

**TOWNSHIP OF BYRAM
COUNCIL AGENDA, MAY 17, 2016
EXECUTIVE SESSION – 7:00 P.M.
REGULAR SESSION – 7:30 P.M.**

Revised 5-17-16

1. CALL MEETING TO ORDER

2. OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting has been made in accordance with the Open Public Meetings Act, NJSA 10:4-6 by forwarding the annual notice to the New Jersey Herald posting the agenda on the bulletin board located in the Council Meeting Room and the Township website and by filing same with the Township Clerk.

3. ROLL CALL

4. RESOLUTION FOR EXECUTIVE SESSION

- a. Attorney Client Privilege Communication - General
- b. Personnel
 - Staffing – Tax Collector
 - Health Benefits
 - Capital Project Subcommittee

5. RETURN TO OPEN SESSION

6. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT REFLECTION

7. APPROVAL OF AGENDA

8. JOINT SESSION WITH THE BYRAM TOWNSHIP PLANNING BOARD – Public Hearing on the Amendment to The Master Plan, Sustainable Economic Development Plan Element of The Township Of Byram

9. REPORTS

- Township Manager
- Mayor and Council Members
- Township Attorney

10. PUBLIC PARTICIPATION I – Meeting open to the public for comments on matters not on the agenda or items on the agenda for which no public discussion is provided.

11. COUNCIL APPOINTMENTS – Youth Guidance Council – Peter Zabita, James VanDyke

12. APPROVAL OF MINUTES

- May 2, 2016 Regular Meeting Minutes
- May 2, 2016 Closed Session Minutes

13. PROCLAMATION – Mayor’s Monarch Pledge

14. CONSENT AGENDA: These items are considered to be routine by the Members of the Township Council and will be enacted on by one motion. There will be no separate discussion of these items unless a citizen or Council member so requests in which event the item may be removed from the general order of business and considered in its normal sequence on the agenda.

- Resolution No. 95-2016 – Authorize Refund of Redemption Monies to Outside Lien Holder – 55 Lackawanna Drive, Block 226, Lot 21
- Resolution No. 96-2016 - Resolution of Approval for Volunteers from PPG Architectural Coatings and Home Depot to Donate Supplies and Designate a Work Day to Paint Buildings, Structures and Accessories Located at C.O. Johnson Park
- Resolution No. 97-2016 - Authorization for the Purchase of Seventy-Four (74) Recycling Receptacles for use in Byram Township Parks
- Resolution No. 98-2016 – Resolution Authorizing the Acceptance of a 2016 Grant from the Association of New Jersey Environmental Commissioners in the Amount of \$1,500

15. APPROVAL OF MAY 17, 2016 BILL LIST

16. ORDINANCE – 2nd Reading / Public Hearing

- **Ordinance 17-2016** - Amended Ordinance for Administration & Hourly Positions, Salary and Wages for the Years 2013-2016
- **Ordinance 18-2016** - Bond Ordinance Appropriating \$638,000, and Authorizing the Issuance of \$405,000 Bonds or Notes of the Township, for Various Improvements or Purposes Authorized to be Undertaken by the Township of Byram, in the County of Sussex, New Jersey.
Purpose Statement: Improvement of various roads and locations in and by the Township by the reconstruction or resurfacing thereof including, without limitation, Lynn Drive and Amity Road. Acquisition by purchase and installation, as necessary, of new and additional radio communication for use by various departments of the Township, including upgrading existing radio communication equipment.
- **Ordinance 19-2016** - Bond Ordinance Providing for the Improvement of the Sanitary Sewerage System in and by the Township of Byram, In The County of Sussex, New Jersey, Appropriating \$525,000 Therefor and Authorizing the Issuance of \$498,000 Bonds or Notes of the Township for Financing such Appropriation.
Purpose Statement: Improvement of the sanitary sewerage system in and by the Township, including the rehabilitation and upgrade of sewer lines, pumps, generators and equipment.

17. ORDINANCE – 1st Reading / Introduction

- An Ordinance Amending Chapter 240 Zoning of the Township of Byram Code
Purpose Statement: The purpose of this ordinance is to clarify various sections in the Byram Land Use Code.
- An Ordinance to Authorize a Capital Expenditure for the Acquisition of New Vehicular Equipment for use by the Department of Public Works of the Township to Provide Funding in the Amount not to Exceed \$41,000.00
Purpose Statement: Acquisition of new vehicular equipment for use by the Department of Public Works of the Township

18. PUBLIC PARTICIPATION II

19. EXECUTIVE SESSION – Session II (if necessary)

20. ANY OTHER BUSINESS THE COUNCIL DEEMS NECESSARY

21. ADJOURNMENT

List of Bills - (All Funds)
Meeting Date: 05/17/2016 For bills from 05/02/2016 to 05/12/2016

