

Introduced	<u>J. GOLDBERG</u>	Date of Introduction	<u>January 10, 2002</u>
Seconded	<u>J. VOSS</u>	Public Hearing	<u>January 24, 2002</u>
		Date of Adoption	<u>January 24, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-1

AN ORDINANCE AMENDING CHAPTER 90, SECTION 2, OF THE BOROUGH OF FORT LEE CODE, ENTITLED "POLICE DEPARTMENT FORMATION AND RANK"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE AS FOLLOWS:

Section I. Chapter 90-2 of the Fort Lee Code, entitled "Police Department - Formation and Rank" be and is hereby amended as follows:

90-2A. The Police Department shall consist of the following positions:

- (1) Police Chief (1) Deputy Chief (2) Inspectors
- (3) Captains (9) Lieutenants (14) Sergeants
- (76) Police Officers

Section II. All other parts, portions or provisions of Chapter 90 of the Fort Lee Code be and the same are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

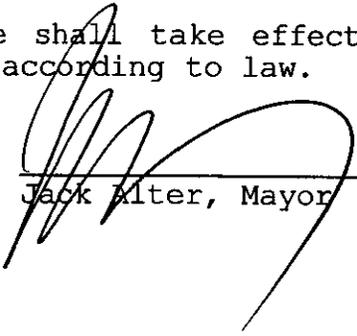
Section III. The terms and provisions hereof are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision of this Ordinance.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. Golberg</u>	Date of Introduction	<u>January 10, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>January 24, 2002</u>
		Date of Adoption	<u>January 24, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-2

AN ORDINANCE AMENDING SALARY ORDINANCE 2001-9 ESTABLISHING SALARIES AND WAGES FOR WHITE COLLAR EMPLOYEES AND NON-UNION EMPLOYEES

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Ordinance #2001-9, Schedule B, Non-Union Personnel, is hereby amended to include the following salary for 2002.

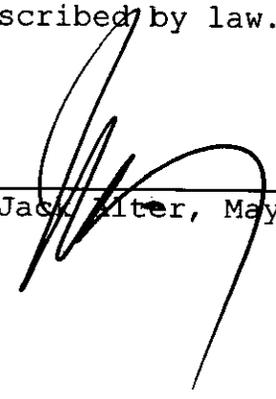
	<u>Title</u>	<u>Salary</u>
<u>SECTION I</u>	Labor Attorney	\$89,550

SECTION II This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced <u>J. GLOBBER</u>	Date of Introduction <u>January 10, 2002</u>
Seconded <u>J. VOSS</u>	Public Hearing <u>January 24, 2002</u>
	Date of Adoption <u>January 24, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-3

AN ORDINANCE AUTHORIZING REAL PROPERTY TAX RELIEF TO THE SEPHARDIC CONGREGATION OF FORT LEE, INC., BLOCK 3901, LOT 13, PURSUANT TO N.J.S.A. 54:4-3.6(c).

WHEREAS, the property located at 313 Tom Hunter Road, otherwise known as Block 3901, Lot 13, has at all times since 1992 been owned by the Sephardic Congregation of Fort Lee, Inc.; and

WHEREAS, the religious tax exemption held by the owner was inadvertently lost during 1999, 2000 and 2001, despite the fact that the property did qualify for such religious exemption; and

WHEREAS, N.J.S.A. 54:5-3.6(c) allows a municipality to adopt an ordinance, for good cause shown, to retroactively permit the tax exemption for a period of three years; and

WHEREAS, the Tax Assessor recommends that the exemption should be applied retroactively for years 1999, 2000 and 2001, and forward for future years, as long as utilized for the exempt purpose,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. The Sephardic Congregation of Fort Lee, Inc., owner of premises 313 Tom Hunter Road and otherwise known as Block 3901, Lot 13, held a religious tax exemption from 1992 through 1998. During a reconstruction of the temple in 1999, the tax exemption was lost as the result of (1) the Assessor's removal of the exemption, and (2) the taxpayer's inadvertent failure to file an application seeking to continue the religious exemption; additionally, no applications were filed for years 2000 and 2001. In light of the Assessor's recommendation that the property should have been exempt at all times, the Mayor and Council finds good cause, and does hereby allow a retroactive application of the religious tax exemption for the years 1999, 2000 and 2001, pursuant to N.J.S.A. 54:4-3.6(c). Any and all real property taxes collected shall be refunded to the appropriate party.

Section II. The Borough previously sold a tax sale certificate with respect to the 1999 taxes on the subject premises. That certificate shall be redeemed, and the property owner shall pay to the Borough or to the lienholder the amount of any and all interest due and owing on the certificate.

Section II. All other parts, portions and provisions of this Ordinance not inconsistent with the terms hereof be and the same are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

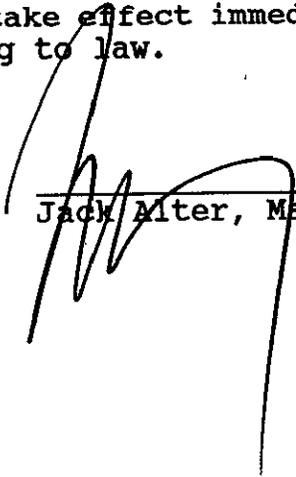
Section III. The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk



Jack Aiter, Mayor

Introduced <u>J. Goldberg</u>	Date of Introduction <u>January 10, 2002</u>
	Public Hearing <u>January 24, 2002</u>
Seconded <u>J. Voss</u>	Date of Adoption <u>January 24, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-04

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 51 OF THE BOROUGH OF FORT LEE CODE ENTITLED "VEHICLES AND TRAFFIC - ONE WAY STREETS" AND CHAPTER 388, SECTION 43 ENTITLED "PARKING PROHIBITED AT ALL TIMES

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Chapter 388, Section 20 of the Fort Lee Code entitled "One-Way Streets" and Chapter 388, Section 51 of the Fort Lee Code entitled "Schedule of One-Way Streets", be and the same are hereby amended and supplemented by the addition thereto of the following:

Name of Street	Direction	Limits
Main Street	Eastbound	From Bigler Street to Hudson Terrace
Hudson Terrace	Northbound	From Main Street to Bridge Plaza South

Section II. Chapter 388, Section 5 of the Borough of Fort Lee Code entitled "Parking Prohibited at All Times" and Chapter 388, Section 43 of the Borough of Fort Lee Code entitled "The Schedule of No Parking" be and the same are hereby amended and supplemented by the addition thereto of the following:

Name of Street	Side	Location
Hudson Terrace	East	From Main Street to Bridge Plaza South

Section III. The provisions of this Ordinance are hereby declared to be severable; should any section or portion thereof be held invalid or unconstitutional, such decision shall not affect the validity of any remaining sections hereof.

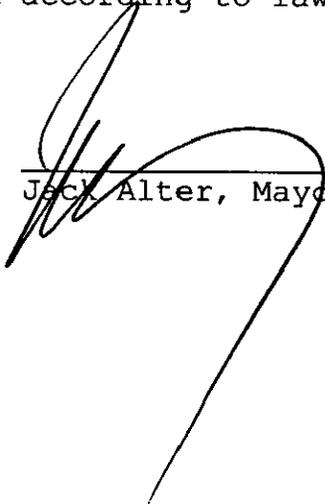
Section IV. All other parts, portions and provisions of Chapter 388 of the Fort Lee Code entitled "Vehicles and Traffic" be and the same are hereby ratified and confirmed except where inconsistent herewith. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

Section V. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>February 14, 2002</u>
Seconded	<u>M. VILARDO</u>	Public Hearing	<u>February 28, 2002</u>
		Date of Adoption	<u>February 28, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-5

AN ORDINANCE AMENDING CHAPTER 90, SECTION 2, OF THE BOROUGH OF FORT LEE CODE, ENTITLED "POLICE DEPARTMENT FORMATION AND RANK"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE AS FOLLOWS:

Section I. Chapter 90-2 of the Fort Lee Code, entitled "Police Department - Formation and Rank" be and is hereby amended as follows:

90-2A. The Police Department shall consist of the following positions:

- (1) Police Chief (1) Deputy Chief (2) Inspectors
- (5) Captains (9) Lieutenants (12) Sergeants
- (76) Police Officers

Section II. All other parts, portions or provisions of Chapter 90 of the Fort Lee Code be and the same are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

Section III. The terms and provisions hereof are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision of this Ordinance.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>February 14, 2002</u>
Seconded	<u>M. Villano</u>	Public Hearing	<u>February 28, 2002</u>
		Date of Adoption	<u>February 28, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-6

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 289, SECTION 15,16 AND 17, OF THE FORT LEE CODE, ENTITLED "PARKING," SO AS TO PROHIBIT THE PARKING OF COMMERCIAL VEHICLES IN PARKING METER ZONES FROM 6:00 P.M. TO 8:00 A.M.

WHEREAS, the Parking Authority of the Borough of Fort Lee has recommended to the Mayor and Council a limitation on commercial vehicles parking during evening and nighttime hours due to the proliferation of such practice, and the non-availability of such spaces for residents and/or consumers,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, as follows:

Section I. Chapter 289, Sections 15, 16 and 17, of the Code of the Borough of Fort Lee governing parking meter zones and entitled "Parking," be and is hereby amended to prohibit the parking of commercial vehicles, as defined in Chapter 388, Section 38, on any public street on which there is metered parking, between the hours of 6:00 p.m. and 8:00 a.m.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapters 289 and 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk

Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>February 14, 2002</u>
Seconded	<u>J. Goldberg</u>	Public Hearing	<u>February 28, 2002</u>
		Date of Adoption	<u>February 28, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-7

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 27 AND 59 OF THE BOROUGH OF FORT LEE CODE, GOVERNING NO LEFT TURNS

Section I. Chapter 388, Sections 27 and 58 of the Code of the Borough of Fort Lee, entitled, "Left Turn Prohibition," be and are hereby amended and supplemented so as to add the following:

Whiteman Plaza onto Lemoine Avenue in a northerly direction.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>February 14, 2002</u>
Seconded	<u>M. Villano</u>	Public Hearing	<u>February 28, 2002</u>
		Date of Adoption	<u>February 28, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-8

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 69, OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I. Chapter 388, Sections 14 and 69, of the Code of the Borough of Fort Lee, entitled "Schedule XXIII; Handicapped Parking Spaces," be and is hereby amended and supplemented by the addition thereto of the following:

Amendment of Ordinance #2001-54

"388-69: Along the eastern curblin of First Street, from the intersection of Myrtle Avenue beginning at a point of 327 feet and continuing to a point 347 feet north of the same point.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

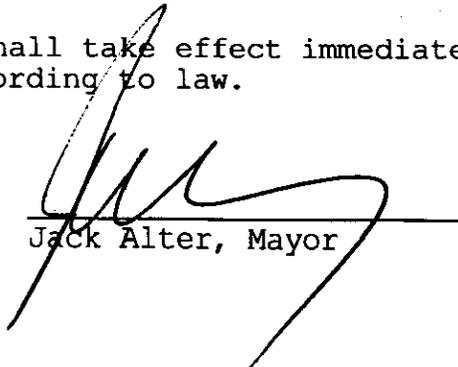
Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk


Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>February 14, 2002</u>
Seconded	<u>M. Villano</u>	Public Hearing	<u>February 28, 2002</u>
		Date of Adoption	<u>February 28, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-9

AN ORDINANCE REPEALING AND REPLACING CHAPTER 55 OF THE FORT LEE CODE ENTITLED "FIRE DEPARTMENT"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Section 55-1 of the Fort Lee Code, entitled "Fire Department", be and is hereby repealed in its entirety and replaced with the following:

§ 55-1. Composition of Fire Department.

The Fire Department of the Borough shall consist of Fort Lee Fire Companies Nos. 1, 2, 3, and 4; the members thereof; a Fire Chief, a Deputy Chief, a Battalion Chief, the Fire Prevention Bureau and employees thereof; the Fire Records Clerk, and such other additional employees as may be required and approved by the Mayor and Council. The Fire Department shall be regularly organized in accordance with the provisions of this article.

§ 55-2. Procedure for Formation of Fire Company; Borough Council Consent Required.

- A. No Fire Company shall be formed in the Borough without the consent of the Borough Council, and other than in accordance with the provisions of this Article.
- B. Not fewer than 15 persons who are duly qualified to become members of a Fire Company as provided in § 55-4 may apply to the Borough Council for permission to organize a Fire Company in the Borough and the Borough Council, after considering the matter, may, in its discretion, grant or refuse such application. If granted, the applicants may organize and form a Fire Company as requested, subject to the conditions and requirements of this article and after selecting such name as may be desired shall report same and the names of its proposed members to the Borough Council. Upon approval and confirmation by the Council, the persons shall be constituted and known as a "Fire Company" and as members of the Fire Department of the Borough.

§ 55-3. Composition of Fire Companies.

Each Fire Company shall consist of not fewer than 15 nor more than 40 members.

§ 55-4. Qualifications of Applicants.

- A. All applicants for membership in the Fort Lee Fire Department shall be citizens or permanent residents of the United States, shall reside within the Borough of Fort Lee, be of good moral character, sound mind and body, have a high school diploma or an equivalency certificate and be able to read, write and speak the English language well and intelligently, have not been convicted of any crime involving moral turpitude, and be at least 18 years of age at the time of admission to the Fort Lee Fire Department.
- B. All applicants for membership shall be examined by and certified to be in good health by a duly licensed physician in the State of New Jersey, who shall certify, in writing, as to the applicant's good health. Said examination shall include satisfactory results of a chest x-ray.

§ 55-5. Rules and Bylaws

The Fort Lee Fire Department, as the whole of the individual Fire Companies, may enact and adopt rules, regulations, operating procedures, and guidelines for its own government not inconsistent with the laws of the State of New Jersey or the ordinances of the Borough. Each Fire Company may enact rules for its own government and adopt bylaws not inconsistent with the laws of the State of New Jersey, the ordinances of the Borough or the Fort Lee Fire Department rules, regulations, operating procedures and guidelines. Each Fire Company shall have a Captain, First Lieutenant and Second Lieutenant, who shall be voted in office each year by the members of their company.

§ 55-6. Procedure for Membership in Fire Department and Fire Company Nominations; Investigations; Balloting; Council Consent.

- A. Any person duly qualified as provided in § 55-4 may be nominated for membership in an organized Fire Company and in the Fire Department at a regular meeting of a Fire Company.
- B. The name of any nominee shall be referred to an investigating committee which shall report thereon at the next or some subsequent meeting of the Fire Company.
- C. After report by the investigating committee, the Fire Company shall consider and vote upon the nominee at a regular meeting hereof. If a majority of the members of the Fire Company present shall vote in favor of the nominee, the vote shall be reported to the Borough Council.
- D. If, after the report of a favorable vote, the Borough Council shall confirm the nominee, he or she shall thereupon become a member of the Fire Company and of the Fire Department. No person may be a member of the Fort Lee Fire Department without simultaneously being a member of a Fire Company.

§ 55-7. Election of Fire Chief, Deputy Chief and Battalion Chief; Procedure.

- A. The Fire Chief, Deputy Chief and Battalion Chief shall be elected annually by the members of the Fire Department on the second Tuesday in September between the hours of 7:00 p.m. and 9:00 p.m. at such place as shall be designated by the Fire Chief in office. They shall hold office from January 1 through December 31 of the following

year.

- B. Each Fire Company shall submit in writing to the Fire Chief the name of the Department member as nominee for each of the office of Fire Chief, Deputy Chief, and Battalion Chief. The Fire Chief shall thereafter prepare a ballot with the names of the nominees submitted for each office and a place for a written vote as to each office.
- C. Each Fire Company shall select two of its members to serve as tellers. The tellers, after selecting a clerk among them, shall conduct the election. The person receiving the greatest number of votes for each office shall be declared elected.
- D. The incumbent Fire Chief shall send to the Borough Council the names of the persons elected to the offices of Fire Chief, Deputy Chief and Battalion Chief. If the Council confirms the election, these persons shall hold office as stated hereinabove.
- E. If the Borough Council does not confirm the election, or in case of a vacancy in office, the Borough Council shall at any time order a special election which shall be conducted in the manner prescribed in this article.
- F. The Fire Chief, Deputy Chief and Battalion Chief shall be ex officio members of each Fire Company, but shall not be entitled to vote except as members of the Fire Company to which they belong.

§ 55-8 Powers and Duties of Fire Chief.

The Fire Chief or, in his absence, the Deputy Chief (or, in his absence, the Battalion Chief) shall:

- A. Have sole and absolute command of the Fire Department at all times, and sole and absolute command at the scene of all fires and/or emergencies to which the Fire Department is called.
- B. Arrange and place Fire Companies, fire engines and other fire apparatus at a fire and cause them to be used in such manner as will most quickly and effectively extinguish the fire.
- C. Examine at least twice each year the condition of all fire engines, apparatus, engine houses and other property belonging to the Fire Department.
- D. Report the condition of all property and any repairs or expenditures required in connection therewith to the Borough Council.

§ 55-9. Suspension or Disbandment of Fire Company; Notice and Hearing.

The Borough Council, may, in its discretion, suspend or disband any Fire Company from service, but no such suspension or disbandment shall be made except upon notice to the Fire Company and an opportunity to be first heard before the Borough Council at a public meeting.

§ 55-10. Suspension or Expulsion of Fire Department Members, Notice and Hearing

- A. The Borough Council may suspend or expel the Fire Chief, Deputy Chief or Battalion Chief and any officer or member of the Fire Department for failure to serve as an officer or member for six successive months or for unbecoming conduct or behavior or neglect in violation of any duty incumbent upon any such person. No suspension or removal shall be made except upon notice to the person and an opportunity to be first heard before the Borough Council at a public meeting.
- B. The Fire Chief, Deputy Chief or Battalion Chief or any officer or member may submit charges against any chief, officer, or member of the Fire Department for any of the actions in Subsection C. Such charges shall be brought before the Fire Department Executive Board, consisting of the three Chiefs, and the Captains of each company. If the charges are made against a member of the Board or if any Board member is unavailable for the hearing of the charges, the Fire Chief shall appoint an alternate to sit on the Board. The Board may suspend any member for a period of up to one year or expel such member from the Fort Lee Fire Department. Such member shall have the right to request the Borough Council to review the decision of the Executive Board. The Borough Council may affirm, reverse or modify the decision of the Executive Board.
- C. Any officer or member of the Department who shall refuse or voluntarily neglect to obey or execute any order from any officer in charge of an alarm or drill, or who shall violate or willfully neglect, or who shall refuse to be governed by any of the provisions of this chapter or the rules and regulations of the Fort Lee Fire Department that may be adopted shall be subject to suspension, removal or expulsion from the Department by the Executive Board, after a hearing given by the Executive Board. Any one of the following, in addition to any other violation of this chapter or any rules, regulations or orders promulgated hereunder shall be cause for suspension, removal or expulsion from the Fire Department, although suspensions, removals or expulsions may be made for sufficient causes other than those listed:
- (1) Neglect of duty.
 - (2) Incompetency or inefficiency.
 - (3) Incapacity due to mental or physical disability.
 - (4) Insubordination or serious breach of discipline.
 - (5) Intoxication or under the influence of a controlled substance while at a fire call.
 - (6) Chronic or excessive absenteeism.
 - (7) Disorderly or immoral conduct.
 - (8) Willful violation of any of the Fire Department Rules and Regulations.
 - (9) The conviction of any criminal act or offense.
 - (10) Negligence of or willful damage to public property or waste of public supplies or Fire Department property or Fire Department supplies.

(11) Conduct unbecoming a member of a Volunteer Fire Department.

(12) The use or attempt to use one's authority or official influence to control or modify the political action of any person in the Department or engaging in any form of political activity while exercising the duties of a Volunteer Fire Department member except that "political activity" shall not include actively supporting or working against a candidate for an elected position in the Fort Lee Fire Department.

D. A Chief or officer may suspend any junior officer or member of the Department for any of the above actions occurring during any Fire Department activity pending the formal filing of charges and resolution of the matter by the Executive Board. Formal charges must be filed against the suspended member within three (3) calendar days of the suspension.

E. The Fire Department Executive Board shall follow the following procedures and afford the following rights to an accused officer or member:

(1) The charges shall be transmitted in writing to the officer or member and shall designate a reasonable time therein in which the officer or member may respond to admit or deny same.

(2) A hearing date shall be established for a hearing on the matter before the Fire Department Executive Board which shall be reasonably set to afford all parties concerned a fair and impartial presentation of the matter.

(3) The allegations against the officer or member shall be presented by the accusing party or by an attorney provided by the Borough.

(4) The matter shall be heard and decided by the Executive Board.

