, Knowlton Township.

§161-17. Penalties.

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine of not less than \$100 and not to exceed \$2,000 for each storm drain inlet that is not retrofitted to meet the design standard. Every day in which a violation of this article exists shall constitute a separate violation.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by law.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-09- An Ordinance to Establish Requirements for The Proper Disposal of Pet Solid Waste in Knowlton Township

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Section 64-18 of the Code of the Township of Knowlton, entitled “Disposal of Pet Solid Waste” is hereby added as follows:

A. Purpose.

This section establishes requirements for the proper disposal of pet solid waste in Knowlton Township, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

B. Definitions:

For the purpose of this section, 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.

- a. Immediate – shall mean that the pet solid waste is removed at once, without delay.
- b. 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.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- d. Pet - a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
- e. Pet solid waste – waste matter expelled from the bowels of the pet; excrement
- f. 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.

C. 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.

D. 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.

E. Enforcement:

The provisions of this Article shall be enforced by the Knowlton Township Zoning Officer, County Health Department, and New Jersey State Police.

F. Violations and Penalty:

Any person(s) who is found to be in violation of the provisions of this section shall be subject to a fine not to exceed \$1,000.00.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by law.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-10- An Ordinance to Prohibit the Feeding of Unconfined Wildlife in Any Public Park or On Any Other Property Owned or Operated by Knowlton Township

WHEREAS, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

WHEREAS, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

WHEREAS, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

SECTION 1. Section 134-27.2 of the Code of the Township of Knowlton, entitled “Feeding of Wildlife” is hereby added as follows:

A. Purpose.

This section prohibits the feeding of unconfined wildlife in any public park or on any other property owned or operated

by Knowlton Township, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

B. Definitions.

For the purpose of this section, 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.

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.

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

Wildlife – all animals that are neither human nor domesticated.

C. Prohibited Conduct:

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

D. Enforcement:

a. This ordinance shall be enforced by the Knowlton Township Zoning Officer, County Health Department, or New Jersey State Police.

b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

E. 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 of not less than \$50 nor more than \$500 for each offense.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 4. This Ordinance shall take effect after passage and publication in the manner provided by 1

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be 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.

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-11- An Ordinance Regulating Containerized Yard Waste/ An Ordinance Establish a Yard Waste Collection Program

Motion made by Shipps, second by Van Horn and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

RESOLUTIONS

2023-50 Resolution Approving the Issuance of Raffle License RA#23-05 to Knowlton Township Fire and Rescue to Conduct a Raffle on September 02,2023.

WHEREAS, Knowlton Township Fire and Rescue has applied for raffles licenses to conduct a raffle on September 2, 2023 located at 4 Roy Ace Street, Delaware, NJ consisting of New Jersey Legalized Games of Chance Control Commission applications RA#23-05 and,

WHEREAS, the proper fees have been filed with the applications, and the Findings and Determinations by the Municipal Clerk have determined that this organization is qualified to conduct raffles;

THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Knowlton, Warren County, New Jersey, that approval is hereby given for the issuance of raffle license RA#23-05 to the Knowlton Township Fire and Rescue.

Motion made by Shipps, second by Mazza and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—abstain**

2023-51 Resolution of the Township Committee of the Township of Knowlton Authorizing a Grant Application to the New Jersey Department of Transportation for the Centerville Road Project

WHEREAS, Knowlton Township is submitting a grant application to the New Jersey Department of Transportation for a project to pave Centerville Rd; and

WHEREAS, the Township Committee of the Township of Knowlton formally approves the grant application for the above stated project; and

BE IT RESOLVED that the Township Engineer is hereby authorized to submit an electronic grant application identified as 2024-MA-00421–Knowlton Township Centerville Road to the New Jersey Department of Transportation on behalf of the Township of Knowlton.