Vendor	Description	Payment	Check Total
Claims Account			
2983 - ALARMS PLUS SECURITY, LLC	PO 15994 POLICE - CAMERA	905.00	905.00
40 - ALLIED OIL, LLC	PO 15700 2016 1ST QUARTER BLANKET PURCHASE O	7,460.75	7,460.75
54 - AMERIGAS-FREDON, NJ	PO 16368 Lee Hill Firehouse - Propane Delive	114.96	114.96
86 - APPROVED AUTO ELECTRIC, INC	PO 16298 DPW - PARKS EQUIPMENT: WHEEL HORSE	109.90	109.90
3076 - ATLANTIC SWITCH & GENERATOR	PO 15913 DPW - BLDG & SEWER - 2016 GENERATOR	247.50	
	PO 15913 DPW - BLDG & SEWER - 2016 GENERATOR	495.00	742.50
110 - Atlantic Tomorrows Office	PO 15935 4th Qtr 2015 Copier Maintenance	168.58	
	PO 16327 2016 Copier Maintenance Blanket	198.34	366.92
3110 - BALOGH, SUZANNE	PO 16172 Refund for Overpayment of Rutgers C	10.00	10.00
3106 - BEAUCHAMP, LYNN	PO 16168 Refund for Overpayment for Learn to	5.00	5.00
2605 - BICHER, DANIELLE	PO 15999 Basketball Head Coach	25.00	25.00
2982 - BIOTRIAD ENVIRONMENTAL, INC.	PO 16208 DPW - SEWER: GREASE EMULSIFIER	585.00	585.00
2697 - BSN SPORTS	PO 16297 DPW - PARKS OPS: HOME PLATES	119.88	119.88
195 - BYRAM HOMEOWNERS ASSOCIATION	PO 15890 2016 Water Service - 34 Lee Hill Ro	45.00	45.00
2858 - BYRAM, TOWNSHIP OF - PETTY CASH	PO 16351 Reimbursement of Petty Cash	73.05	73.05
479 - CENTURYLINK	PO 16138 2016 Telephone Service - CO Johnson	43.63	43.63
3124 - CROSS RIVER FIBER, LLC	PO 16296 POLICE ESCROW REFUND	75.00	75.00
2470 - DCRP	PO 16330 April 2016 LTD / Group Life Premium	204.88	204.88
2104 - DOVER BRAKE & CLUTCH	PO 16326 May-December 2016 Blanket PO	34.80	34.80
3107 - EASTMAN, CHRISTOPHER	PO 16167 Refund for Overpayments: Rutgers &	15.00	15.00
523 - FIRE FIGHTERS EQUIPMENT CO	PO 15726 POLICE - 2016 BLANKET PURCHASE ORDE	40.25	40.25
2480 - G AND G DIESEL INC.	PO 16307 DPW - FLEET: CASE LOADER	10.28	10.28
577 - GANN LAW BOOKS	PO 16241 Publications - Title 40 & 40A - Acc	337.50	337.50
3118 - GRASS ROOTS TURF PRODUCTS, INC.	PO 16299 DPW - PARKS MAINT.	2,469.95	2,469.95
649 - HAROLD E. PELLOW & ASSOCIATES,	PO 15962 2016 Professional Engineering Servi	583.88	
	PO 16189 To attend NJDEP Pre-Application Mee	245.00	
	PO 16320 2016 Professional Services - Escrow	497.50	
	PO 16321 Guide Rail Improvements	314.00	
	PO 16322 2016 Professional Services - Escrow	138.75	
	PO 16323 2016 Professional Services - Escrow	156.25	
	PO 16324 2016 Professional Services - Escrow	250.00	2,185.38
3115 - JCM ASSOCIATES, LLC	PO 16180 LEAD (DARE) Supplies	1,126.09	1,126.09
751 - JCP&L	PO 16329 Monthly Service - Sewer Stations	646.79	
	PO 16328 Monthly Service	716.49	
	PO 16370 Monthly Service	3,958.64	5,321.92
2886 - JOHNNY ON THE SPOT, LLC	PO 16192 2016 Portable Toilet Rentals & Main	824.40	824.40
3039 - KOENIG, DONNA	PO 16372 Afternoon Advantage Sewing Supplies	84.44	84.44
864 - LAKE MUSCONETCONG REGIONAL	PO 16252 2016 Budget Request	1,407.71	1,407.71
2706 - LASER ONE	PO 16288 Summer Camp Trip - Laser Tag Deposi	225.00	225.00
3056 - LOCKWOOD, DEBORAH	PO 16098 Afternoon Advantage Sewing - Instru	175.00	175.00
934 - LOWE'S BUSINESS ACCOUNT	PO 15767 2016 Purchases	692.21	692.21
943 - MAACO	PO 16280 NEW CAR - PAINT JOB - ESTIMATE #328	860.00	860.00
1009 - MGL PRINTING SOLUTIONS	PO 16282 Tax Collector Stamp	55.00	55.00
826 - MOLINARI, KATHY	PO 15822 MAC Coordinator Quarterly Fee - BLA	250.00	250.00
3117 - MPH INDUSTRIES, INC.	PO 16153 DUAL ANTENNA RADAR PACKAGE - NJ STA	1,744.00	1,744.00
1135 - MUSCONETCONG SEWERAGE AUTHORITY	PO 16253 2nd-4th Qtr 2016 Fees	5,564.66	
	PO 16253 2nd-4th Qtr 2016 Fees	8,346.99	13,911.65
2625 - NAPA OF STANHOPE, LLC	PO 16214 2016 Blanket for Apr-Dec - Sussex C	371.47	
	PO 16303 DPW - FIRE FLEET	3.79	375.26
2437 - NAVITEND	PO 16213 2016 Computer Services - April thru	1,291.60	1,291.60
1166 - NEW JERSEY HERALD	PO 16274 2016 Advertising	408.00	
	PO 16274 2016 Advertising	30.90	438.90
3058 - NIKITUK, HOLLY	PO 16166 Refund for overpayment of Rutgers C	10.00	10.00
1179 - NISIVOCIA, LLP	PO 16336 2015 VERIFICATIONS	1,320.00	
	PO 16336 2015 VERIFICATIONS	543.00	1,863.00
2339 - NJ LEAGUE OF MUNICIPALITIES	PO 16277 Tax Collector Ad	110.00	110.00
1192 - NJ STATE LEAGUE OF MUNICIPALIT	PO 16356 WEBINAR - BEYOND CODE ENFORCEMENT -	35.00	35.00
1212 - NOR. JERSEY MUN EMP BENFT FUND	PO 16193 2016 Health Insurance Premiums 2nd	119,203.00	119,203.00
2280 - ONE CALL CONCEPTS	PO 15852 2016 Blanket - Call Before U Dig S	5.00	5.00
1327 - POWERCO, INC.	PO 16304 DPW - FLEET: CASE LOADER	119.82	119.82
2537 - PRIMEFLEX	PO 15797 2016 Premiums	100.00	100.00
2069 - PTL. MARCUS LISA	PO 15857 POLICE - TUITION REIMBURSEMENT	857.80	857.80