(5) The accused officer or member shall have the right to be represented by counsel or to appear in his/her own defense. He/she shall have the right to obtain copies of the investigation of the matter of which he/she is charged, and shall have the right to obtain copies of all statements and the names and addresses of witnesses who may testify against him/her. He/she shall have the right to cross-examine all witnesses and shall have the right to present oral and/or documentary evidence in his/her defense, all consistent with due process of law.

(6) The hearing may or may not be transcribed at the discretion of the Executive Board but the accused officer or member may transcribe the hearing at his/her own expense.

(7) In the event that the hearing extends beyond one meeting, and if any member of the Board misses a hearing, that member of the Board may continue to sit as a member of the Board on the hearing providing he/she reads the transcript of any of the hearing dates that he/she has missed.

(8) The charge shall be sustained only upon the affirmative vote of the full majority of the Board. In the event that charges are sustained by the Board, a

separate vote on punishment shall be made and shall be the judgment of the Board only upon the affirmative vote of the full majority of same. The accused officer or member may present any relevant evidence or information to the Board in mitigation of punishment.

- F. In hearings conducted hereunder by the Fire Department Executive Board, the decision shall be announced in writing upon the conclusion of the hearing or as soon as possible after the conclusion of the hearing.
- G. A member who receives a firematic suspension from his/her Fire Company for violation of any of the Fire Company by-laws may request a review of such suspension from the Fire Department Executive Board following the procedures outlined above.

§ 55-11. Forfeiture of Rights and Privileges During Suspension.

Any member suspended from the Fire Department shall, during such suspension, forfeit all rights and privileges as a member of the Fire Department, except insurance coverage.

§ 55-12. Fire Records Clerk to Maintain Record of Fire Department Activities.

The Fire Records Clerk shall keep a book of record of the Fire Department in which shall be entered the names of the Fire Companies, the members and officers thereof, and the ages, dates of confirmation, resignations, suspensions and expulsions of such members.

§ 55-13. Fire Companies to Respond to Fire Alarms; Removal of Apparatus From Fire.

- A. Each fire Company on the sound of a fire alarm shall proceed with due diligence to the fire or place where the fire alarm originated unless otherwise directed by Fire Chief, Deputy Chief or Battalion Chief.
- B. No Fire Company shall remove its apparatus from any fire except upon permission of the Fire Chief, Deputy Chief, Battalion Chief or other officers or acting officer, if any, in charge at such fire. Upon permission being granted, the Fire Company shall forthwith return its apparatus to its place of deposit in such manner as to abstain from any conduct likely to cause a breach of the peace or reflect discredit on the Fire Department. All such fire apparatus upon being returned to its place of deposit shall be cleaned and made ready for immediate use.

§ 55-14. Life Insurance.

- A. The Borough shall provide a policy of life insurance in the amount of \$10,000 for every active member of a Fire Company.
- B. The Borough shall continue to provide a policy of life insurance in the amount of \$10,000 for every fireman who has completed 25 years or more of active service as a member of the Fire Department and thereafter requests to go on the inactive rolls. Coverage in this amount shall continue until such person reaches 70 years of age. Thereafter, the Borough shall provide a policy of life insurance in the amount of \$3,000 for such person.

- C. The Borough shall continue to provide a policy of life insurance in the amount of \$10,000 for every member of the Fire Department who, as the result of injuries sustained in the course of service at a fire or other emergency, is unable to perform the duties of fireman and is placed upon the inactive rolls; provided, however, that said disability is attested to by the certificate of a treating physician and of a Borough Health Department physician.
- D. The Fire Records Clerk shall keep a roll of such inactive members and their age. The clerk shall supply a certified copy of this record to the Insurance Committee each year.

§ 55-15. Death Benefits.

- A. Preamble. The Borough has a Volunteer Fire Department and previously, by Ordinance No. 1341, sought to assure that members of the Department who were not eligible for benefits provided by the New Jersey State Firemen's Association were otherwise afforded coverage. Ordinance No. 1341 provided benefits for only certain classes of the members of the Fire Department and may have excluded certain members of the Department from such benefits.
- B. Eligibility. "Active member" of the Fire Department, for the purposes herein and for these purposes only, shall mean, with the exception of the seven years of service and entry age limitations set forth in N.J.S.A. 40A:14-55 et set., any person who would otherwise meet the eligibility requirements for an exempt firemen's certificate.
- C. Qualifications. In the event of the death of any active or former active member with at least seven years of qualified service who is not entitled to the death benefit of the New Jersey State Firemen's Association, that member or former member shall be entitled to receive from the borough an amount equal to the death benefit of the New Jersey State Firemen's Association.
- D. Accrual. Benefits set forth herein shall accrue to those former active members with at least seven years of qualified service, and all active members of the Fire Department as of May 5, 1971, the original effective date of Ordinance No. 1341, and those persons who may become active members of the Fire Department subsequent to the effective date of this article who are not or will not be, entitled to the death benefit of the New Jersey State Firemen's Association.

§ 55-16. Retirement Bonus for Members of Volunteer Fire Department.

- A. Preamble. The Mayor and Council of the Borough wish to provide qualified retired volunteer firemen with a retirement bonus.
- B. Qualifications for eligibility.
 - (1) Member in good standing of the Fort Lee Volunteer Fire Department.
 - (2) Retirement after a minimum of 25 years of Fire Department service in Fort Lee.
 - (3) State certification as an exempt fireman that may be waived by majority vote of Council.

C. Rate of retirement bonus. A yearly bonus rate of \$1,000 per year shall be paid to qualifying retirees, to be fixed at the date of retirement. Each individual's yearly bonus, once fixed as of the date of retirement, shall not be thereafter increased, irrespective of any subsequent increase thereafter authorized by any subsequent ordinance. This bonus shall not be considered as a pension or retirement payment, and shall have no affect whatsoever on any other benefits, and, in the event that the firefighter is a Borough employee, the bonus paid herein shall have no affect on such employment or retirement benefits otherwise payable to employee.

D. Time of payout shall be at the same time the normal clothing allowance is paid out to active Fire Department members.

E. Claim for bonus by retirees. Each qualified retiree shall make a claim in writing to the Borough Administrator by submitting a claim voucher at least 30 days prior to the time of bonus for clothing allowance and no later than 30 days after the time of bonus for clothing allowance. No bonus shall be granted to any retiree unless a voucher claim in the amount allocated is received by the Borough Administrator, signed by the retiree, stating present address. Upon the death of the retiree, during the period of January 1 to December 31 of a given year, any bonus due a retiree shall be paid to his/her estate. Thereafter, all payments shall cease.

F. Availability of Funds. Funding for this section shall be incorporated in the Fort Lee Volunteer Department yearly municipal budget.

G. Effective date. This section shall take effect on March 22, 2001.

§ 55-17. Establishment of Junior Firefighter's Auxiliary

There is hereby established in the Borough of Fort Lee a Junior Firefighter's Auxiliary, in accordance with the provisions of N.J.S.A. 40A:14-95.

§ 55-18. Eligibility.

A. In accordance with the provisions of N.J.S.A. 40A:14-95, no person shall be eligible for membership in the Junior Firefighter's Auxiliary who is less than 16 or more than 18 years of age. Persons between the ages of 16 and 18 shall obtain permission to join the Auxiliary from their parents or legal guardians, which permission shall be in writing and acknowledged or provided in the manner required by law for deeds to real estate to be recorded.

B. All applicants for membership in the Junior Firefighter's Auxiliary shall be citizens or permanent residents of the United States and shall reside within the Borough of Fort Lee.

C. All applicants for membership shall be examined by and certified to be in good health by a duly licensed physician in the State of New Jersey, who shall certify, in writing as to the applicant's good health. Said examination shall include satisfactory results of a chest x-ray.

§ 55-19. Insurance Coverage.

The members of the Junior Firefighter's Auxiliary shall be provided with insurance coverage

to the maximum extent possible (with the exception of life insurance, which is provided unless and until the members become full members of the Fire Department), by rider to the policy provided for the regular Volunteer Firemen of the Borough of Fort Lee, and pursuant to statutes made and provided for in such cases.

§ 55-20. Rules and Regulations.

The Mayor and Council of the Borough of Fort Lee, upon the recommendation of the Fire Department Chief of the Borough, has formulated rules and regulations which govern the activities of the Junior Firefighter's Auxiliary, and regulations regarding training of the auxiliary for eventual membership in the Volunteer Fire Department of Fort Lee.

§ 55-21. Performance of Duties.

No Junior Firefighter shall be required to perform duties which would expose him or her to the same degree of hazard as a regular member of the Volunteer Fire Department.

§ 55-22. Review of applications.

The Fire Chief of the Borough of Fort Lee shall have the authority and discretion to review all applications for admission into the Junior Firefighter's Auxiliary upon such rules and regulations as may be established by the Mayor and Council in conjunction with the Fire Department.

§ 55-23. Establishment of Fire Department Auxiliary.

There is hereby created and established in and for the Borough of Fort Lee a Fire Department Auxiliary, subject to the following conditions of this article. This organization shall be known as the "Fort Lee Fire Department Auxiliary."

§ 55-24. Members.

The Fire Department auxiliary shall consist of no more than 40 members, 10 per Fire Company.

§ 55-25. Qualifications.

The qualifications for membership in the Fort Lee Fire Department Auxiliary shall be as follows:

- A. All applicants for membership in the Junior Firefighter's Auxiliary shall be citizens or permanent residents of the United States and shall reside or work within the Borough of Fort Lee.
- B. Each member shall be examined by and certified to be in good health by a duly licensed physician in the State of New Jersey, who shall certify, in writing, as to the applicant's good health. Said examination shall include satisfactory results of a chest x-ray.
- C. An applicant for membership must have attained the age of 18 years.
- D. Applications for membership in the Fort Lee Fire Department of the Borough of Fort

Lee shall conform in all respects with any applicable state law or local ordinance or regulations of the Borough of Fort Lee Fire Department.

- E. Applicants must serve in the Fort Lee Fire Auxiliary for at least one year before they may make formal application to join the regular Volunteer Fire Department of the Borough of Fort Lee.
- F. Insurance coverage. Members of the Fire Auxiliary shall be insured for the same coverage and in the same amounts as members of the regular Fort Lee Fire Department with the exception that auxiliary members not be entitled to \$10,000 life insurance.
- G. The training of the members of the Fort Lee Fire Auxiliary shall be the responsibility of the Chief of the Fire Department and the officers of the company to which they are assigned, who shall provide an educational program in firematics, designed to train said members toward their eventual membership in the regular Volunteer Fire Department of Fort Lee.
- H. The Fire Auxiliary may assist at any Fire Department function, provided that a regular member of the Department shall be with the Fire Auxiliary at all times. No member of the Fire Auxiliary shall directly approach a fire or enter a burning building without a regular member of the Department. While attending a fire, a member of the Fire Auxiliary shall be fully equipped in regulation clothing and gear provided by the Borough.
- I. The Fort Lee Fire Auxiliary shall be under the command of the Chief of the Fire Department and the officers of the Fire Department; they shall abide by all rules and regulations which shall be formulated by those individuals. The Chief of the Fire Department or the officer (Captains and Lieutenants) of the company to which the Fire Auxiliary is assigned may dismiss from the Auxiliary those who fail to obey their command or regulations set forth.

Section II. All other parts, portions and provisions of Chapter 55 of the Fort Lee Code, except where inconsistent with the terms hereof, are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

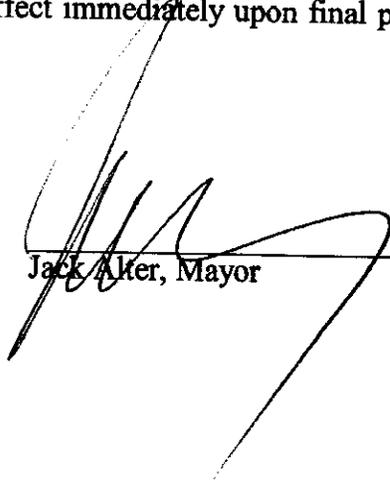
Section III. The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section VI. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



Neil Grant, Borough Clerk



Jack Aker, Mayor

Introduced	J. VOSS	Date of Introduction	February 28, 2002
Seconded	M. VILLANO	Public Hearing	April 4, 2002
		Date of Adoption	April 4, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-10

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR STREETScape IMPROVEMENTS TO PALISADE AVENUE, SECTIONS 2 AND 3, BY THE BOROUGH OF FORT LEE, APPROPRIATING \$650,000 THEREFOR AND AUTHORIZING \$475,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$650,000, including the \$150,000 grant expected to be received from the New Jersey Department of Transportation ("NJDOT") pursuant to the Transportation Trust Fund Authority Act and NJDOT's letter dated December 27, 2001, and the sum of \$25,000 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$475,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued are streetscape improvements to Palisades Avenue, Sections 2 and 3, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$475,000 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance.

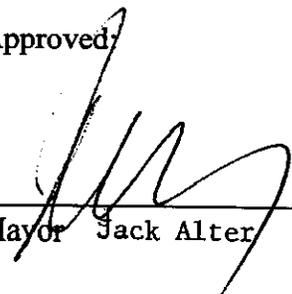
Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

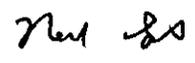
Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Neil Grant
Borough Clerk

Introduced	<u>J. VOSS</u>	Date of Introduction	<u>February 28, 2002</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>April 4, 2002</u>
		Date of Adoption	<u>April 4, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-11

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING ORDINANCE NO. 2001-22 OF THE BOROUGH FINALLY ADOPTED APRIL 26, 2001, PROVIDING FOR THE PRELIMINARY STUDY OF THE COMBINED STORMWATER AND SANITARY SEWER ABATEMENT PROJECT IN THE SOUTHEAST AREA OF THE BOROUGH OF FORT LEE AND APPROPRIATING \$600,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$570,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section A. Bond Ordinance No. 2001-22 of the Borough of Fort Lee, in the County of Bergen, New Jersey, finally adopted April 26, 2001 (the "Prior Ordinance"), is hereby amended in full to read as follows:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$600,000 (representing an increase of \$90,000 from the \$510,000 appropriated by the Prior Ordinance) said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$30,000 (representing an increase of \$5,000 from the \$25,000 appropriated by the Prior Ordinance) as the down payment required by the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$570,000 (representing an increase of \$85,000 from the \$485,000 authorized by the Prior Ordinance) pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds are to be issued is for a preliminary study of the combined stormwater and sanitary sewer abatement project in the Southeast area (described as the Bluff Road area in the Prior Ordinance) of the Borough of Fort Lee, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less

than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$570,000 (representing an increase of \$85,000 from the \$485,000 authorized by the Prior Ordinance), and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$600,000 (representing an increase of \$90,000 from the \$510,000 authorized by the Prior Ordinance) for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section B. This ordinance amends Bond Ordinance No. 2001-22 of the Borough finally adopted April 26, 2001. Any inconsistencies shall be resolved by reference to this amending ordinance. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

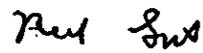
Section C. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Neil Grant
Borough Clerk

Introduced	J. CERVIERI	Date of Introduction	March 14, 2002
Seconded	J. VOSS	Public Hearing	April 4, 2002
		Date of Adoption	April 4, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-12

AN ORDINANCE AMENDING CHAPTER 90, SECTION 2, OF THE BOROUGH OF FORT LEE CODE, ENTITLED "POLICE DEPARTMENT FORMATION AND RANK"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE AS FOLLOWS:

Section I. Chapter 90-2 of the Fort Lee Code, entitled "Police Department - Formation and Rank" be and is hereby amended as follows:

90-2A. The Police Department shall consist of the following positions:

- (1) Police Chief (1) Deputy Chief (2) Inspectors
- (5) Captains (9) Lieutenants (12) Sergeants
- (77) Police Officers

Section II. All other parts, portions or provisions of Chapter 90 of the Fort Lee Code be and the same are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

Section III. The terms and provisions hereof are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision of this Ordinance.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter
Jack Alter, Mayor

Introduced	<u>M. VILLANO</u>	Date of Introduction	<u>April 4, 2002</u>
Seconded	<u>J. VOSS</u>	Public Hearing	<u>April 25, 2002</u>
		Date of Adoption	<u>April 25, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-13

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45-1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, P.L. 1986, C.203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance; and

WHEREAS, the index rate for 2002 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 2.5%; and

WHEREAS, the Mayor and Council of the Borough of Fort Lee in the County of Bergen finds it advisable and necessary to increase its 2002 budget by more than 2.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Council hereby determines that a 2.5% increase in the budget for said year, amounting to \$731,738.60 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary,

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2002 budget year, the final appropriations of the Borough of Fort Lee shall, in accordance with this ordinance and P.L. 1986, C.203, be increased by 2.5%, amounting to \$731,738.60, and that the 2002 municipal budget for the Borough of Fort Lee be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced by filed with the Director of the Division of Local Government Services within five days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five days after such adoption.

Attest:

Neil Grant

Neil Grant, Borough Clerk

Jack Alker
Jack Alker, Mayor

Introduced	M. VILLANO	Date of Introduction	April 4, 2002
Seconded	J. GOLDBERG	Public Hearing	April 25, 2002
		Date of Adoption	April 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-14

**AN ORDINANCE AMENDING SALARY ORDINANCE #99-5
AND ESTABLISHING SALARIES AND WAGES FOR WHITE
COLLAR EMPLOYEES AND CERTAIN NON-UNION EMPLOYEES**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I All employees covered by the **White Collar Bargaining Unit** shall receive salaries during the 2002, 2003, 2004 and 2005 as established by the White Collar Labor Contract for the years 2002 through 2005, Schedule A, which is attached hereto and made a part hereof.

SECTION II Salaries for any employee not covered by the aforesaid labor contract shall receive salaries during 2002, 2003, 2004, and 2005, as set forth in Schedule B, attached hereto and made a part hereof.

SECTION III This ordinance reflects the minimum salaries to be paid to current employees in said title, and does not necessary include the starting salary for any new employee hired after this ordinance is adopted.

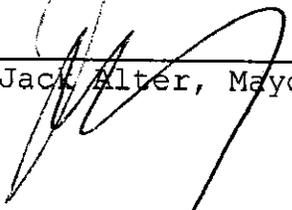
SECTION IV This ordinance shall supersede any other salary ordinance for members of the **White Collar Bargaining Unit** and certain **Non-Union Employees**.