BE IT FURTHER RESOLVED that Mayor and Clerk hereby authorized to sign the grant agreement on behalf of the Township of Knowlton and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motion made by Shipps, second by Mazza and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-52- Appointment of NJDOT I -80 and PENNDOT 611 Liaison

WHEREAS, since 2017 Hardwick Township Mayor Kevin Duffy and Knowlton Township Mayor Adele Starrs have been working together as the primary NJDOT contacts representing each municipality regarding New Jersey Department of Transportation (“NJDOT”) Interstate Route 80 (“I-80”) and Pennsylvania Department of Transportation (“PENNDOT”) Route 611 matters; and

WHEREAS, since May 2019 Chris and Tara Mezzanotte have been providing Knowlton and Hardwick Townships volunteer technical support and stakeholder coordination and reporting to Mayor Duffy and Mayor Starrs related to such NJDOT I-80 and PENNDOT Route 611 matters; and

WHEREAS, Chris Mezzanotte is a Heavy and General Highway professional with more than 35 years of experience and is a Secure Worker Access Consortium certified to view sensitive structural and airport engineering plans;

WHEREAS, Mr. Mezzanotte also has expert knowledge in of all areas of bridge, road, rail, and soundwall construction; caisson foundation and rock drilling; site clearing and excavation; and underground utility layout and installation; and

WHEREAS, Mr. Mezzanotte also has extensive experience estimating, designing, and managing projects for NJDOT, NYCDOT, NJ Transit, MTA, and LIRR; and

WHEREAS, Mayor Duffy and Mayor Starrs have since retired from municipal office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Knowlton, County of Warren, State of New Jersey, as follows:

1. Effective immediately, Chris and Tara Mezzanotte are appointed liaisons for NJDOT I-80 and PENNDOT Route 611 matters, so they may officially continue provide support services to Knowlton Township by attending all related meetings and receiving all related documentation and emails until such time as they become no longer available to do so, or Knowlton Township is no longer in need of their services.
2. Any correspondence to NJDOT or PENNDOT and any statements made to NJDOT, PENNDOT, or other parties interested in I-80 and Route 611 matters must be authorized and approved by the Township Committee.
3. Mr. and Ms. Mezzanotte shall report to the Township Committee on an as-needed basis and at the request of the Township Committee.
4. This position is volunteer and does not entitle Mr. and Ms. Mezzanotte to compensation.

Motion made by Cuntala, second by Mazza and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-53- : Resolution Awarding Bid for Lease of Wireless Communications Tower Site Lease to CCTMO, LLC

WHEREAS, the Township of Knowlton (the “Township”) accepted bids for the lease of a wireless telecommunications tower site located at 648 Route 94 (Block 12, Lot 5); and

WHEREAS, at the bid opening on June 30, 2023 the Township received one bid from CCTMO, LLC for annual rent of \$48,0000 (\$4,000 per month) with annual 4% increases and 50% of any income from future co-locators, a copy of which is attached hereto; and

WHEREAS, the municipal attorney has reviewed the bid package for completeness and compliance; and

WHEREAS, the Mayor and Township Committee have indicated their desire to accept the above-referenced bid; and

NOW, THEREFORE, BE IT RESOLVED, that the Knowlton Township Committee does hereby award the lease for the wireless telecommunications site to CCTMO, LLC pursuant to the terms indicated in the bid documents.

Motion made by Cuntala, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-54- Resolution Authorizing the Execution of a Memorandum of Understanding with Warren County for the Rave System

WHEREAS, Warren County (the “County”) utilizes the Rave alert system to notify residents of various emergencies, including road closures, accidents, hazardous weather, evacuation orders, utility emergencies, and missing persons; and

WHEREAS, Knowlton Township desires to coordinate with the County regarding the use of the RAVE system; and

WHEREAS, such coordination is set forth in the attached Memorandum of Understanding; and

WHEREAS, the Township Committee believes it is in the best interests of Township residents to coordinate with the County to utilize the RAVE system and execute the attached MOU; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Knowlton, County of Warren, State of New Jersey, as follows:

1. The Mayor is hereby authorized to execute the attached MOU in substantially the same form.
2. Township personnel are authorized to take all actions to carry out the purposes of the MOU, including updating the municipal website to reflect the use of the RAVE system and sending informative emails or other correspondence to residents.
3. This resolution shall take effect immediately.