List of Bills - (All Funds)

Meeting Date: 05/17/2016 For bills from 05/02/2016 to 05/12/2016

Vendor	Description	Payment	Check Total
2393 - R & L DATACENTERS, INC.	PO 16226 2016 Payroll Services	530.00	530.00
776 - RAMIREZ, JOANNE	PO 16099 Afternoon Advantage Dance - Instruc	175.00	175.00
1970 - SABATINI, JOSEPH	PO 16364 2016 Membership Dues - Reimbursemen	922.00	922.00
2528 - SCARC	PO 16265 2016 Custodial Contract - April-Dec	280.65	280.65
857 - SCHENCK, PRICE, SMITH & KING, LLP	PO 16338 2016 Blanket Purchase Order for Pla	571.50	
	PO 16343 March 2016 - Application for Mirz	300.00	
	PO 16344 March 2016 - Application of Wusterf	367.50	
	PO 16345 March 2016 - Application of Lake Mo	75.00	
	PO 16346 March 2016 - Application of Cartrid	30.00	1,344.00
1468 - SCMUA	PO 16233 2016 Garbage & Recycling Tax Fees	9,725.27	
	PO 16266 08/25/15 - Garbage Tipping Fees	1,392.00	
	PO 16308 DPW - CLEAN COMMUNITIES - ROAD SWEE	320.20	11,437.47
3113 - SHERTZ, JAMES	PO 16174 Refund for Overpayment of Rutgers C	10.00	10.00
1230 - SJ SHORE MARKETING, LLC	PO 16275 Construction - Application Permits	528.00	528.00
2869 - SUNNYSIDE GARDEN & GIFTS	PO 16305 DPW - PARKS: MULCH - EAST BROOKWOOD	51.96	51.96
1665 - THE PLUMBING STORE	PO 16301 DPW - PARKS: CO JOHNSON WATER SYSTE	23.22	23.22
1807 - TIMMERMAN EQUIP CO.INC	PO 16306 DPW - FLEET: SWEEPER REPAIR	566.04	566.04
3119 - VIVINT SOLAR DEVELOPER, LLC	PO 16256 Refund of Cancelled Construction Pe	436.00	436.00
1902 - VOGEL, CHAIT, COLLINS AND SCHNEIDER	PO 16238 2016 TAX APPEALS - BLANKET PURCHASE	3,331.95	
	PO 16239 2016 ATTORNEY SERVICES - 2016 BLANK	2,776.00	6,107.95
1926 - WB MASON CO., INC.	PO 16091 Admin - Office Supplies - Order #S0	347.19	347.19
3109 - ZOELLER, NISHA	PO 16171 Refund for Overpayment for Learn to	10.00	10.00
TOTAL			189,835.91

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-160-05-000-016	Due to/from Payroll Agency			54,805.88	
01-192-08-106-000	Uniform Construction Fees			436.00	
01-201-20-100-020	GENERAL ADMIN OE	2,548.52			
01-201-20-120-020	CLERK OE	375.80			
01-201-20-130-020	FINANCE ADMINISTRATION OE	910.14			
01-201-20-145-020	TAX COLLECTION OE	65.60			
01-201-20-150-020	TAX ASSESSMENT OE	3,331.95			
01-201-20-155-020	LEGAL SERVICES	2,776.00			
01-201-20-165-020	ENGINEERING	583.88			
01-201-21-180-020	PLANNING BD OE	590.70			
01-201-22-195-020	CONSTRUCTION CODE OFFICIAL OE	528.00			
01-201-23-220-020	GROUP INSURANCE	64,497.12			
01-201-25-240-020	POLICE OE	1,851.05			
01-201-25-265-020	FIRE OE	60.00			
01-201-26-290-020	ROAD REPAIR & MAINT OE	3,879.73			
01-201-26-292-020	FLEET MAINTENANCE	1,966.20			
01-201-26-310-020	PUBLIC BLDGS & GROUNDS OE	2,673.07			
01-201-26-335-030	GARBAGE CONTRACT	9,403.85			
01-201-31-430-020	ELECTRICITY	4,537.39			
01-201-31-435-020	STREET LIGHTING	137.74			
01-201-31-440-020	TELEPHONE	43.63			
01-201-31-447-020	HEATING OIL	114.96			
01-201-31-460-020	GASOLINE	7,460.75			
01-201-32-465-000	RECYCLING TAX APPROP.	321.42			
01-201-36-477-020	DCRP	204.88			
01-201-43-496-020	Musconetcong Sewer Fees	5,564.66			
01-203-20-130-020	(2015) FINANCE ADMINISTRATION OE		1,104.66		
01-203-20-145-020	(2015) TAX COLLECTION OE		383.92		
01-203-26-335-030	(2015) GARBAGE CONTRACT		1,392.00		
01-213-07-000-000	RESERVE - FEDERAL/STATE GRANTS			3,754.29	
01-260-05-100	Due to Claims			0.00	176,303.79
TOTALS FOR	Current fund	114,427.04	2,880.58	58,996.17	176,303.79