SECTION V This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

WHITE COLLAR SALARY RANGE
JANUARY 1, 2002 THROUGH DECEMBER 31, 2005

<u>TITLE</u>	<u>2002 through 2005</u>
Mayor's Secretary/Computer Operator	41,000 to 53,000
Principal Clerk Typist/Bilingual Spanish and English	30,000 to 38,000
Clerk Typist	21,000 to 35,000
Clerk Typist/ Violations Clerk	30,000 to 45,000
Principal Clerk Typist	27,000 to 45,000
Senior Clerk Typist	27,000 to 40,000
Principal Clerk Stenographer	37,000 to 47,000
Principal Account Clerk	47,000 to 59,000
Principal Payroll Personnel Clerk	48,000 to 61,000
Principal Bookkeeping Machine Operator	40,000 to 50,000
Tax Clerk Typing/Deputy Treasurer	42,000 to 53,000
Supervising Tax Clerk	32,000 to 41,000
Senior Data Machine Operator	32,000 to 40,000
Administrative Secretary	39,000 to 50,000
Deputy Municipal Court Administrator	47,000 to 59,000
Assistant Court Administrator	42,000 to 54,000
Principal Accounting Clerk	34,000 to 55,000
Supervising Account Clerk, Typing	34,000 to 55,000
Assistant Tax Assessor	65,000 to 85,000

Supervising Assessing Clerk	54,000 to 68,000
Purchasing Assistant Typing	34,000 to 44,000
Code Enforcement Officer	30,000 to 38,000
Code Enforcement Trainee	30,000 to 46,000
Housing Inspector	30,000 to 60,000
Building Inspector	55,000 to 80,000
Environmental Health Specialist	62,000 to 78,000
Administrative Clerk/Registrar of Vital Statistics	37,000 to 55,000
Deputy Registrar of Vital Statistics	30,000 to 45,000
Nurse	25,000 to 65,000
Nurse Supervisor	63,000 to 79,000
Assistant Health Officer	50,000 to 80,000
Fire Protection Specialist/Fire Protection Inspector	47,000 to 65,000
Fire Protection Specialist	30,000 to 38,000
Tax Clerk Typing	31,000 to 39,000
Principal Clerk Stenographer/Control Person	51,000 to 65,000
Food Service Worker	12,000 to 15,000
Coordinator Motor Vehicle Repair	\$15.00 to \$20.00 (Hourly)
Nurse (P/T)	\$20.00 to \$40.00 (Hourly)

**SCHEDULE A
WHITE COLLAR SALARY PLAN
JANUARY 1, 2002 THROUGH DECEMBER 31, 2005**

<u>TITLE</u>	<u>2002 Minimum</u>	<u>2003 Minimum</u>	<u>2004 Minimum</u>	<u>2005 Minimum</u>
Mayor's Secretary/ Computer Operator	41,594	43,154	44,664	46,227
Principal Clerk Typist/ Bilingual Spanish and English	32,723	33,950	35,138	36,368
Clerk Typist	21,578	22,387	23,171	23,982
Clerk Typist/Violations Clerk	35,707	37,045	38,342	39,684
Principal Clerk Typist	27,110	28,127	29,111	30,130
Senior Clerk Typist	27,110	28,127	29,111	30,130
Principal Clerk Stenographer	37,840	39,259	40,633	42,055
Principal Account Clerk	47,212	48,982	50,696	52,470
Principal Bookkeeping Machine Operator	40,373	41,887	43,353	44,870
Tax Clerk Typing/ Deputy Treasurer	42,706	44,307	45,858	47,463
Supervising Tax Clerk	32,922	34,157	35,352	36,589
Senior Data Entry Machine Operator	30,582	31,729	32,840	33,989
Administrative Secretary	39,991	41,490	42,942	44,445
Deputy Municipal Court Administrator	52,511	54,480	56,387	58,360

Assistant Court Administrator	42,791	44,396	45,950	47,5580
Principal Accounting Clerk	38,147	39,577	40,962	42,396
Supervising Accounting Clerk, Typing	40,055	41,557	43,011	44,517
Assistant Tax Assessor	65,402	67,855	70,230	72,688
Supervising Assessing Clerk	54,418	56,459	58,435	60,480
Purchasing Assistant Typing	34,855	36,162	37,428	38,738
Code Enforcement Officer	31,125	32,292	33,422	34,592
Code Enforcement Trainee	37,006	38,394	39,738	41,129
Housing Inspector	48,251	50,060	51,812	53,626
Building Inspector	68,245	70,804	73,282	75,847
Environmental Health Specialist	62,251	64,585	66,845	69,185
Administrative Clerk/ Registrar of Vital Statistics	42,537	44,133	45,677	47,276
Deputy Registrar of Vital Statistics	33,912	35,184	36,415	37,690
Nurse	49,800	51,667	53,476	55,347
Nurse Supervisor	67,437	69,966	72,415	74,950
Assistant Health Officer	65,362	67,813	70,187	72,644
Fire Protection Specialist/ Fire Protection Inspector	49,511	51,368	53,165	55,026
Fire Protection Specialist	30,067	31,195	32,287	33,417
Tax Clerk Typing	31,422	32,600	33,741	34,922

Principal Clerk Stenographer/ Control Person	51,625	53,561	55,436	57,376
Food Service Worker	12,262	12,722	13,167	13,628
Coordinator Motor Vehicle Repair	\$16.44 (Hourly)	\$17.05 (Hourly)	\$17.65 (Hourly)	\$18.27 (Hourly)
Nurse (P/T)	\$31.00 (Hourly)	\$32.16 (Hourly)	\$33.29 (Hourly)	\$34.45 (Hourly)

NON-UNION PERSONNEL SALARY RANGE
JANUARY 1, 2002 THROUGH DECEMBER 31, 2005

<u>TITLE</u>	<u>2002 through 2005</u>
Mayor	16,679 - 22,000
Council Members	11,119 - 15,000
Electrical Inspector	25,000 - 45,000
Elevator Sub-Code Official	40,000 - 60,000
Physician	10,000 - 15,000
Plumbing Inspector	15,000 - 25,000
Sanitary Inspector	16,000 - 26,000
Director of Economic Development	10,000 - 50,000

All TITLES

Hourly \$5.15 - \$60.00
Per Diem \$20.00 - \$150.00

**SCHEDULE B
NON-UNION PERSONNEL
JANUARY 1, 2002 - DECEMBER 31, 2005**

PART-TIME ANNUAL	<u>2002</u> <u>Minimum</u>	<u>2003</u> <u>Minimum</u>	<u>2004</u> <u>Minimum</u>	<u>2005</u> <u>Minimum</u>
Mayor	16,679	17,304	17,910	18,537
Council Members	11,119	11,536	11,940	12,358
Electrical Inspector	35,183	36,502	37,780	39,102
Elevator Sub-Code Official	49,261	51,108	52,897	54,748
Physician	11,848	12,292	12,722	13,168
Plumbing Inspector	19,329	20,054	20,756	21,482
Director of Economic Development	10,738	11,141	11,530	11,934

ALL TITLES

Hourly	\$5.15 - \$60.00
Per Diem	\$20.00 - \$150.00

Introduced	J. Voss	Date of Introduction	April 4, 2002
Seconded	M. VILLANO	Public Hearing	April 25, 2002
		Date of Adoption	April 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-15

**AN ORDINANCE AMENDING SALARY ORDINANCE #99-11
ESTABLISHING SALARIES AND WAGES FOR BLUE COLLAR
EMPLOYEES**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

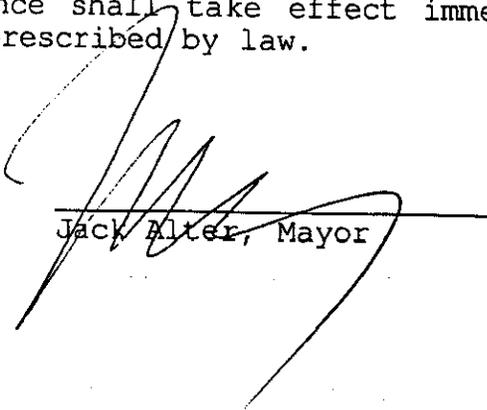
SECTION I All employees covered by the **Blue Collar Bargaining Unit** shall receive salaries during the 2002, 2003, 2004 and 2005 as established by the Blue Collar Labor Contract for the years 2002 through 2005, Schedule A, A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10 and A-11, which are attached hereto and made a part hereof.

SECTION II This ordinance reflects the minimum salaries to be paid to current employees in said title, and does not necessary include the starting salary for any new employee hired after this ordinance is adopted.

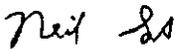
SECTION III This ordinance shall supersede any other salary ordinance for members of the **Blue Collar Bargaining Unit Employees**.

SECTION IV This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:



Jack Alter, Mayor



Neil Grant
Borough Clerk

**Schedule A
BLUE COLLAR UNIT
2002-2005 TITLES FOR PRESENT EMPLOYEES**

GRADE	TITLE
17	Heavy Equipment Operator/Supervisor of Special Projects
17	Supervising Mechanic
17	Roads Superintendent
17	Senior Maintenance Repairer Electrician
16	Supervisor of Sewers
15	Supervisor of Buildings and Grounds
15	Senior Pump Station Attendant
15	Supervisor of Sewer Maintenance
15	Fire Signal System Repairer/Police Signal System Repairer
14	Communications Technician
14	Carpenter
14	Maintenance Repairer
14	Maintenance Repairer Carpenter
13	Heavy Equipment Operator
13	Mechanic
12	Motor Broom Driver
12X	Public Works Inspector
10	Truck Driver
10	Park Maintenance Worker
10	Pump Station Attendant
9	Laborer
9	Communications Operator
9	Fire and Ambulance Dispatcher
7	Radio Dispatcher
6	Building Maintenance Worker
5	Sanitation Worker

Together with all present or future titles which are considered to be "Blue Collar." When there comes a time for promotion into a title which does not exist on the schedule, the parties should agree upon a grade into which the title should be placed and the person should be paid accordingly.

The Grade 12X and title of Public Works Inspector shall apply exclusively to Mark Sulcov, Kevin Kodora, and Charles Anderson.

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-1
BLUE COLLAR SALARY PLAN
JANUARY 1, 2002 THROUGH DECEMBER 31, 2002**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	33,983	35,137	36,289	37,439	38,595	39,752	41,483
6	35,274	36,639	38,006	39,474	40,944	42,970	45,642
7	36,612	38,032	39,453	40,978	42,221	44,857	47,406
8	38,006	39,474	40,944	42,528	44,118	45,797	48,164
9	39,453	40,978	42,501	44,147	45,792	47,532	49,989
10	40,831	42,529	44,118	45,826	47,532	48,717	50,617
11	42,501	44,147	45,792	48,503	51,106	53,198	55,983
12	44,118	45,826	47,532	50,348	53,162	55,220	58,098
13	45,792	47,565	49,345	52,265	55,186	57,212	60,096
14	47,532	49,374	51,493	54,244	57,275	59,493	62,604
15	49,346	51,256	53,018	54,244	58,404	59,534	64,446
16	51,198	53,198	55,186	57,321	59,454	61,757	64,983
17	53,162	55,680	58,192	60,711	63,224	65,739	69,236

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-2
BLUE COLLAR SALARY PLAN
JANUARY 1, 2003 THROUGH DECEMBER 31, 2003**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	35,257	36,445	37,650	38,843	40,042	41,243	43,037
6	36,597	38,013	39,431	40,954	42,479	44,602	47,354
7	37,985	39,458	40,932	42,515	43,804	46,539	49,184
8	39,431	40,954	42,479	44,124	45,772	47,514	49,970
9	40,932	42,515	44,095	45,802	47,509	49,314	51,864
10	42,362	44,124	45,772	47,545	49,314	50,544	52,514
11	44,095	45,803	47,509	50,322	53,022	55,193	58,081
12	45,772	47,544	49,314	52,236	55,156	57,290	60,277
13	47,509	49,349	51,195	54,225	57,256	59,357	62,350
14	49,314	51,226	53,424	56,278	59,423	61,724	64,952
15	51,196	53,178	55,006	58,421	60,594	61,766	66,863
16	53,133	55,193	57,255	59,471	61,684	64,073	67,417
17	55,156	57,768	60,229	62,988	65,595	68,204	71,832

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-3
BLUE COLLAR SALARY PLAN
JANUARY 1, 2004 THROUGH DECEMBER 31, 2004**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	36,491	37,730	38,968	40,203	41,443	42,686	44,545
6	37,878	39,343	40,811	42,388	43,966	46,163	49,011
7	39,314	40,839	42,365	44,003	45,337	48,168	50,905
8	40,811	42,388	43,966	45,668	47,374	49,177	51,719
9	42,932	44,003	45,638	47,406	49,172	51,040	53,679
10	43,845	45,668	47,374	49,209	51,040 50,918	52,313	54,353
11	45,638	47,406	49,172	52,083	54,878	57,125	60,115
12	47,374	49,209	51,040	54,064	57,086	59,296	62,386
13	49,172	51,076	52,987	56,122	59,259	61,435	64,531
14	51,039	53,018	55,294	58,248	61,503	63,884	67,224
15	52,988	55,039	56,931	60,465	62,715	63,928	69,203
16	54,993	57,125	59,259	61,552	63,842	66,316	69,777
17	57,086	59,790	62,336	65,192	67,891	70,591	74,346

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-4
BLUE COLLAR SALARY PLAN
JANUARY 1, 2005 THROUGH DECEMBER 31, 2005**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	37,768	39,052	40,332	41,610	42,894	44,180	46,104
6	39,204	40,720	42,240	43,871	45,505	47,779	50,726
7	40,690	42,267	43,848	45,543	46,924	49,854	52,687
8	42,239	43,871	45,505	47,267	49,033	50,899	53,529
9	44,435	45,543	47,235	49,065	50,893	52,827	55,558
10	45,380	47,267	49,033	50,931	52,700	54,144	56,256
11	47,235	49,065	50,893	53,906	56,799	59,124	62,219
12	49,032	50,931	52,827	55,957	59,084	61,371	64,570
13	50,893	52,864	54,842	58,086	61,333	63,585	66,790
14	52,825	54,874	57,229	60,287	63,655	66,120	69,578
15	54,843	56,966	58,924	62,581	64,910	66,166	71,625
16	56,918	59,124	61,333	63,706	66,077	68,637	72,219
17	59,084	61,883	64,519	67,474	70,267	73,062	76,948

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-5
BLUE COLLAR SALARY PLAN
EMPLOYEES ABOVE STEP "G"**

<u>TITLE</u>	<u>BASE PAY AS OF 01/01/02</u>	<u>BASE PAY AS OF 01/01/03</u>	<u>BASE PAY AS OF 01/01/04</u>	<u>BASE PAY AS OF 01/01/05</u>
Supervising Mechanic	69,238	71,834	74,384	76,986
Senior Maintenance Repairer Electrician	69,238	71,834	74,384	76,986
Road Superintendent	69,238	71,834	74,384	76,986
Mechanic	60,096	62,350	64,532	66,791
Truck Driver	50,617	52,515	54,353	56,255
Parks Maintenance Worker	50,617	52,515	54,353	56,255
Pump Station Attendant	50,617	52,515	54,353	56,255
Fire/Ambulance Dispatcher	55,250	57,322	59,328	61,404
Communications Operator	49,990	51,865	53,680	55,559
Laborer	49,990	51,865	53,680	55,559
Building Maintenance Worker	45,532	47,239	48,892	50,603
Building Maintenance Worker	45,532	47,239	48,892	50,603
Inspector	52,463	54,430	56,335	58,307
Public Works Inspector	52,463	54,430	56,335	58,307

Grade 12X employees are "red-circled" at their current rate of \$51,225. On the date of each of their next scheduled "step-up", the designated employees will advance to Grade 12, Step F and will progress thereafter on the established Schedule A-8 step guide. When the employees have advanced and received the "step-up" at Step G, the employees will thereafter receive the annual increase only.

**EMPLOYEES HIRED BEFORE 1998
SCHEDULE A-6
BLUE COLLAR SALARY PLAN
JANUARY 1, 2002 THROUGH DECEMBER 31, 2005**

<u>TITLE</u>	BASE PAY AS OF <u>01/01/02</u>	BASE PAY AS OF <u>01/01/03</u>	BASE PAY AS OF <u>01/01/04</u>	BASE PAY AS OF <u>01/01/05</u>
Supervisor of Sewers	64,983	67,413	69,771	72,218

**EMPLOYEES HIRED AFTER 1998
SCHEDULE A-7
BLUE COLLAR SALARY PLAN
JANUARY 1, 2002 THROUGH DECEMBER 31, 2002**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	23,738	26,471	29,204	31,937	34,670	37,403	40,136
6	25,141	28,558	31,975	35,392	38,809	42,226	45,643
7	26,543	30,021	33,499	36,977	40,455	43,933	47,411
8	27,946	31,315	34,684	38,053	41,422	44,791	48,160
9	29,348	32,788	36,228	39,668	43,108	46,548	49,988
10	30,643	33,972	37,301	40,630	43,959	47,288	50,617
11	31,938	35,945	39,952	43,959	47,966	51,973	55,980
12	33,224	37,370	41,516	45,662	49,808	53,954	58,100
13	34,528	38,790	43,052	47,314	51,576	55,838	60,100
14	35,823	40,286	44,749	49,212	53,675	58,138	62,601
15	37,118	41,673	46,228	50,783	55,338	59,893	64,448
16	38,412	42,840	47,268	51,696	56,124	60,552	64,980
17	39,707	44,629	49,551	54,473	59,395	64,317	69,239

Grade 12X employees are "red-circled" at their current rate of \$51,225. On the date of each of their next scheduled "step-up", the designated employees will advance to Grade 12, Step F and will progress thereafter on the established Schedule A-8 step guide. When the employees have advanced and received the "step-up" at Step G, the employees will thereafter receive the annual increase only.

**EMPLOYEES HIRED AFTER 1998
SCHEDULE A-8
BLUE COLLAR SALARY PLAN
JANUARY 1, 2003 THROUGH DECEMBER 31, 2003**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	24,628	27,464	30,300	33,136	35,972	38,808	41,644
6	26,084	29,629	33,174	36,719	40,264	43,809	47,354
7	27,538	31,146	34,754	38,362	41,970	45,578	49,186
8	28,994	32,489	35,984	39,479	42,974	46,469	49,964
9	30,449	34,018	37,587	41,156	44,725	48,294	51,863
10	31,792	35,246	38,700	42,154	45,608	49,062	52,516
11	33,136	37,293	41,450	45,607	49,764	53,921	58,078
12	34,470	38,771	43,072	47,373	51,674	55,975	60,276
13	35,823	40,245	44,667	49,089	53,511	57,933	62,355
14	37,166	41,796	46,426	51,056	55,686	60,316	64,946
15	38,510	43,236	47,962	52,688	57,414	62,140	66,866
16	37,852	42,446	47,040	51,634	56,228	60,822	65,416
17	41,196	46,303	51,410	56,517	61,624	66,731	71,838

**EMPLOYEES HIRED AFTER 1998
SCHEDULE A-9
BLUE COLLAR SALARY PLAN
JANUARY 1, 2004 THROUGH DECEMBER 31, 2004**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	25,490	28,425	31,360	34,295	37,230	40,165	43,100
6	26,997	30,666	34,335	38,004	41,673	45,342	49,011
7	28,502	32,237	35,972	39,707	43,442	47,177	50,912
8	30,009	33,627	37,245	40,863	44,481	48,099	51,717
9	31,515	35,209	38,903	42,597	46,291	49,985	53,679
10	32,905	36,480	40,055	43,630	47,205	50,780	54,355
11	34,296	38,599	42,902	47,205	51,508	55,811	60,114
12	35,676	40,128	44,580	49,032	53,484	57,936	62,388
13	37,077	41,654	46,231	50,808	55,385	59,962	64,539
14	38,467	43,260	48,053	52,846	57,639	62,432	67,225
15	39,858	44,749	49,640	54,531	59,422	64,313	69,204
16	41,247	46,002	50,757	55,512	60,267	65,022	69,777
17	42,638	47,953	53,268	58,583	63,898	69,213	74,528

**EMPLOYEES HIRED AFTER 1998
SCHEDULE A-10
BLUE COLLAR SALARY PLAN
JANUARY 1, 2005 THROUGH DECEMBER 31, 2005**

<u>GRADE</u>	<u>STEP A</u>	<u>STEP B</u>	<u>STEP C</u>	<u>STEP D</u>	<u>STEP E</u>	<u>STEP F</u>	<u>STEP G</u>
5	26,382	29,419	32,456	35,493	38,530	41,567	44,604
6	27,941	31,739	35,537	39,335	43,133	46,931	50,729
7	29,500	33,365	37,230	41,095	44,960	48,825	52,690
8	31,059	34,803	38,547	42,291	46,035	49,779	53,523
9	32,618	36,441	40,264	44,087	47,910	51,733	55,556
10	34,057	37,757	41,457	45,157	48,857	52,557	56,257
11	35,496	39,949	44,402	48,855	53,308	57,761	62,214
12	36,925	41,533	46,141	50,749	55,357	59,965	64,573
13	38,375	43,112	47,849	52,586	57,323	62,060	66,797
14	39,813	44,773	49,733	54,693	59,653	64,613	69,573
15	41,253	46,315	51,377	56,439	61,501	66,563	71,625
16	42,691	47,612	52,533	57,454	62,375	67,296	72,217
17	44,130	49,631	55,132	60,633	66,134	71,635	77,136

EMPLOYEES HIRED AFTER 1998
SCHEDULE A-11
BLUE COLLAR SALARY PLAN
STEPS FOR "RED-CIRCLED" EMPLOYEES

The following employees are considered to be within the step guide for Schedules A-8 through A-10. It is agreed that the listed employees will be "red-circled" at their current rate. In addition to receiving the contractual increase, on the date of each of their next scheduled "step-up", these employees will advance to the grade and step set forth below, and will progress thereafter on the established step guide:

Barbara Haggars, Grade 9 at the current rate of \$32,594, will next advance to Schedule A-8, Step C.

Steve Mackenzie, Grade 9 at the current rate of \$28,288, will next advance to Schedule A-8, Step B.

Mike Woods, Grade 9 at the current rate of \$32,594, will next advance to Schedule A-8, Step C.

Bill Dilulio, Grade 6 at the current rate of \$34,515, will next advance to Schedule A-7, Step E.

Ron Vaccaro, Grade 6 at the current rate of \$24,232, will next advance to Schedule A-7, Step B.

Paul Voss, Grade 6 at the current rate of \$29,251, will next advance to Schedule A-7, Step C.

Frank Bozzetti, Grade 9 at the current rate of \$28,288, will next advance to Schedule A-8, Step B.

Ricky Figueroa, Grade 10 at the current rate of \$43,612, will next advance to Schedule A-7, Step F.

Jeff Schrecengost, Grade 13 at the current rate of \$44,000, will next advance to Schedule A-8, Step D.

Jason Yacovelli, Grade 9 at the current rate of \$28,288, will next advance to Schedule A-7, Step B.

Joseph Petrolia, Grade 14 at the current rate of \$43,422, will next advance to Schedule A-7, Step D.