Motion made by Bates, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-55- Resolution Approving the Issuance of Raffles License RA#23-06 -to Knowlton Township Fire and Rescue to Conduct a Raffle on September 03, 2023

WHEREAS, Knowlton Township Fire and Rescue has applied for raffles licenses to conduct a raffle on September 3, 2023 located at Delaware River Campground consisting of New Jersey Legalized Games of Chance Control Commission applications RA#23-06 and,

WHEREAS, the proper fees have been filed with the applications, and the Findings and Determinations by the Municipal Clerk have determined that this organization is qualified to conduct raffles;

THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Knowlton, Warren County, New Jersey, that approval is hereby given for the issuance of raffle license RA#23-06 to the Knowlton Township Fire and Rescue.

Motion made by Cuntala, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—abstain**

2023-56- Payment of Vouchers

BE IT RESOLVED, by the Mayor and Committee of the Township of Knowlton, Warren County, New Jersey, that all claims attached are hereby approved as reasonable and proper claims against the Township of Knowlton.

THEREFORE, BE IT RESOLVED that approval for payment is hereby given to the Chief Financial Officer to pay said claims, subject to the availability of funds.

Motion made by Cuntala, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

2023-57- Award of Contract for Tunnel Field Improvements

WHEREAS, sealed bids were received on June 8, 2023 by the Purchasing Agent for Improvement to Tunnel Field Park;

WHEREAS, the Township of Knowlton has received a Local Aid Recreation grant for \$75,000 and wishes to utilize it for the Improvements to Tunnel Field Park;

WHEREAS, one bid was submitted by K&A Paving Contractors LLC, of Belvidere, NJ which was deemed to be complete, responsive and responsible after review by the Engineer; and

WHEREAS, the township Engineer has determined that the submitted bid has meet its requirements of the Bid Documents & Technical Specifications; and

WHEREAS, K&A Paving has been awarded only the Base Bid and any fencing modification work for construction access will be modified by the Knowlton Township DPW at no additional expense to the project

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Knowlton, County of Warren, and State of New Jersey that the Tunnel Field Improvements, is awarded to K&A Paving Contractors LLC, in the amount not to exceed \$81,275.00.

Motion made by Van Horn, second by Cuntala and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

NEW BUSINESS

Knowlton court petty cash-**tabled**

Draft solar decommissioning ordinance

Attorney Tara St. Angelo states the Townships current ordinance does not include a decommissioning bond. A reevaluation of the bond should be assessed every 5 years. Mr. Bob McNinch advised the committee an ordinance was passed last year requiring escrow. Attorney St. Angelo will check with the clerk to confirm the most recent ordinance is codified in the townships code.

OLD BUSINESS

HLEO officer-

Attorney Tara St. Angelo advised the committee that the NJSP have limited trained officers that are certified HLEO. Deputy Mayor Shipps will confirm with the current ACO that they are certified to become the HLEO officer. If so, the current ordinance will need to be amended, adding HLEO officer as part of the position.

MEETING MINUTES

April 10th Public Session Meeting Minutes

Motion made by Cuntala, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

April 10th Executive Session Meeting Minutes

Motion made by Cuntala, second by Shipps and approved by roll call vote: **Bates--yes Cuntala—yes, Mazza—yes, Shipps—yes, Van Horn—yes**

PUBLIC COMMENT

No public comment

EXECUTIVE SESSION

2023-58 Resolution Authorizing Executive Session

Motion by Van Horn, Second by Cuntala and carried to go into executive session at 8:52 p.m.

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. Attorney Advice

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.

Motion by Van Horn, Second by Cuntala and carried to come out of executive session at 9:15 p.m.

ADJOURNMENT

Motion made by Van Horn, second by Cuntala and carried to adjourn tonight's meeting at 9:15 pm.