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
03-260-05-100	Due to Claims			0.00	30.90
03-286-56-000-000	Developer's Escrow			30.90	
TOTALS FOR	Developers Escrow (TD Bank)	0.00	0.00	30.90	30.90
04-215-11-005-000	Various Improvements, Ord #05-2011			245.00	
04-260-05-100	Due to Claims			0.00	245.00
TOTALS FOR	Capital	0.00	0.00	245.00	245.00
05-201-55-502-020	OPERATING OE	1,731.79			
05-201-55-503-000	MSA Fees	8,346.99			
05-203-55-502-020	(2015) OPERATING OE		543.00		
05-260-05-100	Due to Claims			0.00	10,621.78
TOTALS FOR	Sewer	10,078.78	543.00	0.00	10,621.78
18-260-05-100	Due to Claims			0.00	1,815.00
18-280-56-000	Reserve For Developers Deposits			1,815.00	
TOTALS FOR	Developers Escrow Fund Fulton Bank	0.00	0.00	1,815.00	1,815.00
19-260-05-100	Due to Claims			0.00	75.00
19-286-56-000-100	RESERVE- POLICE OUTSIDE DUTY			75.00	
TOTALS FOR	Other Trust	0.00	0.00	75.00	75.00
20-260-05-100	Due to Claims			0.00	744.44
20-286-56-010-000	SUMMER CAMP			225.00	
20-286-56-014-000	AFTER SCHOOL ENRICHMENT PROGRAM			434.44	
20-286-56-700-000	FITNESS			20.00	
20-286-56-800-000	SPORTS			65.00	
TOTALS FOR	Recreation Trust	0.00	0.00	744.44	744.44

Total to be paid from Fund 01 Current fund	176,303.79
Total to be paid from Fund 03 Developers Escrow (TD Bank)	30.90
Total to be paid from Fund 04 Capital	245.00
Total to be paid from Fund 05 Sewer	10,621.78
Total to be paid from Fund 18 Developers Escrow Fund Fulton Bank	1,815.00
Total to be paid from Fund 19 Other Trust	75.00
Total to be paid from Fund 20 Recreation Trust	744.44
	=====
	189,835.91

Checks Previously Disbursed

942916	BYRAM TWP PAYROLL ACCT	4/29/2016 PAYROLL	157,324.23	4/27/2016
941516	BYRAM TWP PAYROLL ACCT	4/15/2016 PAYROLL	146,367.22	4/13/2016

			303,691.45	

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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	Total paid from Fund 01 Current fund		303,691.45		
			<hr/>		
			303,691.45		

Total for this Bills List: **493,527.36**

**TOWNSHIP OF BYRAM
RESOLUTION # 95-2016
"Authorize Refund of Redemption Monies to Outside Lien Holder"**

WHEREAS, at the Municipal Tax Sale held on November 18, 2014 and a lien was sold on Block 226 Lot 21 also known as 55 Lackawanna Drive., for 2013 delinquent real estate taxes and delinquent utility charges; and

WHEREAS, this lien which is known as Tax Sale Certificate #2014-007 and was sold to US Bank Cust/FNA Jersey BOI LLC at 0% interest with a premium in the amount of \$60,000.00; and

WHEREAS, Morris, Downing & Sherred, LLP, the law firm representing the property has effected a redemption of certificate #2014-007 in the amount of \$163,384.94;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Byram that this Governing Body acknowledges that US Bank cust/FNA Jersey BOI LLC is entitled to the redemption in the amount of \$163,384.94 as well as the premium in the amount of \$60,000.00; and

BE IT FURTHER RESOLVED, that the Certified Finance Officer be authorized to issue a check in the total amount of \$223,384.94 for the total redemption of certificate #2014-007 payable to US Bank cust/FNA Jersey BOI LLC, 50 So. 16th Street – Suite 2050, Philadelphia, PA 19102.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Township Council of the Township of Byram at a regular meeting of said Governing Body conducted on Tuesday, May 17, 2016.