**EMPLOYEES HIRED AFTER 1998
SCHEDULE A-11
BLUE COLLAR SALARY PLAN
STEPS FOR "RED-CIRCLED" EMPLOYEES**

The following employees are considered to be within the step guide for Schedules A-8 through A-10. It is agreed that the listed employees will be "red-circled" at their current rate. In addition to receiving the contractual increase, on the date of each of their next scheduled "step-up", these employees will advance to the grade and step set forth below, and will progress thereafter on the established step guide:

Barbara Haggars, Grade 9, will next advance to Schedule A-8, Step C.

Steve Mackenzie, Grade 9, will next advance to Schedule A-8, Step B.

Mike Woods, Grade 9, will next advance to Schedule A-8, Step C.

Bill Dilulio, Grade 6, will next advance to Schedule A-7, Step E.

Ron Vaccaro, Grade 6, will next advance to Schedule A-7, Step B.

Paul Voss, Grade 6, will next advance to Schedule A-7, Step C.

Frank Bozzetti, Grade 9, will next advance to Schedule A-8, Step B.

Ricky Figueroa, Grade 10, will next advance to Schedule A-7, Step F.

Jeff Schrecengost, Grade 13, will next advance to Schedule A-8, Step D.

Jason Yacovelli, Grade 9, will next advance to Schedule A-7, Step B.

Joseph Petrolia, Grade 14, will next advance to Schedule A-7, Step D.

Introduced	J. CERVIERI	Date of Introduction	April 4, 2002
Seconded	J. Voss	Public Hearing	April 25, 2002
		Date of Adoption	April 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-16

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 30 AND 59 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "RIGHT TURN ONLY"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I. Chapter 388, Sections 30 and 59, of the Code of the Borough of Fort Lee entitled, "Vehicles and Traffic-Right Turn Only," is hereby amended and supplemented so as to add the following:

Beginning 232' (linear feet) east of the Apex of Parker Avenue and continuing eastbound until it ends 399' (linear feet) east of the apex of Parker Avenue and Old Palisade Road

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	J. Voss	Date of Introduction	April 25, 2002
Seconded	M. Villano	Public Hearing	May 9, 2002
		Date of Adoption	May 9, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-17

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES, BY THE BOROUGH OF FORT LEE, APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING \$1,900,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$2,000,000, including the sum of \$100,000 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,900,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purpose for the financing of which the bonds are to be issued are various improvements, including, but not limited to, the expansion of the Department of Public Works Building, improvements to various Municipal Buildings and improvements to the Van Fleet Park Clubhouse, as more fully described on a list on file in the Clerk's office, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or

amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,900,000 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the

bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance.

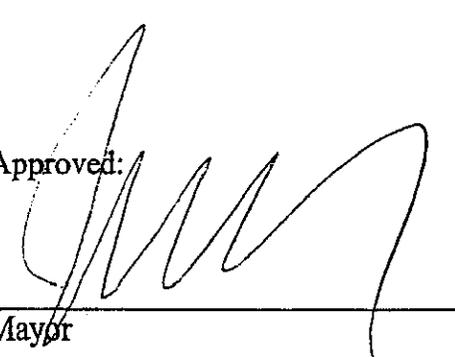
Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

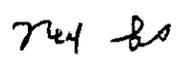
Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor

Attest:



Neil Grant
Borough Clerk

Introduced	J. Voss	Date of Introduction	April 25, 2002
Seconded	M. Villano	Public Hearing	May 9, 2002
		Date of Adoption	May 9, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-18

ORDINANCE REPEALING AND REPLACING CHAPTER 130, SECTION 12, OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "ALCOHOLIC BEVERAGES - MINORS."

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I.

Chapter 130, Section 12, of the Code of Fort Lee entitled, "Alcoholic Beverages - Minors," is hereby repealed in its entirety and replaced by the following:

A. No licensee shall sell or serve any alcoholic beverage to any person under the age of 21 years.

B. Any person under the legal age to purchase alcoholic beverages who knowingly possesses or consumes any alcoholic beverage in or on any school property, public conveyance, public place or place of public assembly or on private property shall be in violation of this Article. Upon conviction, such underage person shall be subject to a fine of \$250 for a first offense and \$350 for any subsequent; perform community service for a period not to exceed 180 days; at the discretion of the Court, have a New Jersey driving privilege suspended or postponed for six months; and, if considered necessary by the Court, be referred to an alcoholic treatment program at the defendant's expense.

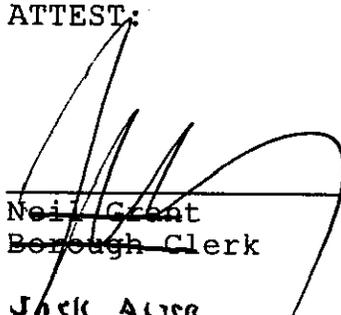
C. This Article shall not apply to persons under the legal age to purchase alcoholic beverages who possess or consume alcoholic beverages in the presence of and with the permission of a parent or legal guardian of said person, provided said guardian is of legal age to purchase alcoholic beverages, or if the alcoholic beverage is being consumed in any religious observance, ceremony or rite. This Article shall not apply to possession of an alcoholic beverage by an underage person employed by an alcoholic beverage licensee in the course of performing employment duties.

Section II. If a court of competent jurisdiction adjudges any section, clause or provision of this ordinance unconstitutional or invalid, the remainder of the ordinance shall not be affected thereby.

Section III. All ordinances inconsistent with the provisions hereof are hereby repealed.

Section IV. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



~~Neil Grant~~
~~Borough Clerk~~

JACK ALTER
MAYOR

Neil W. Grant

~~Jack Alter, Mayor~~

NEIL GRANT
BOROUGH CLERK

Introduced	<u>J. VOSS</u>	Date of Introduction	<u>May 9, 2002</u>
Secinded	<u>M. VILLANO</u>	Public Hearing	<u>May 23, 2002</u>
		Date of Adoption	<u>May 23, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-19

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 289, SECTION 36 OF THE BOROUGH OF FORT LEE CODE, ENTITLED "RESIDENTIAL PERMIT PARKING"

WHEREAS, the Borough of Fort Lee wishes to regulate use of the ShopRite parking lot until such time as any new project is built thereon;

WHEREAS, the Borough wishes residents of Fort Lee to be given unencumbered access thereto,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee, as follows:

Section I. Chapter 289, Section 36, of the Code of the Borough of Fort Lee, entitled "Residential Permit Parking," be and is hereby amended and supplemented by the addition thereto of the following:

- R. Temporary Usage of the Shop Rite Parking Lot, Block 2203, Lots 1 and 2. Until such time as the Borough undertakes construction on Lots 1 and 2, Block 2203, the premises be and are hereby designated as a temporary municipal parking lot, the use of which is to be regulated as follows: (1) persons with resident permit stickers shall be entitled to use this lot at no cost, without time limitation; (2) all other persons shall be entitled to use this lot without cost but for a limited time period not to exceed two hours; (3) any Fort Lee business wishing use of spaces(s) in this lot shall obtain a business sticker at the cost of \$40 per month, in accordance with the rules and regulations of the Parking Authority; (4) any and all other Borough employees may use this lot without restriction, but only with valid employee or police sticker.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

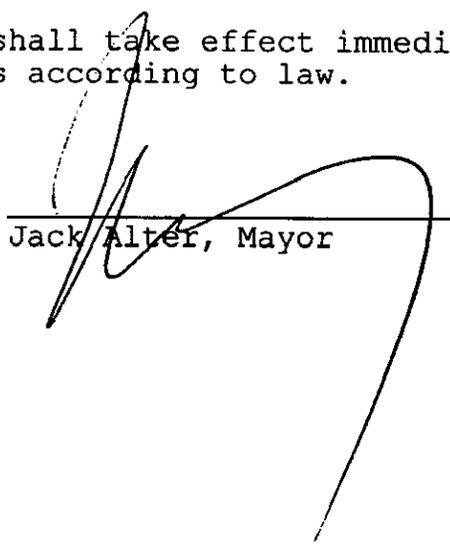
Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 289 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	J. Voss	Date of Introduction	May 9, 2002
Seconded	M. Villano	Public Hearing	May 23, 2002
		Date of Adoption	May 23, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-20

ORDINANCE AMENDING CHAPTER 1, SECTION 17 OF THE FORT LEE CODE, ENTITLED "GENERAL PENALTY," SO AS TO INCREASE MAXIMUM ALLOWABLE MUNICIPAL COURT FINES FROM \$1,000 TO \$1,250, AND TO CONFORM ALL OTHER VIOLATION AND PENALTY SECTIONS OF THE CODE

WHEREAS, the State Legislature has increased the maximum fine allowable in the municipal courts of the state from \$1,000 to \$1,250; and

WHEREAS, the Major and Council of the Borough of Fort Lee wishes to implement the increased fine, at the discretion of the Municipal Court;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOW:

Section I. Chapter 1, Section 17 of the Fort Lee Code, entitled "General Penalty - Maximum Penalty" be and the same is hereby amended to reflect that the maximum fine, upon conviction of any violation of the Fort Lee Code or any other ordinance where no specific penalty is provided, shall be raised from \$1,000 to \$1,250. Any and all other penalties set forth therein, including imprisonment for a period not exceeding 90 days, or both, shall not be affected by this increase in fine.

Section II. Chapter 159, Section 7 of the Fort Lee Code, entitled "Builders and Contractors," be and the same is hereby amended by the increase of the maximum fine from \$1,000 to \$1,250, plus any and all other penalties and fines set forth herein, All other portions of Chapter 159, Section 7, are hereby ratified and confirmed.

Section III. Chapter 169, Section 4 of the Fort Lee Code, entitled "Building Construction - Violations and Penalties," be and the same is hereby amended by the increase of the maximum fine from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein, All other portions of Chapter 169, Section 4, are hereby ratified and confirmed.

Section IV. Chapter 233, Section 5 of the Fort Lee Code, entitled "Graffiti - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein, All other portions of Chapter 233, Section 5, are hereby ratified and confirmed.

Section V. Chapter 258, Section 5 of the Fort Lee Code, entitled "Landscapers and Snowplowing Contractors - Fines; Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 258, Section 5, are hereby ratified and confirmed.

Section VI. Chapter 321, Section 15 of the Fort Lee Code, entitled "Unlawful Residential Premises-Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 321, Section 15, are hereby ratified and confirmed.

Section VII. Chapter 324, Section 34 of the Fort Lee Code, entitled "Rent Control - Anti-Harassment Provisions," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 324, Section 34, are hereby ratified and confirmed.

Section VIII. Chapter 324, Section 48 of the Fort Lee Code, entitled "Rent Control - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 324, Section 48, are hereby ratified and confirmed.

Section IX. Chapter 336, Section 50 of the Fort Lee Code, entitled "Sewers - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 336, Section 50, are hereby ratified and confirmed.

Section X. Chapter 352, Section 13 of the Fort Lee Code, entitled "Soil Management - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 352, Section 13, are hereby ratified and confirmed.

Section XI. Chapter 360, Sections 19 and 30 of the Fort Lee Code, entitled "Streets and Sidewalks - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines

set forth therein. All other portions of Chapter 360, Sections 19 and 30, are hereby ratified and confirmed.

Section XII. Chapter 365, Section 29 of the Fort Lee Code, entitled "Subdivision of Land-Selling Before Approval - Violations and Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 365, Section 29, are hereby ratified and confirmed.

Section XIII. Chapter 377, Section 11 of the Fort Lee Code, entitled "Tourist Lodges, Motels and Hotels - Additional Mandatory Penalties," be and the same is hereby amended to increase the fee from \$1,000 to \$1,250, plus any and all other penalties and fines set forth therein. All other portions of Chapter 377, Section 11, are hereby ratified and confirmed.

Section XIV. All other Borough ordinances not specifically noted above which indicate a maximum allowable fine of \$1,000 are hereby amended so as to increase the maximum allowable fine to \$1,250.

Section XV. If any sentence, section, clause or other portion of this ordinance or the application thereof to any person or circumstance shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgement shall not affect, impair or repeal the remainder of this ordinance.

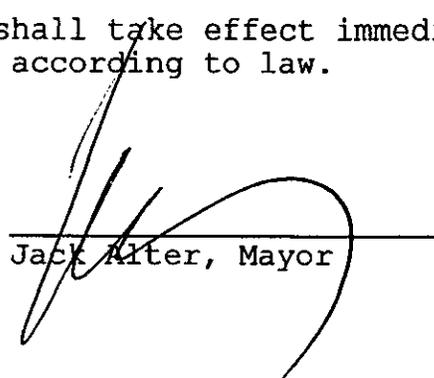
Section XVI. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of any such inconsistency.

Section XVII. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	J. Voss	Date of Introduction	May 9, 2002
Seconded	M. Valente	Public Hearing	May 23, 2002
		Date of Adoption	May 23, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-21

**AN ORDINANCE AMENDING SALARY ORDINANCE #2002-15
ESTABLISHING SALARIES AND WAGES FOR BLUE COLLAR
EMPLOYEES**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I The following are adjustments to the Blue Collar Salary Ordinance that was finally adopted by the governing body of the Borough of Fort Lee on April 25, 2002.

- SECTION II**
- Schedule A-1, Grade 15, Step D, Current Salary \$54,244 - Amended Salary \$56,309
 - Schedule A-2, Grade 16, Step G, Current Salary \$67,417 - Amended Salary \$67,420
 - Schedule A-3, Grade 16, Step G, Current Salary \$69,777 - Amended Salary \$69,779
 - Schedule A-4, Grade 16, Step G, Current Salary \$72,219 - Amended Salary \$72,221

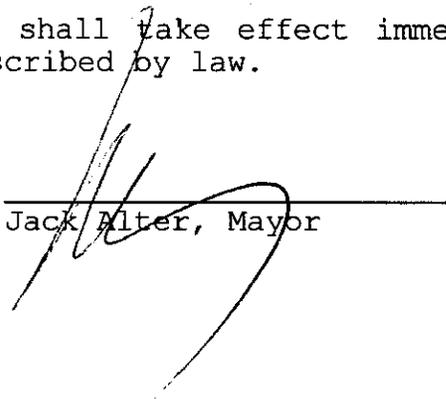
SECTION III This ordinance shall supersede any other salary ordinance for members of the **Blue Collar Bargaining Unit Employees**.

SECTION IV This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk


Jack Alter, Mayor

Introduced	J. Voss	Date of Introduction	May 9, 2002
Seconded	M. Villano	Public Hearing	May 23, 2002
		TABLED	MAY 23, 2002
		Date of Adoption	

BOROUGH OF FORT LEE

ORDINANCE # 2002-22

AN ORDINANCE AMENDING SALARY ORDINANCES 1999-23, 2001-17 AND 2001-41 AND ESTABLISHING SALARIES AND WAGES FOR THE BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR/TREASURER, TAX ASSESSOR AND BOROUGH ADMINISTRATOR

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I All full time non-union employees except the Borough Administrator shall receive salaries for 2002, 2003, 2004 and 2005 as authorized upon by the Mayor and Council in the following manner:

TITLE

<u>FULL TIME ANNUAL</u>	<u>2002</u> <u>Minimum</u>	<u>2003</u> <u>Minimum</u>	<u>2004</u> <u>Minimum</u>	<u>2005</u> <u>Minimum</u>
Borough Clerk	83,166	86,451	89,642	92,945
Chief Financial Officer	26,141	27,287	28,408	29,568
Tax Collector/Treasurer	63,433	65,978	68,453	71,014
Tax Assessor	80,853	84,051	87,158	90,374

SECTION II BE IT FURTHER ORDAINED that the Borough Administrator shall receive the following salary in the calendar year 2002 as authorized by the Mayor and Council in the following manner:

TITLE

<u>FULL TIME ANNUAL</u>	<u>2002</u> <u>Minimum</u>
Borough Administrator	\$133,796

SECTION III This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Jack Alter, Mayor

Neil Grant, Borough Clerk

Introduced	<u>M. VILLANO</u>	Date of Introduction	<u>May 9, 2002</u>
Seconded	<u>J. VOSS</u>	Public Hearing	<u>May 23, 2002</u>
		Date of Adoption	<u>May 23, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-23

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR PRELIMINARY EXPENSES IN CONNECTION WITH THE PROPOSED ANDERSON POINT PARK IN THE BOROUGH OF FORT LEE, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING \$475,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$500,000, including the sum of \$25,000 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$475,000 pursuant to the Local Bond

Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purpose for the financing of which the bonds are to be issued are the preliminary expenses, including architectural and engineering and related services, in connection with the proposed Anderson Point Park in the Borough, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross

debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$475,000 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$500,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Introduced	T. Meyers	Date of Introduction	May 9, 2002
Seconded	J. Voss	Public Hearing	May 23, 2002
		Postponed:	June 13, 2002
		Date of Adoption	(TABLED) June 13, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-24

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 345, SECTION 22, OF THE CODE OF FORT LEE, ENTITLED "SITE PLAN REVIEW - OTHER REQUIRED IMPROVEMENTS," SO AS TO REQUIRE REPLACEMENT OF TREES IN THE EVENT OF REMOVAL AND/OR DESTRUCTION IN CONNECTION WITH DEVELOPMENT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Chapter 345, Section 22, entitled "Site Plan Review - Other Required Improvements," be and the same is hereby amended and supplemented by the addition thereto of the following:

H. Replacement of Trees. Provision shall be made for the replacement of any tree removed or destroyed during any development, subdivision, renovation or other improvement of real property, whether a site plan is required or not. The property owner shall be compelled to replace any tree so removed or destroyed by replanting a tree of similar size on the lot. The only exception to this requirement shall be in the event of removal of a tree on an existing owner-occupied single-family or two-family residential parcel, where the property is not being redeveloped or otherwise improved or expanded.

Section II. All other parts, portions and provisions of Chapter 345 of the Code of the Borough of Fort Lee not inconsistent with the terms hereof be and the same are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

Section III. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Jack Alter, Mayor

Neil Grant, Borough Clerk

Introduced	J. Voss	Date of Introduction	May 23, 2002
		Public Hearing	June 27, 2002
Seconded	M. Villano	Date of Adoption	June 27, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-25

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR PHASE I OF THE COMBINED STORMWATER AND SANITARY SEWER SEPARATION PROJECT IN THE BOROUGH, APPROPRIATING \$7,187,250 THEREFOR, AND AUTHORIZING \$7,187,250 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$7,187,250 comprised of bonds or notes authorized herein. No down payment is required in connection with the authorization of bonds and notes pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance authorizes obligations in accordance with N.J.S.A. 40A:2-7(d).

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$7,187,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for phase I of the combined stormwater and sanitary sewer separation project in the Borough of Fort Lee, as described in plans on file in the office of the Borough Clerk.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of

delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$7,187,250 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$1,412,250 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the Borough solely for a purpose described in N.J.S.A. 40A:2-7(d). This purpose is in the public interest and is for the health, welfare, convenience or betterment of the inhabitants of the Borough. The amounts to be expended for this purpose pursuant to this bond ordinance are not unreasonable or exorbitant, and the issuance of the obligations authorized by this bond ordinance will not materially impair the credit of the Borough or substantially reduce its ability to pay punctually the principal of and the interest on its debts and to supply other essential public improvements and services. The Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey has heretofore made a determination to this effect and has caused its consent to be endorsed upon a certified copy of this bond ordinance as passed upon first reading.

(f) The Borough reasonably expects to commence the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are applied to the payment of obligations issued pursuant to this bond ordinance.

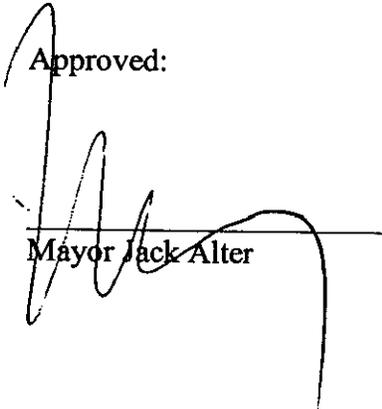
Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

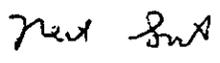
Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Neil Grant
Borough Clerk

Introduced	<u>J. Voss</u>	Date of Introduction	<u>May 23, 2002</u>
Secinded	<u>M. VILLANO</u>	Public Hearing	<u>June 27, 2002</u>
		Date of Adoption	<u>June 27, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-26

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 261, SECTION 21 OF THE FORT LEE CODE, ENTITLED "LAND USE PROCEDURES - EXPIRATION OF VARIANCE"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, as follows:

Section I. Chapter 261, Section 21, of the Code of the Borough of Fort Lee, entitled "Land Use Procedures - Expiration of Variance," be and the same is hereby amended and supplemented by the addition thereto of the following:

The running of the period of limitation herein provided shall also be tolled for a period not to exceed six months, upon request to the Board of Adjustment, if the developer proves to the reasonable satisfaction of the Board that the developer was barred or prevented, directly or indirectly, from proceeding with the development because of delays in obtaining legally required approvals from other governmental entities and that the developer applied promptly for, and diligently pursued, those approvals. A developer shall apply for the extension before the expiration of the 18-month period, from the date of publication of the notice of the judgment.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

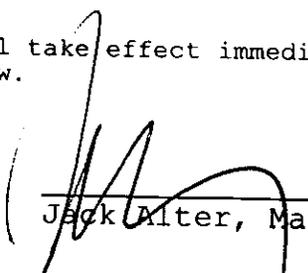
Section III. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions and provisions of Chapter 261 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced <u>M. VILLANO</u>	Date of Introduction <u>May 23, 2002</u>
Seconded <u>J. GOLDBERG</u>	Public Hearing <u>June 27, 2002</u>
	Date of Adoption <u>June 27, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE #2002-27

AN ORDINANCE AMENDING CHAPTER 324 OF THE BOROUGH OF FORT LEE CODE ENTITLED "RENT CONTROL"

WHEREAS, the Rent Control Board of the Borough of Fort Lee has requested that certain minor amendments be made to the Borough's rent control ordinance; and

WHEREAS, the Mayor and Council deems it appropriate to state and clarify the ordinance as requested by the Board,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

Section I. Chapter 324, Section 2(D) is hereby amended so that same shall hereinafter read as follows:

D. The Borough's Rent Leveling Administrator is hereby empowered with the authority to hear and determine all applications for qualification as a senior citizen or disabled person.

Section II. Article IX of the Fort Lee rent control ordinance presently entitled, "Senior Citizens and Disabled Persons," shall hereinafter be entitled "Applications for Reduced Rent Increase Percentages."

Section III. The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof, or any other part, portion or provision of Chapter 324.

Section IV. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions and provisions of Chapter 324 are hereby ratified and confirmed, except where inconsistent herewith.

Section V. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant
Neil Grant, Borough Clerk

Jack Alter
Jack Alter, Mayor

Introduced	<u>J Voss</u>	Date of Introduction	<u>June 13, 2002</u>
Seconded	<u>M VILLANO</u>	Public Hearing	<u>June 27, 2002</u>
		Date of Adoption	<u>June 27, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-28

ORDINANCE DELINEATING DRUG ENFORCEMENT ZONES 1000 FEET RADIUS FROM SCHOOLS AND PUBLIC FACILITIES DRUG FREE ZONES 500 FEET FROM ANY PUBLIC HOUSING, PUBLIC PARK OR PUBLIC BUILDING

WHEREAS, the State of New Jersey has designated Drug Enforcement Zones as being those areas within 1000 feet of schools and Public Facilities Drug Free Zones as being those areas within 500 feet of any public housing, public park or public building

WHEREAS, Boswell McClave, Borough Engineer, has prepared a drug-free zone map and a public facilities drug-free zone map; and

WHEREAS, the Mayor and Council wishes to accept the maps for enforcement purposes,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that the governing body does hereby confirm and accept the attached Borough's drug-free zone map, which illustrates all properties within 1000 feet of any public school; and

BE IT FURTHER RESOLVED that the Mayor and Council hereby confirms and accepts the attached public facilities drug-free zone map, which indicates all properties within 500 feet of any public housing, public park or public building.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	M. VILLANO	Date of Introduction	June 13, 2002
Seconded	J. VOSS	Public Hearing	June 27, 2002
		Date of Adoption	June 27, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-29

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 69 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES" - ADDITION OF HANDICAPPED PARKING SPACE AT 217 RIVERDALE DRIVE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I. Chapter 388, Sections 14 and 69, are hereby amended and supplemented so as to add the following as a handicapped parking space:

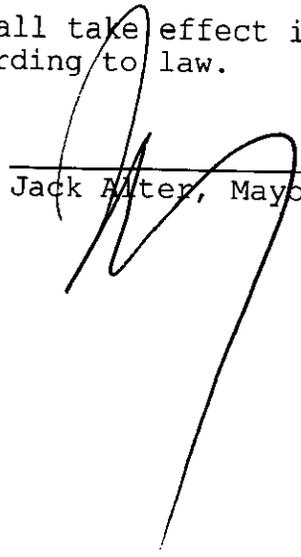
"388-69: Along the north curb line of Riverdale Drive, beginning at a point 220 feet west of the northwest curb apex of Riverdale Drive and Palisade Avenue, and continuing 25 feet west of the same point.

Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:


 Jack Alter, Mayor


 Neil Grant
 Borough Clerk

Introduced	M. V. Jucavage	Date of Introduction	June 27, 2002
Seconded	J. Voss	Public Hearing	July 25, 2002
		Date of Adoption	July 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-30

AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 99-21, ENTITLED "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE ENTITLED "LAND USE PROCEDURES" BY ADDING A NEW SECTION ENTITLED AFFORDABLE HOUSING DEVELOPMENT FEES

WHEREAS, the intention of Ordinance #99-21 was to exempt one- and two-family homes that added square footage but no additional dwelling units from payment of the affordable housing development fee; and

WHEREAS, Ordinance #99-21, by its terms, did not exclude the development of new one- and two-family houses; and

WHEREAS, the Mayor and Council wishes to clarify the language and intent of Ordinance #99-21 (codified at Chapter 261, Section 50 (E));

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE that:

Section I. Ordinance #99-21, codified at Chapter 261, Section 50 (E), be and the same is hereby repealed and replaced with the following:

261-50 (E). Any addition to existing single or two-family homes that do not result in any additional dwelling units shall be exempt from paying a development fee. However, any new construction (as opposed to additions or renovations) of a single or two-family residence shall not be exempt.

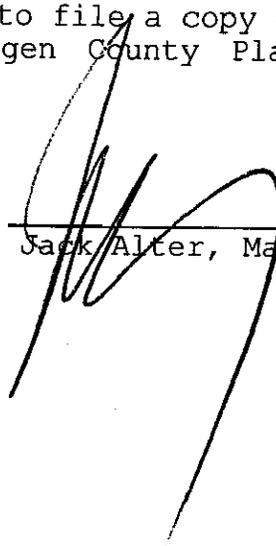
Section II. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions and provisions hereof are hereby ratified and confirmed, except where inconsistent herewith.

Section III. The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

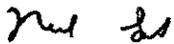
Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

Section VI. The Borough Clerk is hereby directed to give notice at least 10 days prior to the hearing on the adoption of this Ordinance to the Bergen County Planning Board and to all others entitled thereto, pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this ordinance after public hearing thereof, the Borough Clerk is further directed to publish notice of the passage thereof and to file a copy of this ordinance as finally adopted with the Bergen County Planning Board, as required by N.J.S.A. 40:55D-16.

ATTEST:



Jack Alter, Mayor



Neil Grant
Borough Clerk

Introduced	J Voss	Date of Introduction	June 27, 2002
Seconded	M. Veloso	Public Hearing	July 25, 2002
		Date of Adoption	July 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-31

**AN ORDINANCE ESTABLISHING CHAPTER 156
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE**

CHAPTER 156: TREE REMOVAL AND REPLACEMENT

WHEREAS, the Mayor and Council of the Borough of Fort Lee find that the indiscriminate and uncontrolled destruction and removal of trees has adversely affected both the visual and natural environment within the Borough; and

WHEREAS, the Mayor and Council of the Borough of Fort Lee find that the regulation and control over the removal or destruction of trees will protect the health, safety and general welfare of the residents of the Borough;

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

§156-1. Purpose. It is the purpose of this ordinance to prevent environmental degradation; to preserve existing natural resources; to control the indiscriminate and excessive cutting and destruction of trees; to prevent the destruction of the aesthetic character of established neighborhoods within the Borough; and to provide for the replacement of trees when removed.

§156-2. Regulated Trees. As used in this ordinance, the word "tree" shall mean any woody plant having a diameter greater than 8 inches as measured at a height of four feet from existing grade (i.e., at its base).

§156-3. Prohibited Activities. It shall be unlawful to remove, destroy or substantially alter in such a way as to impair or endanger the life of any tree without first obtaining a tree removal permit.

§156-4. Permitted Activities. The cutting, pruning or trimming of trees in a manner which is not harmful to the health of the tree and which will not endanger the tree's continued vitality is permitted.

§156-5. Application Requirements. Except as provided in §156-7 and §156-8 herein, all applications for a tree removal permit shall be filed with the Borough's Construction Official, who shall maintain an index of all such applicants. Applicants shall be required to submit the following information: name and address; tax block and lot; description of the property; purpose for the proposed tree removal; tree species, size and condition; a sketch, indicating the location of the tree(s) proposed for removal in relation to all structures on the property; and a filing fee in the amount of \$75 per tree to be removed.

§156-6. Criteria for Tree Removal and Permit Procedure. Upon the filing of an application for a tree removal permit under §156-5 herein, and prior to the issuance of a tree removal permit, the Borough's Construction Official shall inspect the property which is the subject of the application, and in particular the tree(s) to be removed. The Construction Official shall issue a tree removal permit provided one or more of the following criteria are met:

- (1) the tree is dead, diseased or in danger of falling;
- (2) the tree interferes with necessary utility service;
- (3) the tree creates an unsafe condition or poses a threat to public health and safety;
- (4) the tree conflicts with other municipal ordinances or regulations.

§156-7. Requirements and Permit Procedure for Site Plan and Subdivision Applications. Upon application for site plan/subdivision approval which would cause the removal or destruction of any tree, an applicant shall be required to submit following:

- (1) A plot plan or survey showing the location of all trees on the property and any other existing or proposed structures;
- (2) Identification of all trees to be retained and/or removed, including their species, size and condition.

For any site plan or subdivision application requiring Planning Board or Zoning Board of Adjustment approval that also involves an application for a tree removal permit, the application shall be submitted to either the Planning Board or Zoning Board of Adjustment, as applicable, which shall have the responsibility for approving any tree removal, and which shall advise the Borough's Construction Official in writing of any such approval. The Construction Official shall be responsible for issuing the tree removal permit.

All applicants for a tree removal permit under this section shall comply with the requirements set forth in §156-9 herein.

§156-8. Requirements and Permit Procedures for Other Development Applications. Upon application for a building permit which would cause the removal or destruction of any tree, an applicant shall be required to submit an application to the Borough's Construction Official for a tree removal permit, together with a plot plan or survey showing the location of the trees to be removed, and indicating their species, size and condition. The Construction Official shall be responsible for issuing the tree removal permit, provided the applicant complies with the requirements set forth in §156-9 herein.

For any development application that requires an application for a tree removal permit and also requires variance approval from the Zoning Board of Adjustment (but does not also involve an application for site plan or subdivision approval), the application shall be submitted to the Zoning Board of Adjustment, together with a plot plan or survey showing the location of tree(s) to be removed and indicating their species, size and condition. The Zoning Board of Adjustment shall have the responsibility for approving any tree removal, and shall advise the Borough's Construction Official in writing of any such approval. The Construction Official shall be responsible for issuing the tree removal permit, provided the applicant complies with the requirements set forth in §156-9 herein.

§156-9. Requirements for Tree Replacement and/or Mitigation. In connection with any trees to be removed under §156-7 and §156-8 herein to accommodate buildings, driveways, parking areas, lawn and recreation areas, etc., the following replacement/mitigation standards shall apply:

- (1) For every one tree removed, one replacement tree shall be provided on-site;
- (2) Replacement trees shall be minimum 2½" caliper nursery grade stock and of the same species of the tree to be removed; or alternatively, a species that is native to the area;
- (3) Where on-site replacement is not feasible, the applicant shall be required to pay a fee to the municipal tree replacement fund in an amount equal to \$250 per tree to be removed.

§156-10. Fines. Any person who removes one or more trees without a permit shall be subject to a \$1,250 fine or a jail term not to exceed 30 days, or both. Each tree removed without a permit shall be considered a separate violation.

§156-11. Severability. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

§156-12. Effective Date. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	<u>J. Voss</u>	Date of Introduction	<u>June 27, 2002</u>
Seconded	<u>M. Villano</u>	Public Hearing	<u>July 25, 2002</u>
		Date of Adoption	<u>July 25, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-32

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 345 "SITE PLAN REVIEW" AND CHAPTER 365 "SUBDIVISION OF LAND" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Chapter 345, "Site Plan Review," and Chapter 365, "Subdivision of Land," of the Revised General Ordinances of the Borough of Fort Lee be amended by adding the following sections:

- 345-17.C. All applications for site plan approval shall comply with the submission requirements set forth under Chapter 156, "Tree Removal and Replacement," of the Revised General Ordinances of the Borough of Fort Lee.
- 345-22.H. Tree Removal and Replacement. All applications for site plan approval shall comply with Chapter 156, "Tree Removal and Replacement," of the Revised General Ordinances of the Borough of Fort Lee.
- 365-4.C. All applications for subdivision approval shall comply with the submission requirements set forth under Chapter 156, "Tree Removal and Replacement," of the Revised General Ordinances of the Borough of Fort Lee.
- 365-14.C. All applications for subdivision approval shall comply with Chapter 156, "Tree Removal and Replacement," of the Revised General Ordinances of the Borough of Fort Lee.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	J. VOSS	Date of Introduction	June 27, 2002
Seconded	M. VILLANO	Public Hearing	July 25, 2002
		Date of Adoption	July 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-33

**AN ORDINANCE AMENDING SALARY ORDINANCE #99-24
PROVIDING SALARIES FOR POLICE OFFICERS**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: All Police Officers hired before January 1, 2002, covered by the Fort Lee PBA Local 245 labor contract shall receive salaries during the period from January 1, 2003 through December 31, 2006, as set forth herein as Schedule A.

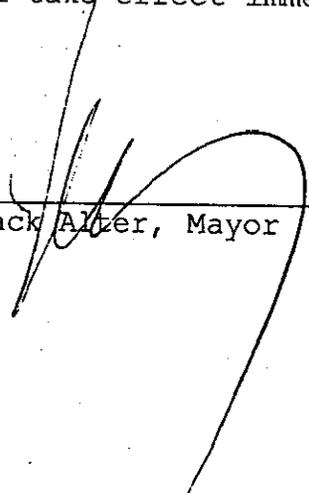
SECTION II: All Police Officers hired after January 1, 2002, covered by the Fort Lee PBA Local 245 labor contract shall receive salaries during the period from January 1, 2003 through December 31, 2006, as set forth herein as Schedule B.

SECTION III This Ordinance shall take effect immediately upon passage and publication.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

BOROUGH OF FORT LEE

POLICE BASE SALARIES

SCHEDULE A-1

<u>Rank</u>	<u>1/1/2003</u>	<u>1/1/2004</u>	<u>1/1/2005</u>	<u>1/1/2006</u>
Patrolman:				
Academy	\$28,920	\$30,005	\$31,055	\$32,141
Patrolman 4th Grade	61,290	63,588	65,814	68,117
Patrolman 3rd Grade	67,040	69,554	71,988	74,508
Patrolman 2nd Grade	72,547	75,268	77,902	80,629
Patrolman 1st Grade	81,799	84,866	87,836	90,910
Sergeant	89,978	93,352	96,619	100,001
Lieutenant	98,977	102,689	106,283	110,003
Captain	108,874	112,957	116,910	121,002

BOROUGH OF FORT LEE

POLICE BASE SALARIES

SCHEDULE A-2

EMPLOYEES HIRED ON OR AFTER 1/1/2002

	<u>1/1/2003</u>	<u>1/1/2004</u>	<u>1/1/2005</u>	<u>1/1/2006</u>
Academy	\$28,920	\$30,005	\$31,055	\$32,141
Patrolman 5th Grade	40,970	42,506	43,994	45,534
Patrolman 4th Grade	46,994	48,756	50,462	52,228
Patrolman 3rd Grade	54,225	56,258	58,228	60,266
Patrolman 2nd Grade	66,275	68,760	71,167	73,658
Patrolman 1st Grade	81,799	84,866	87,836	90,910
Sergeant	89,978	93,352	96,619	100,001
Lieutenant	98,977	102,689	106,283	110,003
Captain	108,874	112,957	116,910	121,002

Introduced	J. VESS	Date of Introduction	June 27, 2002
Seconded	M. VILLANO	Public Hearing	July 25, 2002
		Date of Adoption	July 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-34

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE MAIN STREET MUNICIPAL PARKING LOT AND RELATED EXPENSES, BY THE BOROUGH OF FORT LEE, APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING \$427,500 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$450,000, including the sum of \$22,500 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$427,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purpose for the financing of which the bonds are to be issued are improvements to the Main Street municipal parking lot, including, but not limited to, drainage, lighting, paving and curbing improvements, and including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of

delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$427,500 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof, including the Community Development Block grant expected to be received in the amount of \$100,000, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

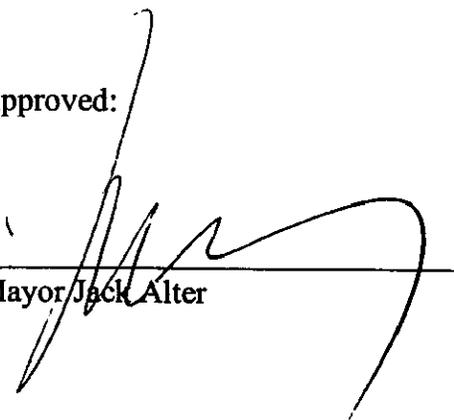
Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Neil Grant
Borough Clerk

Introduced	J. Voss	Date of Introduction	June 27, 2002
Seconded	M. Villano	Public Hearing	July 25, 2002
		Date of Adoption	July 25, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-35

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR STREETScape IMPROVEMENTS TO VARIOUS STREETS BY THE BOROUGH OF FORT LEE, APPROPRIATING \$1,175,000 THEREFOR AND AUTHORIZING \$1,116,250 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$1,175,000, including the sum of \$58,750 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,116,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued are streetscape improvements to various streets in the Borough, as set forth on a list on file in the Clerk's office, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or

amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,116,250 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$84,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the

bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof, including the \$250,000 grant expected to be received from the New Jersey Department of Transportation, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:

Mayor/Jack Alter

Attest:

Neil Grant

Neil Grant
Borough Clerk

Introduced	J. VOSS	Date of Introduction	July 25, 2002
Seconded	M. VILANO	Public Hearing	August 22, 2002
		Date of Adoption	August 22, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-36

AN ORDINANCE AMENDING SALARY ORDINANCE #2002-14 AND ESTABLISHING SALARIES AND WAGES FOR WHITE COLLAR EMPLOYEES AND CERTAIN NON-UNION EMPLOYEES

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Ordinance #2002-14 is hereby amended as follows:

SECTION I White Collar Personnel Schedule "A" shall be amended to delete the following two titles:

1. Tax Clerk Typing/Deputy Treasurer
2. Assistant Tax Assessor

SECTION II White Collar Personnel Schedule "A" shall be amended to included the following two new titles and their respective salaries for the years 2002 through 2005.

<u>TITLE</u>	<u>2002 Minimum</u>	<u>2003 Minimum</u>	<u>2004 Minimum</u>	<u>2005 Minimum</u>
Senior Tax Clerk Typing/ Deputy Treasurer	45,695	47,409	49,068	50,786
Senior Assistant Assessor	69,980	72,604	75,146	77,776

SECTION III The salary ranges for the following positions will be as follows:

<u>TITLE</u>	<u>2002 through 2005</u>
Senior Tax Clerk Typing/ Deputy Treasurer	40,000 to 60,000
Senior Assistant Assessor	65,000 to 85,000
Clerk Typist	21,000 to 50,000
Principal Clerk Typist	27,000 to 50,000
Senior Clerk Typist	27,000 to 50,000

SECTION IV This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	J. Cerveni	Date of Introduction	July 25, 2002
Seconded	J Voss	Public Hearing	August 22, 2002
		Date of Adoption	August 22, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-37

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 69 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES" - ADDITION OF HANDICAPPED PARKING SPACE IN FRONT OF 2051 EDWIN AVENUE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I. Chapter 388, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

"388-69: Along the west curb line of Edwin Avenue, beginning at the point 100 feet south of west curb apex of Edwin Avenue and Lewis Street and continuing 25 feet south of same point.

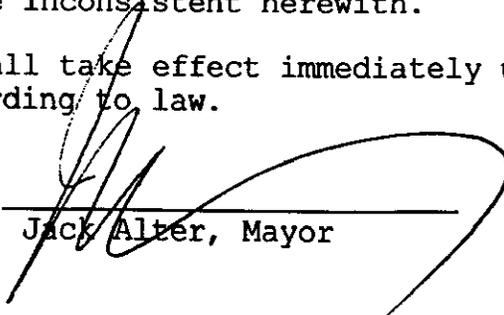
Placement of Handicapped Parking space in front of 2051 Edwin Avenue

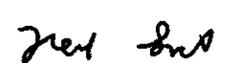
Section II. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III. In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV. This Ordinance shall take effect immediately upon final passage and publications according to law.