TOWNSHIP OF BYRAM

	Councilwoman Raffay	Deputy Mayor Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

Adopted: May 17, 2016

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 17, 2016.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 96- 2016**

**RESOLUTION OF APPROVAL FOR VOLUNTEERS FROM PPG ARCHITECTURAL COATINGS
AND HOME DEPOT TO DONATE SUPPLIES AND DESIGNATE A WORK DAY TO PAINT
BUILDINGS, STRUCTURES AND ACCESSORIES LOCATED AT C.O. JOHNSON PARK**

WHEREAS, the Township of Byram has recently received a request from Byram resident Todd Young to donate supplies and bring in volunteers from Home Depot and PPG Architectural Coatings for one day to paint buildings, structures and accessories located at C.O. Johnson Park with the Township's Approval; and

WHEREAS, the Township Council supports giving permission to the volunteers of Home Depot and PPG Architectural Coatings to enter onto Township property to paint buildings, structures and accessories located at C.O. Johnson Park as outlined below:

1. Field House, Sheds, Dug-outs, and pump house
2. Announcer's Booth
3. Light poles, guide rails, playground equipment, picnic tables

and in accordance with final details and color schemes worked through the Township Manager's office; and

WHEREAS, all volunteers will sign Hold Harmless Forms prior to the start of any volunteer work day; and

WHEREAS, Todd Young will coordinate with the Byram Public Works Department to power wash playground equipment one week prior to the volunteer work day; and

WHEREAS, the Township Manager is designating the Superintendent of Public Works the responsibility of coordinating and supervising the project and have DPW staff available to assist with the project which will occur on or about June 13, 2016; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Byram, County of Sussex and the State of New Jersey does hereby approve the painting of buildings, structures and accessories located at C.O. Johnson Park.

BYRAM TOWNSHIP COUNCIL

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 17, 2016.

Doris J. Flynn, Municipal Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 97 - 2016**

**Authorization for the Purchase of Seventy-Four (74) Recycling Receptacles
for Use in Byram Township Parks**

WHEREAS, the Township of Byram received a Bonus Recycling Grant for \$22,500 from the New Jersey Department of Environmental Protection through the Recycling Tax established in the Recycling Act of 2008 for the purpose of adding recycling receptacles in the Township's parks; and

WHEREAS, the Township has additional funds available from the annual recycling grant;

WHEREAS, the Township of Byram, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the State awarded contract T-0103 – Parks and Playground Equipment, Parts and Installation for the period of May 15, 2015 to May 14, 2016 with the contract being extended for 90 days to allow time for requests for proposals; and

WHEREAS, Ben Shaffer Recreation, Inc. is a State Contract vendor under Contract T-0103 and is an approved vendor to extend contract prices under contract number 81415; and

WHEREAS, the total price for Recycling Receptacles and various components including shipping is \$45,121.00; and

WHEREAS, the source of funding for purchase of the Recycling Receptacles and various components including shipping are the funds available from the bonus recycling grant (\$22,500.00) and the recycling tonnage grant (\$22,621.00); and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Byram does hereby authorize the execution of the necessary purchase orders in the total amount not to exceed \$45,121.00 to obtain Purchase of seventy-four (74) Recycling Receptacles for use in Byram Township Parks.

BE IT FURTHER RESOLVED, that upon receipt, inspection and approval of voucher therefore by the Township of Byram, payment, pursuant to said purchase order, is hereby authorized with the same to be charged against funds established in the appropriate accounts for said purpose.

BYRAM TOWNSHIP COUNCIL

COUNCIL MEMBER	<i>Councilman Gray</i>	<i>Councilwoman Rafferty</i>	<i>Councilman Olson</i>	<i>Councilwoman Kash</i>	<i>Mayor CascoVitch</i>
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 17, 2016.

Doris Flynn, Township Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
RESOLUTION NO. 98- 2016**

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF A 2016
GRANT FROM THE ASSOCIATION OF NEW JERSEY ENVIRONMENTAL
COMMISSIONS IN THE AMOUNT OF \$1,500**

WHEREAS, the Township submitted a grant application on March 15, 2016 to the Association of New Jersey Environmental Commissions (ANJEC); and

WHEREAS, the Township has been awarded this grant in the amount of \$1,500.00; and

WHEREAS, this funding will allow us to fund the redesign of the parks and trails section of the Byram Township website; and

WHEREAS, the grant requires an in-kind match only and Environmental Commission members and local volunteers will provide and track a minimum of 80 hours toward the project.

NOW THEREFORE BE IT RESOLVED by the Council of the Township of Byram, County of Sussex, State of New Jersey that the Township Manager, Environmental Commission Chairperson and Member are hereby authorized to execute any and all documents associated with the ANJEC Grant.

BYRAM TOWNSHIP COUNCIL

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

ATTEST:

I certify that the foregoing resolution was adopted by the Byram Township Council at a meeting held on May 17, 2016.

Doris Flynn, RMC

**TOWNSHIP OF BYRAM
ORDINANCE NO. 17 - 2016**

**AMENDED ORDINANCE FOR ADMINISTRATION & HOURLY POSITIONS
SALARY AND WAGES
FOR THE YEARS 2013-2016**

BE IT ORDAINED by the Mayor and Township Council, Township of Byram, County of Sussex, State of New Jersey as follows:

SECTION 1: The salary for each elected and appointed official and employee of the Township of Byram who is engaged on an annual salary basis shall be hereby fixed as follows:

<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor and Council Member	3,500	3,500
Municipal Manager	85,000	116,000
Deputy Municipal Manager	10,000	65,000
Executive Assistant	15,000	65,000
Chief of Police	115,000	160,000
Township Clerk/Registrar	50,000	80,000
Deputy Clerk	10,000	51,000
Chief Financial Officer/Municipal Treasurer	55,000	92,000
Assistant Municipal Treasurer	15,000	45,000
Municipal Tax Collector	15,000	70,000
Assistant Municipal Tax Collector	10,000	45,000
Tax Assessor	30,000	60,000
Public Works Superintendent	60,000	103,000
Director of Planning	50,000	75,000
Recreation Director	30,000	72,000
Municipal Court Administrator	30,000	57,000
Judge Municipal Court	15,000	50,000
Construction Code Official	30,000	57,000
Plumbing Inspector	5,000	10,000
Electrical Inspector	5,000	10,000
Fire Inspector	2,000	2,500
Fire Official	2,000	2,500
Zoning Officer	15,000	38,000
Assistant Zoning Officer	2,500	20,000
Deputy Registrar Vital Statistics Stipend	1,000	1,000
Planning Board Secretary Stipend	1,000	1,000
Sanitary Sewer License Operator Stipend	5,500	5,500
Emergency Management Coordinator Stipend	1,500	1,500
Deputy Emergency Management Coordinator Stipend	1,500	1,500