ATTEST:


 Jack Alter, Mayor

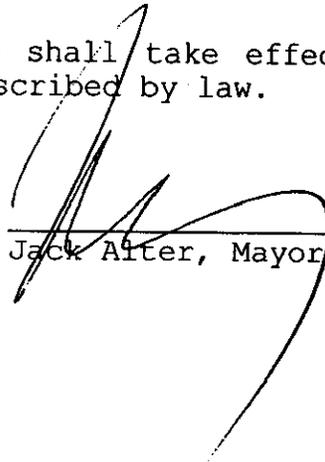

 Neil Grant, Borough Clerk

SECTION IV This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Aiter, Mayor

Introduced	J. VESS	Date of Introduction	July 25, 2002
Seconded	M. VILLANO	Public Hearing	August 22, 2002
		Date of Adoption	August 22, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-38

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 410
"ZONING" OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF FORT LEE**

WHEREAS, the Planning Board of the Borough of Fort Lee recently prepared and adopted a 2001 Master Plan Reexamination; and

WHEREAS, in its Master Plan Reexamination, the Planning Board recommended that the Borough undertake a complete reevaluation of its zoning code; and

WHEREAS, the Borough's zoning code presently includes provisions relating to signs under Article XII; and

WHEREAS, the Mayor and Council of the Borough of Fort Lee are desirous of advancing the recommendations of the Planning Board; and

WHEREAS, the Mayor and Council of the Borough of Fort Lee have concluded that there is a need to amend the current zoning code as it pertains to the regulation of "signs";

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

Section 1 §410-7. "Definitions" is amended by deleting the following:

SIGN [Amended 9-28-2000 by Ord. No. 200-35] — a name, identification, description, display or illustration which is affixed to or painted, printed or represented directly or indirectly upon a building, structure, realty, awning, canopy or the like and which directs attention to an object, product, place, activity, person, institution, organization or business. However, "sign" shall not include any display or official court or public office notices nor any official traffic control device, nor shall it include the flag, emblem or insignia of a nation, state, county, municipality, school or religious group. A "sign" shall not include a sign located completely within an enclosed building except for illuminated or animated signs within show windows. Each display surface of a sign shall be considered to be a sign. Signs shall be categorized according to the following structural types:

- A. **ADVERTISING SIGN** — A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered elsewhere than upon the same lot on which the sign is located.
- B. **AREA** — The surface area of a sign computed by drawing a rectangle touching the outermost edges of letters or numbers comprising the sign or the area established by reason of distinctive variation in background color by borders or by some other equivalent manner, whichever is greater.
- C. **AWNING** — A projected cover over the front fascia of a building, that projects not more than three feet. An awning is made up of a composition of materials self supported to the building only, utilizing no vertical legs or ground supports. An awning may be used for signage where applicable in this chapter.
- D. **BUSINESS SIGN** — A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered upon the same lot.
- E. **DIRECTORY SIGN** — A sign which lists the names of more than one business, office or profession of the building to which it is attached.
- F. **FLASHING SIGN** — An illuminated sign on which the artificial light is not maintained constant in intensity and color while in use.
- G. **GROUND SIGN** — A sign not attached to a building or structure other than a structure used exclusively for the support of said sign.
- H. **HEIGHT** — The vertical dimensions of a sign.
- I. **ILLUMINATED SIGN** — Any sign designed to give forth any artificial light or to reflect such light from any source.
- J. **INSTITUTIONAL SIGN** — A sign directing attention to a religious, charitable, educational or fraternal organization located upon the same lot.
- K. **LENGTH** — The horizontal dimension of a sign.
- L. **OCCUPANCY SIGN** — A sign identifying the number or common name of the building or structure located on the same lot.
- M. **POLITICAL CAMPAIGN SIGN** — A temporary sign which directs attention to a candidate or slate of candidates for a local, county, state or national elective office or an issue or issues for public consideration in any primary, general school board or special election.
- N. **PROFESSIONAL SIGN** — A sign directing attention to the office of a recognized profession located on the same lot.
- O. **PROJECTING SIGN** — A sign which projects more than eight inches from the building to which it is attached or which has numbers or letters upon its perpendicular projection from the building.

- P. ROOF SIGN — A sign erected, constructed or maintained on or above the roof of any building.
- Q. SANDWICH SIGN — A ground sign the two sides of which are not parallel to each other.
- R. VACANCY SIGN — A sign offering for sale, rent or lease part or all of the premises on which it is located.
- S. WINDOW SIGN — A sign located on the interior side of a window of a building.

Section 2 Article XII — Signs is deleted in its entirety and replaced with the following:

**ARTICLE XII
Signs**

§410-49. General.

- A. Purpose. The purpose of these sign regulations is to preserve the public health, welfare and/or safety within the Borough of Fort Lee by the following:
 - (1) Promotion of safety on highways and roadways by:
 - (a) Establishment of a clear and orderly pattern of signs that are appropriately designed to be compatible and not competitive with other signs;
 - (b) Reduction of obstructions, distractions and other conditions which cause confusion or otherwise threaten to compromise pedestrian and vehicular safety;
 - (c) Promotion of ready identification of governmental and institutional sites and events;
 - (d) Coordination of signs with prevailing speed limits and highway or roadway conditions.
 - (2) Promotion and protection of the Borough's visual resources by:
 - (a) Creation of a pleasing streetscape;
 - (b) Encouragement of artistic, creative, expressive and distinctive signage of appeal and quality appropriate to the respective environs;
 - (c) Encouragement of signage compatible and reflective of desirable architectural buildings and features;
 - (d) Eradication and prevention of visual clutter caused by the competitive proliferation of signs, disorderly placement, excessive height, size and illumination and redundancy.
 - (3) Promotion of commerce in Fort Lee by:
 - (a) Affording each Borough profession, business, industry and service a fair and protected opportunity to communicate, identify and safely and effectively direct

traffic to its site by means which are expressive of identity and appropriate to the nature of the enterprise and the surroundings;

- (b) Creating a distinctive commercial environment which attracts business because of a heightened visual quality and image.

B. Definitions. For the purposes of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section.

AWNING. A rooflike cover made of nylon, canvas, or other such material or fabric that projects from the wall of a building for the purpose of shielding a doorway or window from the elements.

BANNER. A temporary paper, plastic, or cloth device hung to attract attention to a business or special event.

BILLBOARD. A sign that advertises products or services which are not on the premises of the owner or place of business to which they apply. Billboards may include signs attached to walls and those otherwise attached to buildings and structures, as well as those not attached to buildings and supported by uprights or braces on the ground.

BILLBOARD SIGN EXTENSION (a.k.a. CUT-OUT). A billboard advertising copy design element that protrudes beyond the confines of a billboard sign face area.

BUILDING INSPECTOR. The Building Inspector of the Borough or his designee.

BOROUGH. The Borough of Fort Lee.

CONSTRUCTION OFFICIAL. The Construction Official of the Borough or his designee or other authorized agency.

ELECTRONIC MESSAGE CENTERS. A sign whose alphabetic, graphic, or symbolic informational content can be changed or altered on a fixed display surface, composed of electrically illuminated or mechanically-driven changeable segments either by means of pre-programming or by computer-driven electronic impulses.

ERECT. To build, construct, reconstruct, attach, hang, re-hang, alter, place, affix, enlarge, move or relocate.

FLAG. Any fabric or bunting containing distinctive colors, patterns or symbols.

FLAG, OFFICIAL. Any flag of the United States, the State of New Jersey, the County of Bergen, the Borough of Fort Lee, or any other governmental unit or recognized non-profit organization.

FLAG, TRADEMARK. Any flag that displays only a registered trademark, logo, corporate name or any combination of the former three. No other wording or display of any kind shall be considered a trademark flag.

FRONTAGE. The side of a lot abutting a street; the front lot line. On lots with multiple street fronts, the frontage shall include the length of the lot abutting all such streets.

GARAGE SALE. The offering for sale of multiple items of personal property on property designed, used or intended as a residence.

GASOLINE SERVICE STATION. Any business that dispenses, or is designed, used, or intended to dispense, gasoline and oil for use in motor vehicles and boats.

GASOLINE SERVICE STATION CANOPY. A freestanding structure located on the same premises as a gasoline service station affording protection from the elements to persons or property there under.

PARKING AUTHORITY. The Parking Authority of the Borough of Fort Lee.

PLINTH. A monument sign base that rests directly on the ground designed as a support unit, architectural unit, or decorative design element.

SIGN. Any object, device, display or structure or part thereof, situated outdoors or indoors, which is used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event, or location by any means, including words, letters, figures, designs, symbols, fixtures, colors, illumination or projected images, but excluding the American flag or other governmental flags, athletic scoreboards on school premises, or official announcements and signs of government.

SIGN, ABANDONED. A sign that, after a period of thirty (30) days, no longer correctly directs or exhorts any person, advertises a bona fide business, lessor, owner, project or activity conducted or product available on the premises where such sign is displayed.

SIGN, ADVERTISING. A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered elsewhere than upon the same lot on which the sign is located.

SIGN, ANIMATED. Any sign that includes action or motion, or any changes in physical position of its whole or parts or a change in light intensity by rotation or movement.

SIGN, AWNING. A sign that is painted, mounted or otherwise permanently affixed to an awning.

SIGN, BUSINESS. A sign which directs attention to a business, commodity, service or entertainment conducted, sold or offered upon the premises where the sign is located.

SIGN, CHANGEABLE COPY. Any sign designed to allow the sign copy to be changed or altered without undertaking a physical alteration to the sign (such as changing sign panels or repainting the sign), i.e. through the use of movable letters, electronic displays, interchangeable parts, or other means. Changeable copy does not include copy pertaining to the business, occupation, or tenant advertised or identified.

SIGN, CONSTRUCTION INFORMATION. A temporary sign used during the construction of new buildings or reconstruction of or additions to existing buildings, which identifies the project or future use of a site and provides information denoting the owner, architect, engineer, contractor, financing institutions or similar individuals or firms having a role or interest in the project.

SIGN COPY. The wording or graphics on a sign surface.

SIGN, DAILY ADVERTISING. A freestanding sign (e.g., A-frame, sandwich boards) that is displayed during hours in which a business is open and removed during hours in which a business is closed.

SIGN, DIRECTIONAL. A sign that is limited to directional messages principally for vehicular or pedestrian traffic or other movement.

SIGN, DIRECTORY. A sign listing the tenants or occupants of a building or group of buildings that may indicate their respective professions or business activities, and containing two (2) or more names within a single sign.

SIGN, DRIVE-THRU MENU BOARD. A sign displaying food, beverages or other services, offered for sale at a business with drive-thru service, and located adjacent to the drive-thru lane on the premises upon which such service is offered.

SIGN, FLASHING. Any sign which contains an intermittent or flashing light source, or which includes the illusion of intermittent or flashing light by means of animation, or an externally mounted intermittent light source. Automatic changing signs such as public service time, temperature and date signs or electronically controlled message centers are not defined as "flashing signs."

SIGN, FLUTTERING. A sign which flutters or is made of flexible materials which moves with the wind or by some other artificial means, including, but not limited to, pennants, banners, balloons, spinning devices, streamers, and flags other than official and trademark flags.

SIGN, FREESTANDING. Any sign supported by structures or supports that is placed on, or anchored in, the ground and that is independent from any building or other structure, but excluding monument signs.

SIGN, GARAGE SALE. A sign posted on a residential lot on which the garage sale is to be held.

SIGN, GASOLINE SERVICE STATION PRICE. A sign containing thereon the price per gallon of gasoline or diesel fuel sold at said station.

SIGN, HELP WANTED. A sign advertising the employment opportunities of a business.

SIGN, ILLUMINATED. Any sign that is illuminated by light source mounted on or in the sign or at some other location.

SIGN, INFORMATION. A sign that gives parking, building address, fire protection, traffic flow (other than directional signs), height clearance, pedestrian or other similar information, and that does not advertise a business or use located on the lot or parcel.

SIGN, INSTITUTIONAL. A sign that identifies or describes the services or functions of premises or facilities used, maintained, or owned by any not for profit educational institution, church, religious society, fraternal organization, public utility, hospital or any other similar organization.

SIGN, INTERNALLY ILLUMINATED. Any sign lighted by or exposed to artificial lighting by lights within such sign.

SIGN, MEMORIAL OR TABLET. The permanent part of a building that denotes the name of the building, date of erection, historical significance, dedication, or other similar information.

SIGN, MONUMENT OR GROUND SIGN. Any detached sign on the same lot or parcel as the use it advertises which has its bottom portion attached to a proportionate base or plinth, integrated ground planter box, or structural frame.

SIGN, NEON. An illuminated sign, typically constructed of a glass discharge tube that has been shaped to form letters or symbols, and which contains a gas or vapor (typically neon or mercury) that emits light when voltage is applied across electrodes at either end of the tube.

SIGN, OCCUPATIONAL/IDENTIFICATION. A wall sign identifying the name of a person occupying a building and mounted adjacent to the main entrance of the building.

SIGN, POLE. One (1) or more stationary poles or pylons supporting a freestanding sign located on the same lot or parcel as the use it advertises.

SIGN, POLITICAL. A temporary sign advocating or opposing any political proposition or candidate for public office.

SIGN, PORTABLE. A sign that is not permanently affixed to a building or structure, or the ground, and that may be readily moved or relocated.

SIGN, PROFESSIONAL. A sign directing attention to the office of a recognized profession located on the same lot.

SIGN, PROJECTING. Any sign that is wholly or partly dependent upon a building for support and projects more than fourteen (14) inches from such building.

SIGN, PYLON. See "Sign, Pole."

SIGN, ROOF. Any sign erected on or above a roof, excluding wall signs. The generally vertical plane of a mansard-type roof shall be interpreted as the same as a wall of a building.

SIGN, TEMPORARY. Any sign intended for a limited or intermittent period of display.

SIGN, WALL. Any painted sign, letter, word, model, device or representation that may be affixed to the front, side or rear wall of any building and in the same plane as the face of the wall, and which does not project more than twelve (12) inches from that wall.

SIGN, WINDOW. A sign internally or externally affixed on a window or glass door, or located inside the window which is designed or intended to be visible from the exterior of the building.

SIGN AREA. The total sign area shall be measured as per § 410-51A.

SIGN FACE. See "SIGN AREA."

SPECIAL DISPLAYS. Signs or an assemblage of materials used for holidays or promotion of civil welfare or charitable purposes.

STREET FRONTAGE. See "Frontage."

C. Non-Conforming Signs.

- (1) Any sign which lawfully existed on the effective date of this ordinance or an amendment thereto which renders such sign non-conforming because it does not conform to all of the standards and regulations of the adopted or amended ordinance shall be considered a legally non-conforming sign.

- (2) Any sign which was erected unlawfully prior to the adoption of this ordinance or amendment thereto, or which is erected hereafter in contravention of the standards or regulations of this ordinance without obtaining the required permits or variances, shall be considered an illegal non-conforming sign.
 - (3) Loss of legally non-conforming status. A legally non-conforming sign shall immediately lose its legal non-conforming status if:
 - (a) The sign is altered in any way in structure which tends to or makes the sign less in compliance with the requirement of this Chapter than it was before the alteration; or
 - (b) The sign structure is relocated to a position making it less in compliance with the requirements of this Chapter, except that any such sign which is hereafter required to be moved by a governmental body for the purpose of construction, relocation, widening, or improvement of a street, highway, or other public purpose, may be relocated once on the same lot and allowed to be maintained and used as before. Such a sign, once relocated, is still considered a legally non-conforming sign and bound by this section.
 - (c) The sign (except for copy on a changeable copy sign) is replaced.
 - (d) Should any non-conforming sign be damaged by any means, other than vandalism, to the extent of over sixty (60) percent of its surface area or structure, it shall not be reconstructed, except in conformance with the requirements of this code. Nonconforming signs which are damaged by vandalism to the extent of over sixty (60) percent of their physical value shall be restored within sixty (60) days or removed or brought into compliance with the provisions of this chapter.
 - (e) On the occurrence of any one of (a) thru (d) above, the sign shall be immediately brought into compliance with this code with a new permit secured therefore, or shall be removed pursuant to § 410-49F.
 - (4) If any existing sign is repainted or the sign panels are replaced for the purpose of changing the business, occupation, or tenant advertised or identified, it shall be considered a new sign, and shall be brought into compliance with this Chapter. However, the repainting or replacement of panels on a billboard shall not be considered a new sign. Ordinary maintenance or repair of an existing sign to a safe condition shall not be cause to classify the sign as a new sign.
- D. Sign Permits Required. Unless specifically exempted by the provisions of this Chapter, all signs shall obtain a permit from the Construction Official as set forth in § 410-50.
- E. Inspections. Following the erection of a sign or signs for which a permit was required and obtained, the Construction Official shall inspect a sign or signs after erection is completed for compliance with this Chapter. All other necessary permits, such as electrical permits, shall be obtained and inspections shall be performed as applicable.
- F. Sign Removal.
- (1) Except for signs which are legally non-conforming or which are exempt from obtaining a permit, the Construction Official may take the necessary steps to remove those signs which:

- (a) Are determined not to be a legally non-conforming sign and do not have the required permit or have an expired permit.
 - (b) Constitute a public nuisance as defined by ordinance, or are unsafe or hazardous, and represent an immediate threat to the health and safety of the Borough.
- (2) If any sign is deemed to require removal under the provisions of this Chapter, the Construction Official shall order it removed, and the owner or operator of the signage or of the establishment the signage is serving shall be notified of the violation and be given thirty (30) days in which to correct the violation. If the order is not complied with, the Construction Official shall have it removed at the expense of the person responsible for the erection or maintenance of the sign, and in the event that all costs associated with the Borough having such sign removed is not recovered from the responsible party, said cost shall become an assessment and a lien on the property; such lien to be certified by the tax assessor of the Borough of Fort Lee.
- (3) The Construction Official is authorized to go upon any premises in the Borough for purposes of removing signs under the provisions of this Section. Signs removed by the Construction Official shall be retained for the owner's account for a period of sixty (60) days and shall be returned to the owner upon payment of the expenses of removal. If not claimed within that time, they shall become the property of the Borough and may be destroyed or sold for the payment of the expense of removal. If sold, any excess from the proceeds of the sale shall be returned to the owner. In addition, the Borough shall in no way be held financially responsible for any damages that may be incurred as a result of said removal.
- G. Violations; Penalty. Any person violating this Chapter or any of its provisions, shall upon conviction be subject to a fine of not more than two hundred (\$200) dollars, or imprisonment of not more than five days, or both. Each day and instance of violation shall constitute a separate offense and at the discretion of the Construction Official a summons may be issued for each separate offense.

§ 410-50. Permits & Fees

- A. Permit Required. Unless otherwise provided for, it shall be unlawful for any person to erect any sign without first obtaining a permit from the Construction Official and making payment of the fee as herein required.
- (1) Application for a permit for a permitted sign conforming to the regulations set forth herein shall be made in writing to the Construction Official. Such application shall be sufficient to describe the site and location in which the sign is to be affixed and shall include at a minimum the following:
- (a) The name and address of the applicant;
 - (b) The name and address of the owner of the premises;
 - (c) A statement including the consent of the owner, if the applicant is other than the owner;
- (2) Applications for permits shall be submitted and accompanied by two (2) sets of plans showing proposed copy of sign with location, sign area, construction details, materials and illumination details, and existing sign locations and sizes, if any. In addition, plans for monument signs (and pole signs if applicable) shall include the length of street frontages

(and street facings if applicable), in linear feet, and plans for wall signs shall include building elevation with height and width dimensions shown for the face of the building that the sign is proposed to be installed upon. When proposing pole signs, the sign plan shall include the elevation of the proposed pole sign location and the adjacent pavement elevation. The pavement elevation measurement shall be at the closest point perpendicular to the subject sign location.

- (3) All illuminated signs shall be subject to the provisions of the Electric Code and permit fees required thereunder.
 - (4) Any permit issued will expire in six (6) months if construction is not completed or an extension has not been granted.
 - (5) Application for a permit for a sign which does not comply with the provisions of this Article shall be submitted to the Board of Adjustment, unless the sign is part of a development for which a site plan is required, in which case the application shall be submitted to the Planning Board. Such application shall be in writing, and where a noticed public hearing is required by law, shall be submitted at least ten (10) days before the succeeding public meeting date of the Board, together with a filing fee required by the Borough. Such application shall be in triplicate and accompanied by no less than fifteen (15) copies of the sign design which shall be drawn to scale. In addition, on such drawing or separate sheet, the information set forth herein shall be provided.
 - (6) Issuance of Permit.
 - (a) A permit shall be issued by the Construction Official upon the favorable action of the approving authority, subject to any other applicable governmental regulations, or as otherwise provided herein.
 - (b) A permit for the replacement of an existing sign may be issued by the Construction Official without the necessity of Board approval only upon satisfaction of all of the following conditions:
 - (i) There is no physical alteration or expansion to the existing sign beyond the limit permitted herein and previously approved;
 - (ii) The sign conforms in all respects to the ordinance provisions specified herein or was previously the recipient of a variance approval;
 - (iii) No other signage is proposed to be added to the premises beyond that which is permitted herein.
 - (iv) The applicant shall notify the Construction Official for a final inspection within five (5) days of completion of the installation of the sign.
- B. Right of Appeal. Anyone denied a permit for a sign under the provisions of this Chapter, or who has been ordered by the Borough to remove any existing sign, may appeal to the Board of Adjustment. Owners or operators of signage under appeal are not exempt from being issued violation citations.
- C. Fees. A flat fee of twenty-five dollars (\$25.00) per sign permit will be charged and collected by the Construction Official upon filing of the application. In addition to the above fees, a

charge of ten dollars (\$10.00) shall be assessed for each inspection performed by the Construction Official. Fees for temporary banners shall be ten (\$10.00) dollars per permit.

D. Exemptions.

(1) The following signs shall be exempt from permits and fees:

- (a) Signs relative to the sale, lease or rental of property erected on the offered property as follows:
 - (i) Residential zones: A maximum of one (1), not exceeding six (6) square feet in outline area per facing for single-family residences or twelve (12) square feet in outline area per facing for other uses and providing sign does not exceed six (6) feet in height from grade to the highest point on the sign.
 - (ii) Commercial zones: A maximum of one (1) per street frontage, provided each sign has a maximum of ten (10) square feet in outline area per facing, and providing such signs do not exceed six (6) feet in height from the surrounding grade to the highest point on the sign.
- (b) Memorial signs or tablets, names of buildings and date of erection when cut into any masonry surface or when constructed of bronze or other incombustible materials.
- (c) Signs erected inside a building not visible through windows.
- (d) Trespassing or privacy signs. Signs which prohibit trespassing, or indicate privacy of premises, driveways, or streets, not exceeding two (2) feet in size per side nor a height of six (6) feet from grade.
- (e) Help wanted signs. One (1) sign advertising employment opportunities, located on the lot or parcel of the business advertising employment opportunities and not larger than one (1) square foot, in a commercial zone and six (6) square feet in an industrial zone.
- (f) Open/Closed signs and signs indicating business hours. Such signs shall not exceed one (1) square foot and shall contain no other information than that necessary to highlight business hours and the open/closed status of a business.
- (g) Customary holiday decorations displayed for a normal duration.
- (h) Residential nameplates.
- (i) Traffic control signs, the face of which meets the standards of the Department of Transportation and which contains no commercial message.
- (j) Directional and informational signs for non-residential uses, provided the area of such sign is not more than 3 square feet, and provided the number of such signs on-site is limited to that which is reasonably necessary and appropriate for safety, circulation, information or other non-commercial purposes. Such directional or informational signs shall not contain advertising, logo, symbols, business identification or other non-directional copy.

- (k) Signs for official governmental or quasi-governmental business, including signs or banners advertising public or quasi-public events that are posted or displayed with the permission of the governing body or its designee(s).
 - (l) Flags of the United States, State of New Jersey, Borough of Fort Lee, foreign nations having diplomatic relations with the United States, other flags adopted or sanctioned by any elective legislative body of competent jurisdiction and flags flown in conjunction with the flag of the United States, provided that no such flag shall exceed sixty (60) square feet in area, nor shall any such flag be flown from a pole in excess of thirty-five (35) feet in height. The flag's area shall be in reasonable proportion to the height of the pole from which it is displayed. Not more than three (3) flags may be flown from any one (1) pole. Statutory requirements associated with flags and the generally accepted standards of flag display protocol shall be observed.
 - (m) Flags honoring and remembering military and service men and women of the United States.
 - (n) Public safety signs.
 - (o) Identification signs displayed by houses of worship.
 - (p) Any public notice or warning or safety sign required by a valid and applicable federal, state or local law, regulation or ordinance.
 - (q) Pump-mounted fuel price informational signs subject to the following:
 - (i) Only one fuel price informational sign shall be permitted per fuel pump; each such sign shall be limited in size to an area of two hundred and sixty (260) square inches; each such sign shall be affixed directly and firmly to a fuel pump, and shall be stationary.
 - (r) Regulation mailboxes of the U.S. Postal Service.
- (2) The following signs shall be exempt from fees. Sign permits shall be required.
- (a) Banners or signs of the United States, the State of New Jersey, the County of Bergen, the Borough of Fort Lee, the Fort Lee School District, the Fort Lee Volunteer Fire Department or any other governmental unit affixed to utility poles, provided approvals are received from the utilities and governmental units having jurisdiction over the poles and adjacent rights-of-way respectively.
 - (b) Building construction information signs, identifying the architect, engineer, contractor, or institution providing financing, when placed upon a worksite under construction, only after a building permit for the construction has been issued. Each individual building will be allowed one (1) building construction information sign, not to exceed twenty-four (24) square feet in outline area per facing. The sign shall be set back ten (10) feet from any property line. The maximum height of such signage shall not exceed fifteen (15) feet in height above the average existing finished grade elevation of the sign or the elevation of the adjacent street, whichever is higher. Such signage shall be removed within ten (10) days after the issuance of an occupancy permit.

- (3) Occupational/identification/professional signs. One (1) wall sign or one (1) window sign not exceeding two (2) square feet in size displaying the name, occupation and/or service located upon the premises, and the address. Such sign shall not be internally illuminated, nor contain any colors other than black and white backgrounds and lettering. External illumination may be utilized, provided such illumination is turned off when the office is closed for business. No other signage shall be permitted for any home professional office or home occupation.

- F. Revocation. The Construction Official may revoke any sign permit which violates any provision of this Chapter or which has been secured by subterfuge, or is void, or which has been issued by mistake, misunderstanding or error of the Borough.

§ 410-51. Rules and Regulations

- A. Computation of Sign Area and Sign Height. The following principles shall control the computation of sign area and height:
 - (1) Computation of area of individual signs. The area of a sign face shall be computed by means of the smallest square, rectangle, circle, triangle or combination thereof that will encompass the extreme limits of the writing, representation, emblem, picture, symbol, graphic illustration or other display, together with the sign frame and any material or color forming an integral part of the background of the display or used to differentiate the sign from the backdrop or structure against which it is placed; or by delineating the area established by reason of distinctive variation in background color or by borders, whichever is greater.
 - (2) Computation of area of multi-faced signs. The sign area for a sign with more than one face shall be computed by adding together the area of all sign faces visible from any one point. When two identical sign faces are placed back to back, so that both faces cannot be viewed from any point at the same time, and when such sign faces are part of the same sign structure and are not more than 42 inches apart at any point, the sign area shall be computed by the measurement of one of the faces.
 - (3) Computation of height. The height of a sign shall be computed as the distance from the base of the sign at grade to the top of the highest attached component of the sign. Grade shall be construed to be the newly established grade after construction.
- B. Prohibited Signs Generally. No person shall construct, erect, locate, use or maintain any of the following signs within any zone district of the Borough, except as otherwise permitted elsewhere in this chapter, or unless the sign has been certified to be a legal non-conforming sign by the Construction Official or has obtained a variance for such sign.
 - (1) Any new sign erected in violation of any Section of this Chapter. Any sign not specifically permitted is hereby prohibited.
 - (2) Signs emitting a sound, odor or visible matter such as smoke or vapor. No sign erected shall contain audio equipment.
 - (3) Exterior use of advertising devices such as banners, streamers, pennants, flags, and balloons, lights (whether flashing, flickering, blinking, or rotating), wind-operated devices and any other type of fluttering or flashing devices, or emitting an unsteady or glaring light.

- (4) Signs placed or affixed to vehicles and/or trailers which are parked on a public right-of-way, public property, or private property so as to be visible from a public right-of-way where the apparent purpose is to advertise a product or direct people to a business or activity located on the same or nearby property. However, this is not in any way intended to prohibit signs placed on or affixed to vehicles and trailers, such as permanent lettering on motor vehicles, where the sign is incidental to the primary use of the vehicle or trailer.
- (5) Animated signs and mechanical contrivances. No sign erected shall contain flashers, animators or mechanical movement or contrivances of any kind, excepting clocks and time and weather information.
- (6) Paper posters and painted signs applied directly to a tree, rock or natural feature of any kind or to a wall of a building, fence or pole or other support.
- (7) Signs painted or otherwise affixed on the inside or outside of automobile windows except for pricing information associated with the sale of new and used cars, and only when such vehicles are located on the premises of an establishment which has been approved for such use.
- (8) Portable or movable signs, such as sandwich signs except as provided for in this chapter.
- (9) Signs advertising an article or product not manufactured, assembled, processed, repaired, serviced or sold upon the premises upon which the sign is located.
- (10) Revolving signs of any type, including searchlights.
- (11) Neon signs of any kind, whether located on the exterior or interior of a wall or window if visible from the street upon which the premises fronts.
- (12) Signs on parking lot light standards not relating to traffic control.
- (13) Signs within the public street right-of-way (other than public notices and unless otherwise allowed in this Chapter).
- (14) Signs that are in such a state of disrepair as to constitute an immediate threat to the public health, welfare and safety.
- (15) Business signs for businesses which are discontinued for a period in excess of thirty (30) days.
- (16) Signs or other advertising structures, as regulated by this chapter, erected at the intersection of any streets in such a manner as to obstruct free and clear vision, or at any location where, by reason of the position, shape or color, it may interfere with, obstruct the view of, cause optical illusion or be confused with any authorized traffic sign, signal or device, or which makes use of words, phrases, symbols, or characters in such manner as to interfere with, mislead or confuse traffic.
- (17) Roof signs.
- (18) Any sign not in compliance with the Borough Building or Electrical Codes, as amended, as to design, structural members and connections.

- (19) Pole signs, except as otherwise provided for in this chapter.
- (20) Electronic message centers, except as used to display time and weather information.
- (21) Billboard or billboard signs, except in the C-5 zone.
- (22) Any sign located or displayed upon any sidewalk or street or area between the sidewalk and curb, or projecting on or over a sidewalk or street, except as provided in this chapter.
- (23) Signs erected or painted or composed of day-glo or phosphorescent or similar material.
- (24) Hand-lettered interior window signs.
- (25) Exhibiting statements, words, pictures or images of an obscene or pornographic nature.
- (26) Signs attached to, projecting from, or hanging underneath a building eave.

C. Standards Generally.

- (1) No sign may be erected or maintained so as to obstruct free ingress or egress to building openings, driveways, sidewalks or other passageways.
- (2) Illumination.
 - (a) No sign shall be illuminated except as provided herein.
 - (b) All light shall be designated to minimize glare, and light levels off site from sign lights shall be less than 0.1 foot candles.
 - (c) Flashing signs, highly reflective glass, or fluorescent paint (red or green) and illuminated tubing outlining roofs, doors, windows or wall edges of a building are prohibited.
 - (d) Any permitted sign may be illuminated one-half hour before and after closing. No sign within one hundred and fifty (150) feet of any residential zone shall be illuminated between the hours of 11 PM and 6 AM unless the business is open during these hours.
 - (e) The Borough of Fort Lee encourages illumination of signs from external sources provided glare is minimized. Wherever it is impractical to provide such a source of illumination, and only as specifically permitted by this code, internally illuminated signs may be permitted. Light sources from internally illuminated signs shall not be visible from outside the sign, and the light from the light source shall be diffused to eliminate hot spots. Light sources shall be protected from damage. Light levels at property lines shall be less than 0.1 foot candles.
- (3) Every sign in the Borough, including signs exempted from obtaining a sign permit, shall be maintained in good repair and good structural condition at all times including painted or otherwise finished surfaces, as well as all parts and supports which must be maintained in their design condition and position. Broken parts of signs must be replaced or repaired within fifteen (15) days of notification by the Construction Official and in such a manner as to maintain the appearance and structure of the sign as it was approved for installation.

- (4) The Construction Official shall have the authority to order the painting, repair, alteration or removal of signs which have not been properly maintained or repaired or which have become dilapidated or are abandoned, or which constitute a hazard to public safety.
- (5) Signs of an obscene or pornographic nature shall be unlawful. The Construction Official shall order the immediate removal of such signs.
- (6) No permanent signage, other than allowable temporary window signs, shall be constructed of paper, nylon, fabric, or any other type of non-durable material, except awning signs, as permitted in § 410-51 E.(5).

D. Signs in Residential Zone Districts.

- (1) The following signs are allowable in residential zoning districts:
 - (a) Signs relative to the sale, lease or rental of property erected on the offered property. A maximum of one (1) sign, not exceeding six (6) square feet in outline area per facing for single- or two-family residences, or ten (10) square feet in outline area per facing for other uses. No sign shall exceed six (6) feet in height from grade to the highest point on the sign. Such signs shall be removed within fourteen (14) days of completion of the sale, lease or rental of property. This includes the posting of such property as sold, leased, or rented.
 - (b) Institutional signs and other signs for churches, schools, fraternal organizations and other non-profit organizations. Such institutions shall be permitted one (1) institutional monument sign and one (1) institutional wall sign pursuant to the following requirements:
 - (i) Institutional monument signs. One (1) monument sign per lot, not exceeding six (6) feet in height from grade to the highest point on the sign. The bottom of the sign face shall not exceed a height of three (3) feet above the surrounding grade at the base of the sign. No monument sign shall be located any closer than ten (10) feet to any property line except that no monument sign shall be located closer than twenty-five (25) feet to any residentially utilized lot. No institutional monument sign shall exceed eighteen (18) square feet in outline area per face.
 - (ii) Institutional wall signs. One (1) wall sign not exceeding one (1) square foot per ten (10) linear feet of street frontage of the total square footage of the building face upon which it is placed having street frontage. In no case shall the sign area exceed twenty-four (24) square feet.
 - In those cases where a parcel or lot has more than one (1) street frontage, one (1) wall sign may be placed on each street frontage.
 - Wall signs shall be face mounted on the building/structure, projecting not more than fourteen (14) inches from the face of the building. Such signs shall not project above the parapet wall, mansard, or other roofline, shall be recessed where involving a pitched roof location and shall be located so as to not create a safety or traffic hazard.

- (c) Construction information signs.
 - (i) One (1) construction information sign not to exceed twenty-four (24) square feet in outline area per facing. The maximum height of such signage shall not exceed fifteen (15) feet in height above the average existing finished grade elevation of the sign or the elevation of the adjacent street, whichever is higher. Such signage shall be removed within thirty (30) days after the last lot or building is sold within the development.
- (d) Political signs. [See § 410-51G.(1)]
- (e) Residential subdivision identification signs. One (1) permanent subdivision identification sign not exceeding twenty-four (24) square feet in size per face inclusive of any logo shall be allowed per development. Where the development has access on two (2) or more streets, or has more than one (1) entrance on one (1) street, identification shall be allowed at each entrance. Subdivision identification signs shall not exceed eight (8) feet above the adjacent ground surface.
- (f) Multifamily identification signs. One (1) sign not more than one (1) square foot for each ten (10) linear feet of street frontage, but in no case to exceed thirty-two (32) square feet in size per face shall be allowed per multifamily development project except where the project fronts on two (2) or more streets. One (1) sign shall be permitted on each frontage, provided that the project has a major traffic entrance on the street where the sign is to be erected. Multifamily identification signs shall not exceed eight (8) feet above grade.
- (g) Temporary residential garage sale signs not to exceed six (6) square feet in area nor a height in excess of eight (8) feet from the ground and located upon the premises where the sale is taking place, only after issuance of a permit allowing such garage sale. Such sign shall only be displayed for one (1) week prior to such sale, and shall be removed within twenty-four (24) hours after the sale is closed.
- (h) Special displays. Such displays shall not exceed thirty-two (32) square feet and shall be used for holidays or promotion of civil welfare or charitable purposes.
- (i) Signs for home occupations or home professional offices. See § 410-51F.(4).

E. Signs in Non-Residential Zone Districts.

- (1) Wall signs. Wall signs are permitted for all business, office, industrial, or commercial establishments.
 - (a) Wall mounted signs for establishments with a single tenant shall comply with the following:
 - (i) One (1) wall sign may be placed along the street frontage, provided it does not exceed ten (10) percent of the total surface area of the building face upon which it is placed, or thirty-two (32) square feet, whichever is lesser.
 - (ii) In those cases where a parcel or lot has more than one (1) street frontage, one (1) wall sign may be placed on each street frontage, provided such wall sign

lower right-hand corner of such signs, as viewed from the exterior. An exception shall be granted for restaurant menus posted on-site that meet the requirements of § 410-51E.(3)(a).

- (c) Such signs may be constructed of paper, cardboard, or other such written, numerical, graphic or photographic material or information displayed in the window of such establishment.
 - (d) Such signs shall be contained entirely within the ground level interior of the building in which the business is located.
 - (e) The maximum total area of such signs shall not exceed 10% of the total area of the ground level windows, including window portions of doors, fronting on public streets. (90% of the window area shall be open without merchandise displayed so as to obstruct visibility through the glass at an elevation of six (6) feet above grade from inside or outside the space.)
 - (f) Such signs shall be maintained in an orderly manner at all times.
- (4) Directory signs.
- (a) Directory signs in the C-3, C-4 and C-5 zone districts shall be permitted as follows: For office and mixed use commercial buildings with two (2) or more businesses or tenants, a directory sign may be used subject to the following provisions:
 - (i) Buildings containing less than fifty thousand (50,000) and more than ten thousand (10,000) square feet of gross floor area may have one (1) directory sign containing a maximum of twenty (20) square feet of sign area. Buildings containing more than fifty thousand (50,000) but less than one hundred-fifty thousand (150,000) square feet of gross floor area may have one (1) directory sign containing a maximum of forty (40) square feet of sign area.
 - (ii) Directory signs shall be either a monument sign or wall sign. The maximum height for a directory sign shall be eight (8) feet from the surrounding grade to the highest point on the sign.
 - (iii) No directory sign shall be located any closer than ten (10) feet to any property line except that no directory sign shall be located any closer than twenty-five (25) feet to any residentially utilized lot.
 - (b) Directory signs for office or mixed use commercial buildings in the C-1, C-1A and C-2 districts shall be limited to one (1) wall mounted directory sign not exceeding six (6) square feet in size and no higher than twelve (12) feet above surrounding grade, in addition to permitted wall, awning and/or projecting signs.
- (5) Signs on Awnings or Canopies. Signs on awnings or canopies shall be permitted for commercial establishments in the C-1, C-1A and C-2 districts only.
- (a) Awning signs for establishments with a single tenant shall comply with the following:
 - (i) If the sign on any such awning or canopy is located on the vertical fringe and is no more than three (3) inches in height, such sign shall be permitted in addition

to any other wall signs permitted in the zone district; otherwise, no awning sign shall be permitted in addition to a wall sign.

- (ii) Addresses or street numbers on an awning shall not be considered a sign if no other copy is present on the awning, and shall be permitted in addition to any other wall signs permitted in the zone district.
 - (iii) All lettering, numbering, and graphics on an awning shall be white or off-white. The remainder of the awning shall be a single dark, solid color. No lightly shaded, white or translucent awnings shall be permitted.
 - (iv) For the purposes of computing allowable sign area, the sign area shall encompass the outermost measurement of all sign copy (lettering, numbering and graphics) on each face of the awning.
 - (v) Except for signs meeting the provisions of § 410-51 E.(5)(a)(i), no letters or numbers shall be less than six (6) inches in height.
 - (vi) Not more than six (6) words, symbols, or images shall be permitted on a single awning or on awnings provided for a single establishment. A phone number, a street address, and an internet address each count as one (1) word.
 - (vii) No awning sign shall be erected above the first level of a building, and the top of an awning may not project above the ceiling height of the first level.
 - (viii) Sign copy may be placed on the side of an awning, but shall be limited to the name of the establishment and the street number. Awning signs shall not be permitted if the establishment also has a projecting sign.
 - (ix) An awning sign shall be no larger than ten (10) percent of the total building face on which it is placed, or a maximum of twenty-four (24) square feet in area, whichever is lesser.
- (b) Awning signs for buildings or establishments with multiple tenants shall comply with the following:
- (i) For buildings and property containing more than one business or tenant, and where each business tenant occupies a physically distinct ground floor space or has a separate ground floor entrance, each business or tenant may have one (1) awning conforming to the requirements of this section. For the purposes of determining the sign area permitted, only the face of each respective lease unit to which the respective sign will be attached shall be counted. Each sign must be attached to the lease unit containing the business tenant identified.
- (6) Gasoline service station signs. (See § 410-51F.(1).)
- (7) Signs on secondary entrances. Each building or property may have one (1) additional wall sign or directory sign conforming to the requirements of this Section on walls containing a main entrance that faces customer parking areas and are not visible from either a public or private street. The content of such sign shall be limited to the name(s) of the business(es). Such signs shall be attached to the same wall as their respective entrances and both the signs and the entrances must be upon the same plane of the building.