SECTION 2: The maximum hourly rate of pay for each appointed hourly employee shall be hereby fixed as follows:

<u>POSITION HOURLY</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Senior Transportation Driver	10.00	19.00
Recycling Aide	8.50	13.00
Animal Attendant	10.00	12.00
Seasonal / Temporary Staff	8.50	25.00

SECTION 3: The authorized number of positions shall be established by the Annual Budget adopted by the Township Council or as otherwise provided by statute or official action of the Township Council.

SECTION 4: The Manager of the Township of Byram may establish rates of compensation for all employees and may hire any new employee at an hourly or annual rate which does not exceed the maximum salary provided for such office or position without specific authorization of the Township Council.

SECTION 5: Personnel covered by the existing labor contracts or an individual contract with the Township shall be entitled to benefits as per contract, if applicable. Full time annual salaried employees not covered by contracts shall be entitled to the benefits but not including longevity, educational, or overtime payments, which are provided to the bargaining unit of their department, or to the clerical bargaining unit if not otherwise covered.

SECTION 6: All existing ordinances or parts of existing ordinances which are inconsistent with the terms of this ordinance are to the extent of such inconsistency repealed.

SECTION 7: This Ordinance shall take effect after publication and passage according to law and shall be effective until revised.

BY ORDER OF THE MAYOR AND COUNCIL OF BYRAM TOWNSHIP

Attest:

DORIS J. FLYNN
MUNICIPAL CLERK

JAMES OSCOVITCH, MAYOR

Introduced: May 2, 2016

Adopted: May 17, 2016

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance 17-2016 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 2nd day of May, 2016. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 17th day of May at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.

Doris J. Flynn, RMC
 Byram Twp. Municipal Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE #18- 2016

**BOND ORDINANCE APPROPRIATING \$638,000, AND
AUTHORIZING THE ISSUANCE OF \$405,000 BONDS OR
NOTES OF THE TOWNSHIP, FOR VARIOUS
IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE
UNDERTAKEN BY THE TOWNSHIP OF BYRAM, IN THE
COUNTY OF SUSSEX, NEW JERSEY.**

Purpose Statement: Improvement of various roads and locations in and by the Township by the reconstruction or resurfacing thereof including, without limitation, Lynn Drive and Amity Road. Acquisition by purchase and installation, as necessary, of new and additional radio communication for use by various departments of the Township, including upgrading existing radio communication equipment.

**BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of Byram, in the County of Sussex, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$638,000 including the aggregate sum of \$22,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also, in the case of the improvement or purpose described in paragraph (a) of said Section 3, the sum of \$100,000 available therefor in the Reserve for Road Resurfacing of the Township and, in the case of the improvement or purpose described in paragraph (b) of the said Section 3, the sum of \$111,000 available therefor in the Capital Fund of the Township.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$638,000 appropriations not provided for by application hereunder of said down payments and said sums in the Reserve for Road Resurfacing and Capital Fund, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$405,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$405,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
<p>(a) Improvement of various roads and locations in and by the Township by the reconstruction or resurfacing thereof to provide roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law) including, without limitation, Lynn Drive and Amity Road, together with all structures, milling, curb and sidewalk reconstruction, drainage improvements, retaining walls, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$138,000 hereby appropriated therefor being inclusive of the sum of \$100,000 from the Reserve for Road Resurfacing of the Township</p>	\$138,000	\$36,000
<p>(b) Acquisition by purchase and installation, as necessary, of new and additional radio communication for use by various departments of the Township, including upgrading existing radio communication equipment and all work, materials, equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in</p>		

the office of the Township Clerk and hereby approved, the \$500,000 hereby appropriated therefor being inclusive of the sum of \$111,000 from the Capital Fund of the Township

	<u>\$500,000</u>	<u>\$369,000</u>
Totals	<u>\$638,000</u>	<u>\$405,000</u>

Except as otherwise stated in paragraphs (a) and (b) above with respect to the said \$100,000 from the Reserve for Road Resurfacing of the Township and the said \$111,000 from the Capital Fund of the Township, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$405,000, and the said obligations

authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

BYRAM TOWNSHIP COUNCIL

Attest:

Doris J. Flynn, Township Clerk

James Oscovitch, Mayor

Introduced: May 2, 2016 Adopted: May 17, 2016

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance 18-2016 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 2nd day of May, 2016. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 17th day of May at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.

Doris J. Flynn, RMC
Byram Twp. Municipal Clerk

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE #19- 2016

**BOND ORDINANCE PROVIDING FOR THE
IMPROVEMENT OF THE SANITARY SEWERAGE SYSTEM
IN AND BY THE TOWNSHIP OF BYRAM, IN THE COUNTY
OF SUSSEX, NEW JERSEY, APPROPRIATING \$525,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$498,000 BONDS OR NOTES OF THE TOWNSHIP FOR
FINANCING SUCH APPROPRIATION.**

Purpose Statement: Improvement of the sanitary sewerage system in and by the Township, including the rehabilitation and upgrade of sewer lines, pumps, generators and equipment.

**BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COUNCIL OF THE
TOWNSHIP OF BYRAM, IN THE COUNTY OF SUSSEX, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Byram, in the County of Sussex, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$525,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$27,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$525,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$498,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in

a principal amount not exceeding \$498,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of the sanitary sewerage system in and by the Township, including the rehabilitation and upgrade of sewer lines, pumps, generators and equipment, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$498,000.

(c) The estimated cost of said purpose is \$525,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$27,000 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof

has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$498,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the

principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and, unless paid from revenues of the sanitary sewerage system of the Township, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

BYRAM TOWNSHIP COUNCIL

Attest:

Doris J. Flynn, Township Clerk

Mayor James Oscovitch

Introduced: May 2, 2016 Adopted: May 17, 2016

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF ADOPTION

NOTICE is hereby given that Ordinance 19-2016 was introduced and passed first reading at a meeting of the Township Council of the Township of Byram, held at the Byram Township Municipal Building, Mansfield Drive, Byram Township, New Jersey, on the 2nd day of May, 2016. The said ordinance was further considered for final adoption at a meeting of the Township Council of The Township of Byram, held at the Byram Municipal Building, 10 Mansfield Drive, Byram Township, New Jersey, on the 17th day of May at 7:30 p.m. at which time all persons were given the opportunity to be heard. It was finally passed and adopted and will be in full force in the Township according to law.

Doris J. Flynn, RMC
Byram Twp. Municipal Clerk

**BYRAM TOWNSHIP
SUSSEX COUNTY, NEW JERSEY
ORDINANCE**

**AN ORDINANCE AMENDING CHAPTER 240 ZONING OF THE TOWNSHIP OF BYRAM
CODE**

Purpose Statement: The purpose of this Ordinance is to clarify various sections in the Byram Land Use Code.

WHEREAS, the Township of Byram's Land Use Board has realized the Byram Land Use Code requires clarification; and

WHEREAS, the Township of Byram's Land Use Board has advised the Township Council on the need for amendments to the ordinance.

WHEREAS, the Planning Board, in consultation with the Township Planner and Township Engineer, has proposed changes to the Land Development Ordinance that will clarify the Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of Byram, County of Sussex, State of New Jersey, that:

SECTION 1. Chapter 240 - ARTICLE III DEFINITIONS shall be revised as follows.

240-7 Terms Defined.

ACCESSORY BUILDING to be replaced by:

ACCESSORY BUILDING OR STRUCTURE- A building or structure, the use of which is customarily incidental and subordinate to that of the principal building located on the same lot, occupied by or devoted exclusively to an accessory use. When an accessory building or structure (i.e. decks, porches, garage and steps) is attached in a substantial manner by breezeway, roof, wall or the like, to a principal building or structure, it shall be considered a part of the principal building or structure. Accessory structures shall be construed to include decks and swimming pools, but shall not be construed to include paving or at-grade patios.

BUILDING to be replaced by:

BUILDING- A combination of materials to form a construction adapted to permanent, temporary or continuous occupancy and having a roof.

STRUCTURE to be replaced by:

STRUCTURE- A combination of materials to form a construction for occupancy, use or ornamentation constructed, installed or located below, upon, or above ground, including any excavation or foundation thereof, excepting fences, walkways, and driveways and basic accessories serving a principal structure.

New Definition:

BASIC ACCESSORIES SERVING A PRINCIPAL BUILDING OR STRUCTURE Accessory structures or features commonly required for safe, healthy and comfortable human habitation of a principal building. These include such things as drinking water wells and septic system components, garbage can enclosures, oil tanks, propane tanks, air conditioning units, and standby generators (including fuel tanks) in the side or rear yard. Basic Accessories Serving a Principal Building or Structure are permitted to encroach into required setbacks provided that no encroachment is more than half the total distance of the required setback of the zone. Basic Accessories Serving a Principal Building or Structure are not subject to the requirement of Section 240-16A and are exempt.

SECTION 2. Chapter 240 - ARTICLE IV GENERAL REGULATIONS shall be revised as follows.

240-16 Accessory Buildings & Structures. To be replaced in its entirety with the following:

240-16 ACCESSORY BUILDINGS & STRUCTURES

A. General Requirements

1. No accessory building or structure shall be constructed on any lot on which there is not a principal building.
2. Any accessory structure attached to the principal building shall be considered part of the principal building.
3. No accessory building or structure shall be used for human habitation.
4. No accessory building or structure shall exceed fifteen (15) feet in height or be more than one (1) story in height and in no circumstance shall the accessory building or structure be greater in height than the principal building.
5. The total footprint of all accessory buildings or structures on a lot, with the exception of swimming pools and those used in connection with agricultural activities, shall not exceed more than 50% of the footprint of the principal structure on the lot.
6. No portable storage unit (shipping container, trailer, POD, etc.) shall be parked in or on any grassy area that constitutes the front yard. Parking of the above mentioned classes of storage units shall not interfere with any required parking stall and shall be confined to a driveway, or other approved parking area, for no longer than ninety (90) days which may be extended by the Zoning Officer for a period up to six months.

B. The following requirements shall be complied with in all residential zones:

1. No accessory building or structure shall be located closer than ten (10) feet to any principal building (except Basic Accessories Serving a Principal Structure) and six (6)

feet to any accessory building or structure. Note: Walls are addressed under 240-24 Fences.

2. No accessory building or structure shall be located in the front yard. On corner lots, accessory buildings or structures shall not be located closer to a street than the minimum front yard requirements for the district and screened by landscaping.
3. No accessory building or structure in a residential district shall have an area greater than four hundred (400) square feet, with the exception of swimming pools.
4. An accessory building or structure less than two hundred (200) square feet in footprint shall not be closer than ten (10) feet from a side lot line or three (3) feet from a rear lot line and shall only be permitted to the rear and side of the principal building.
5. An accessory building or structure greater than two hundred (200) square feet in footprint shall meet the setbacks of the principal building and shall only be permitted to the side or rear of the principal building.
6. Swimming Pools
 - i. Only one (1) pool shall be permitted per single-family residence. No private residential pool shall be installed on any lot without a residence.
 - ii. The water edge of the pool shall be a minimum of fifteen (15) feet from the side and rear lot lines. Walkways and patios associated with any pool shall be a minimum of ten (10) feet from the side and rear lot lines.
 - iii. The water surface of any swimming pool shall not be included in the calculation of lot disturbance. Walkways and patios associated with any pool shall be included in the calculation of lot disturbance.
 - iv. Safety fencing height shall be four (4) feet.
 - v. On any corner lot or through lot, no part of any private swimming pool shall be constructed within the front yard area required to be provided on any street.
 - vi. Artificial lights used or maintained in connection with a private swimming pool shall be so located and shielded that the illumination there from is not directed upon any adjacent property.

C. The following requirements shall be complied with in all nonresidential zones:

1. No accessory building or structure shall be permitted in any front yard.
2. Accessory buildings or structures built within the side yard must meet all side yard setbacks.
3. Accessory buildings shall not be closer than the height of the accessory building to a rear lot line.
4. No accessory building in a nonresidential district shall have an area greater than five hundred (500) square feet.

SECTION 3. SEVERABILITY.

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

SECTION 4. REPEALER.

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

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

INTRODUCED: 5/17/16

ADOPTED:

ATTEST:

TOWNSHIP OF BYRAM

Doris Flynn, Clerk

James Oscovitch, Mayor

	Councilwoman Raffay	Deputy Mayor Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

NOTICE OF INTRODUCTION

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Byram, in the County of Sussex, New Jersey, held on May 17, 2016 introduced and read by title and passed on the first reading and that said Township Mayor and Council will further consider the Ordinance for second reading and final passage thereof at a meeting to be held on June 6, 2017 at 7:30 p.m., at the Township of Byram Municipal Building, 10 Mansfield Drive, Stanhope, New Jersey, at which time and place a public hearing will be held thereon by the Township Council and all persons and citizens in interest shall have an opportunity to be heard concerning same.

**TOWNSHIP OF BYRAM
SUSSEX COUNTY, NEW JERSEY
ORDINANCE**

**AN ORDINANCE TO AUTHORIZE A CAPITAL EXPENDITURE FOR THE
ACQUISITION OF NEW VEHICULAR EQUIPMENT FOR USE BY THE
DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP TO PROVIDE
FUNDING IN THE AMOUNT NOT TO EXCEED \$41,000.00**

Purpose Statement: Acquisition of new vehicular equipment for use by the Department of Public Works of the Township.

WHEREAS, the Township of Byram is planning on purchasing new vehicular equipment for the Department of Public Works of the Township; and

WHEREAS, these purchases may include two (2) F450 Trucks, together with all equipment, attachments and accessories necessary therefor or incidental thereto; and

WHEREAS, the 2016 Municipal Budget included \$59,000 for the Purchase of Vehicles to supplement this expenditure; and

WHEREAS, the Township of Byram has money available in the amount of \$41,000.00 from Capital Fund Balance

NOW, THEREFORE BE IT ORDAINED and enacted by the Council of the Township of Byram, County of Sussex, and State of New Jersey, as follows:

Section 1 – The Manager and Municipal Clerk are authorized to execute the acquisition as set forth in plans. All actions shall be taken in accordance with the Local Public Contracts Law and other applicable regulations.

Section 2 – This ordinance shall be funded as follows:

\$41,000.00 Capital Fund Balance

Section 3 – This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

BYRAM TOWNSHIP COUNCIL

Introduced: May 17, 2016 Adopted:

	Councilwoman Raffay	Councilman Gray	Councilman Olson	Councilwoman Kash	Mayor Oscovitch
Motion					
2nd					
Yes					
No					
Abstain					
Absent					

TOWNSHIP OF BYRAM

By: _____
James Oscovitch, Mayor

Attest: _____
Doris Flynn, Township Clerk

NOTICE OF INTRODUCTION

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Byram, in the County of Sussex, New Jersey, held on the 17th of May, 2016. Introduced and read by title and passed on the first reading and that said Township Mayor and Council will further consider the Ordinance for second reading and final passage thereof at a meeting to be held on the 6th day of June, 2016 at 7:30 p.m., at the Township of Byram Municipal Building, 10 Mansfield Drive, Stanhope, New Jersey, at which time and place a public hearing will be held thereon by the Township Council and all persons and citizens in interest shall have an opportunity to be heard concerning same. Copies of this ordinance are available at the Clerk's office Monday through Friday from 8:30 a.m. to 4:30 p.m.