- (7) Signs on secondary entrances. Each building or property may have one (1) additional wall sign or directory sign conforming to the requirements of this Section on walls containing a main entrance that faces customer parking areas and are not visible from either a public or private street. The content of such sign shall be limited to the name(s) of the business(es). Such signs shall be attached to the same wall as their respective entrances and both the signs and the entrances must be upon the same plane of the building.

F. Standards for Specific Uses

- (1) Gasoline service station signs. In addition to the signage allowed in § 410-51 E.(1)(2) and (3), the following signs shall be allowed for gasoline service stations:
- (a) Freestanding sign.
- (i) A maximum of one freestanding sign, consisting of either a pole sign or a monument sign is permitted.
 - (ii) The maximum sign area of a pole sign or monument sign, including the sign frame, shall not exceed eighty (80) square feet, inclusive of gasoline service station price sign. Such sign shall not be separated from the gasoline price sign, but shall appear as a single integrated sign.
 - (iii) A freestanding pole sign shall not exceed a height of twenty (20) feet measured to the topmost portion of the sign, and shall be set back a minimum of fifteen (15) feet from any property line.
 - (iv) The maximum sign area of a monument sign, including the frame, shall not exceed fifty (50) square feet, inclusive of gasoline service station price sign.
 - (v) A monument sign shall not exceed six (6) feet in height and shall be set back a minimum of five (5) feet from any property line.
- (b) Gasoline service station canopy signs.
- (i) A gasoline service station with a canopy shall be permitted two (2) canopy signs in total.
 - (ii) The canopy sign or signs shall collectively not exceed twenty (20) square feet in area.
 - (iii) The canopy sign shall be a flat sign permanently affixed to the vertical face of the canopy and shall not project above or below, or from any side of the vertical face of the canopy.
 - (iv) The canopy sign may be illuminated by internal and non-intermittent light sources.
 - (v) A business logo, inclusive of striping or other symbols, may appear on this canopy sign as part of the allowable sign area. Any striped area of the canopy shall be counted towards the permissible area of the sign.

- (c) Pump signs.
 - (i) Signs shall be allowed on gasoline pumps so as to provide the required information to the public regarding "octane rating," "price," "type of fuel," "federal and state stamps," "pump use directions," and "no smoking."
 - (ii) The trade name and any associated symbols shall be permitted on the sides of the pumps as flat signs located no more than three (3) feet above the ground and not to exceed one (1) square foot in sign area per pump.
 - (iii) "Self-service," "full-service" or other information signs may identify each pump island on the gasoline service station property. The location of such signs shall be limited to the gasoline pump or the canopy support located at each end of the pump island or between the canopy supports as a spandrel panel.
 - (iv) A maximum of two (2) such signs shall be allowed per pump island and each sign shall not exceed two (2) square feet in sign area when placed on the gasoline pump or when located at each end of the pump island or between the canopy supports as a spandrel panel.
 - (d) Gasoline service station price signs. Gasoline service station price information may be incorporated into a monument sign or mounted on a pole sign provided that the total area of the price sign not exceed twenty (20) square feet in area.
- (2) Shopping Center Developments. Additional provisions applicable to Shopping Centers containing one hundred fifty thousand (150,000) square feet or greater floor space.
- (a) Freestanding signage.
 - (i) A maximum of one (1) freestanding sign, consisting of either a pole or a monument sign, is permitted.
 - (ii) A maximum sign area, in square feet, equal to one (1) square foot in size for every five (5) feet of linear street frontage shall be permitted subject to a maximum sign area of one hundred (100) square feet.
 - (iii) A freestanding pole sign shall not exceed a height of twenty-five (25) feet measured to the topmost portion of the sign, and shall be set back a minimum of fifteen (15) feet from a property line, except that it shall be back a minimum of fifty (50) feet from any residential use or zone boundary.
 - (iv) The sign may identify the name of the shopping center, and may include a directory listing of tenants, provided no lettering of less than six (6) inches in height is provided. No other information shall be provided on such sign.
 - (v) All sign area on a freestanding sign must be contiguous. Sign elements separated by gaps shall not be permitted.
 - (vi) Temporary signage attached to a freestanding sign, including real estate broker signs or vacancy signs, shall not be permitted.

- (b) Signage Attached to a Building.
 - (i) Each tenant of a shopping center shall be permitted to have one (1) wall sign identifying the name of the business only. No other information in a wall sign is permitted.
 - (ii) For individual tenants with a gross floor area of less than ten thousand (10,000) square feet, the maximum size for a wall sign shall be ten (10) percent of the building face area devoted to the tenant, or 24 square feet, whichever is lesser.
 - (iii) For anchor tenants with a gross floor area greater than or equal to ten thousand (10,000) square feet, the maximum size for a wall sign shall be ten (10) percent of the building face area devoted to the tenant, or 64 square feet, whichever is lesser.
- (c) Other signs.
 - (i) All other signs are subject to the sign regulations set forth in § 410-51E.
- (3) Office Buildings. Additional provisions applicable to freestanding multi-story office buildings.
 - (a) Identification signs.
 - (i) One (1) wall-mounted identification sign, with the copy limited to a company name and/or corporate logo, is permitted on office buildings with frontage on one (1) street. For office buildings with frontage on two (2) or more streets, a maximum of two (2) identification signs are permitted.
 - (ii) Identification signs shall be located no more than four (4) feet below the parapet or uppermost roofline or façade of the building. Signs shall not project above the roofline or parapet of the building.
 - (iii) The maximum size of each identification sign shall be one (1) square foot for each two hundred (200) square feet of building space for the first ten thousand (10,000) square feet of building space, and one (1) square foot for each five hundred (500) square feet of building space above ten thousand (10,000) square feet, up to a maximum of two hundred (200) square feet. No identification sign shall exceed two hundred (200) square feet in size.
 - (b) Monument signs.
 - (i) One monument sign shall be permitted per each street frontage.
 - (ii) The maximum size for each monument sign shall be twenty-four (24) square feet. No monument sign may exceed 6 feet in height above grade, and shall be set back no less than five (5) feet from any property line.
- (4) Signs for home occupations or home professional offices. One (1) wall, non-illuminated sign or one (1) window sign not exceeding two (2) square feet in size displaying the name, address, occupation and/or service located upon the premises, shall be permitted in all residential districts.

G. Standards for Other Signs.

(1) Political Campaign Signs.

- (a) At no time whatsoever may political campaign signs or stickers of any type or size be affixed in any way to utility poles, traffic signs, traffic signal boxes or poles, mailboxes, fire hydrants, or any public fixtures, or be placed in any way on highway dividers, islands or overpasses, or above (across) streets or highways, or on any public property.
- (b) No political campaign sign shall be erected or posted on private property without the express written consent of the owner of the property, who shall then be responsible for compliance with this section.
- (c) Individual, freestanding billboard-type political campaign signs shall be permitted. Such signs may not obstruct traffic or sign lines. At no time whatsoever may political campaign signs of any type or size be lighted or be made of any reflecting materials.
- (d) No political signs of any type or size shall be erected or posted earlier than forty-five (45) days before any election, nor shall any such signs remain longer than ten days after such election.
- (e) Removal of political signs:
 - (i) Every political campaign sign, billboard, poster or structure erected for advertisement pertaining to any candidate, slate of candidates or organization for a local, county, State or national elective office or issue or issues for public consideration in any primary, general, school board or special election shall be removed by the person or persons responsible for the erection of such sign, billboard, poster or structure within five (5) days after the date of the election to which such sign, billboard, poster or structure pertains.
 - (ii) Presumption. It shall be presumed that all persons named on any such political campaign sign, as well as the finance chairperson and campaign manager for the individual or political party named in said political sign, shall be responsible for the removal of political campaign signs as required in subsection (b)(1).
 - (iii) Penalties. Any person, regardless of political affiliation, found to be a perpetrator, including any business, political party or entity violating the provisions of this section, may be fined a sum not to exceed two hundred fifty (\$250.00) dollars per sign. Violation of any of the provisions herein shall be deemed continuing and, for each and every day or part thereof that a violation of this subparagraph is found to exist, the court may impose a separate penalty as stated herein.
 - (iv) Enforcement. The provisions of this subsection shall be enforced by the Construction Official.

(2) Billboard Signs. The following standards, provisions, requirements and restrictions shall apply to all billboard signs within the Borough:

- (a) The Borough shall not accept a billboard sign application for consideration and issuance unless accompanied by a valid State of New Jersey permit and scaled site

plans sealed by an engineer licensed and registered in the State of New Jersey. Such plans shall include structural drawings, foundation specifications, wind load calculations, electrical requirements and a survey depicting the distance between the proposed billboard sign and existing billboard signage installed as of the date of the subject application.

- (b) Billboard signage may only be applied for and shall only be permitted in the C-5 Commercial district.
- (c) Billboards shall not exceed four hundred (400) square feet per sign face.
- (d) A billboard shall not exceed a height of thirty-five (35) feet at its highest point above the elevation of the adjacent street or of the elevation at the base of the sign, whichever is higher (more permissive).
- (e) A freestanding billboard shall have a minimum height of twenty (20) feet at the lowest point of the sign face as measured from the elevation of the adjacent street or of the elevation at the base of the sign, whichever is lower.
- (f) A billboard sign face, including border and trim, shall be no greater than twelve (12) feet in height and shall be no greater than fifty (50) feet in width.
- (g) Only single-sided and back-to-back or "V" type construction billboards with a single display per facing shall be permitted.
- (h) No billboard sign may be placed any closer than one thousand (1,000) feet to another billboard sign on the same side of an interstate highway or freeway.
- (i) No billboard sign may be placed any closer than one thousand (1,000) feet to another billboard sign, regardless of orientation, on any Borough street or road.
- (j) No billboard sign may be placed within two hundred (200) feet of an interchange, intersection at grade or the convergence of on-ramps and off-ramps of an interstate highway or freeway, as measured at a point closest to any portion of the above and the closest portion of the subject billboard sign.
- (k) The minimum setback as measured from all points of the billboard sign shall be two hundred (200) feet from all residentially zoned property or property being utilized in a residential manner, any public property, any public or private parks or any registered historical sites or historical districts.
- (l) The minimum setback as measured from all points of the billboard sign shall be fifty (50) feet from any structure.
- (m) The minimum setback as measured from all points of the billboard sign shall be twenty-five (25) feet from any public right-of-way, public or private road, public or private driveway, public or private parking lot, or railroad track or siding.

- (n) Billboard sign illumination shall be installed only so as to reasonably illuminate the subject billboard sign face, and shall be directed and backshielded to transmit light only to same to a degree that it does not create a light pollution visual nuisance. No perimeter, strobing or other attracting type of lighting may be operated in conjunction with a billboard sign.**
- (o) Billboard signs shall not be placed or operated so as to create a safety, traffic, health or hazardous condition.**

~~or hazardous condition.~~

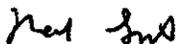
- (p) Any application received for a billboard sign that is intended to replace existing billboard signage shall be regulated by these provisions and any other applicable regulations normally applied to new billboard sign applications.
- (q) No regulations in this Section or any portions thereof are intended as being less restrictive than State or Federal regulations.
- (r) **Billboard Sign Extensions.**
 - (i) The total square footage of billboard sign extensions may not exceed twenty-five percent (25%) of the billboard sign face area for which such extensions are sought.
 - (ii) Such extensions shall not protrude more than three (3) feet from the billboard sign face.
 - (iii) Billboard sign extensions shall not be considered when calculating billboard sign face area or height requirements.
 - (iv) The sign contractor shall provide evidence to the Borough that the extensions are structurally sound and do not create or intensify any potentially hazardous or injurious conditions.
 - (v) Billboard sign extensions shall be operated only as a component of specific advertising copy, which use shall expire with the removal of said specific advertising copy, and are not intended to become a permanent portion of the billboard structure or sign face area.

H. **Severability.** The phrases, clauses, sentences, paragraphs, and subsections of this chapter are severable and if any phrase, clause, sentence, paragraph, or subsection of this Chapter shall be declared unconstitutional or otherwise unlawful by the valid judgment, decree, or injunction order of a court of competent jurisdiction, such ruling shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and subsections of this Chapter.

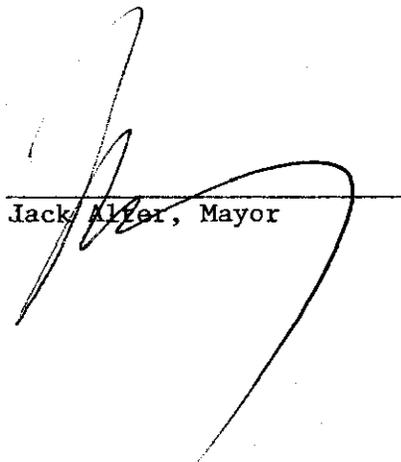
§ 410-52. [Reserved.]

§ 410-53. [Reserved.]

ATTEST:



Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. VOSS</u>	Date of Introduction	<u>August 22, 2002</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>September 12, 2002</u>
		Date of Adoption	<u>September 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-39

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "NO PARKING"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Chapter 388, Section 43, entitled "No Parking," be and the same is hereby amended as follows:

The description of the no parking zone along Horizon Road, west side of Palisade Avenue, be and is hereby amended to a point 260 feet south to a point 540 feet south.

Section II. All other parts, portions and provisions of Chapter 388 of the Code of the Borough of Fort Lee not inconsistent with the terms hereof be and the same are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

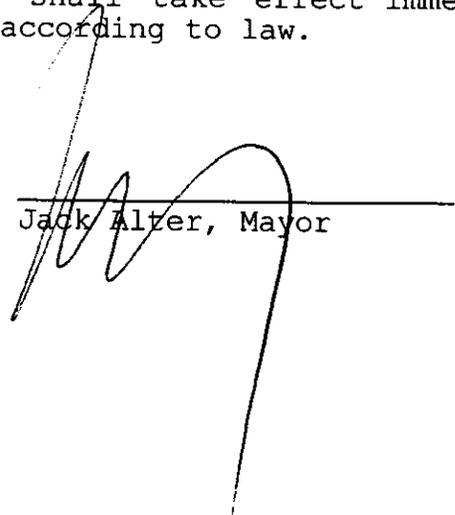
Section III. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. Cervieri</u>	Date of Introduction	<u>August 22, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>September 12, 2002</u>
		Date of Adoption	<u>September 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE #2002-40

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER
316 OF THE FORT LEE CODE ENTITLED "PUBLIC RECORDS"**

WHEREAS, the New Jersey Legislature has recently adopted amendments to the Open Records Act; and

WHEREAS, it is the desire of the Borough of Fort Lee to comply with the State Statute,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee, as follows:

Section I: Chapter 316 of the Fort Lee Code, entitled "Public Records", be and the same, is hereby amended and supplemented by the addition thereto of the following:

H. Computer disks:

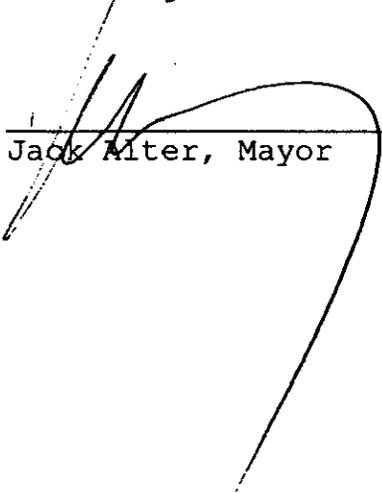
- (1) In the event that the Borough maintains a record in its normal course of business in its computer system, the cost of reproducing the document shall be one-half the cost of production of the document as set forth in Section A of the ordinance, plus \$1.00 for the diskette.
- (2) In the event that the Borough does not maintain the document on its computer system in its normal course of business, but maintains the document in another form, the Borough will provide a paper copy of the document, for the statutory fees set forth in Section A of the ordinance.

Section II. All other parts, portions and provisions of Chapter 316 of the Fort Lee Code entitled "Public Records" be and the same as hereby ratified and confirmed, except where inconsistent herewith. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

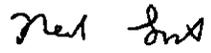
Section III. The provisions of this Ordinance are hereby declared to be severable; should any section or portion thereof be held invalid or unconstitutional, such decision shall not affect the validity of any remaining sections hereof.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



Jack Miter, Mayor



Neil Grant
Borough Clerk

Introduced	<u>J. VOSS</u>	Date of Introduction	<u>August 22, 2002</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>September 12, 2002</u>
		Date of Adoption	<u>September 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-41

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE BOROUGH OF FORT LEE AND APPROPRIATING \$2,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,900,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough ") as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$2,000,000 including the aggregate sum of \$100,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$1,900,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (a) Purpose: Improvements to Monument Park, including, but not limited to a site plan, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 150,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 142,500
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 7,500

- (b) Purpose: Acquisition of equipment for the Fire Prevention Bureau, including, but not limited to computer hardware, software and wireless transmitters and equipment, and including all work and material necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 25,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 23,750
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 1,250

- (c) Purpose: Improvements to the Richard A. Nest Senior Center, including, but not limited to removal of walls, electrical upgrades and various related improvements, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 42,500
<u>Maximum Amount of Bonds or Notes:</u>	\$ 40,375
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 2,125

(d) Purpose: Acquisition of equipment for the Human Services Department, including, but not limited to computer hardware and software, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 10,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 9,500
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 500

(e) Purpose: Acquisition of various equipment and vehicles for the Police Department, including, but not limited to a color copier, laptop computers for patrol cars and two 4-wheel drive vehicles, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 105,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 99,750
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 5,250

(f) Purpose: Acquisition of various communication equipment for Borough Hall, including, but not limited to the purchase and installation of a new telephone system, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 30,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 28,500
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 1,500

(g) Purpose: Various improvements for the Health Department, including, but not limited to painting and the replacement of carpet and windows, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 5,000
Maximum Amount of Bonds or Notes: \$ 4,750
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 250

(h) Purpose: Various improvements for the General Services Department, including, but not limited to improvements to the Recreation Center and General Services offices and buildings, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 7,500
Maximum Amount of Bonds or Notes: \$ 7,125
Period or Average Period of Usefulness: 15 years
Amount of Down Payment: \$ 375

(i) Purpose: Acquisition of a vehicle and equipment for the Fire Department, including, but not limited to a support services van and firefighting equipment, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 80,000
Maximum Amount of Bonds or Notes: \$ 76,000
Period or Average Period of Usefulness: 5 years
Amount of Down Payment: \$ 4,000

(j) Purpose: Acquisition of communications equipment for the Fire Department, including, but not limited to a computer aided dispatch system and intercom system, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 70,000
Maximum Amount of Bonds or Notes: \$ 66,500
Period or Average Period of Usefulness: 10 years
Amount of Down Payment: \$ 3,500

(k) Purpose: Acquisition of equipment for the Recreation Department, including, but not limited to a copy machine and equipment for the Recreation Office, Recreation Center and Youth Center, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 8,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 7,600
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 400

(l) Purpose: Acquisition of equipment and various improvements for the Public Works Department and Parks, including, but not limited to improvements to pump stations, improvements to sanitary sewer system, purchase of equipment for vehicle maintenance, improvements to emergency generator, installation of sprinkler system at Constitution Park, improvements to the Judge Moore House, improvements to the Recreation Center, tennis courts, fencing, lights and handball and basketball courts, improvements to Cherry Hill Park and improvements to bocce courts at Inwood Terrace Park, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 703,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 667,850
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 35,150

(m) Purpose: Acquisition of equipment and various improvements for the Public Works Department and Parks, including, but not limited to road repair, curb replacement and equipment for street signs, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 300,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 285,000
<u>Period or Average Period of Usefulness:</u>	10 years
<u>Amount of Down Payment:</u>	\$ 15,000

(n) Purpose: Acquisition of equipment and various improvements for the Public Works Department and Parks, including, but not limited to the purchase of vehicles and purchase of computer hardware and software for the DPW office, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 230,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 218,500
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 11,500

(o) Purpose: Acquisition of various equipment for the Municipal Court, including, but not limited to computer hardware and software and security equipment, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 12,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 11,400
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 600

(p) Purpose: Acquisition of various equipment for the Finance Department, including, but not limited to the purchase of computer hardware and software, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 25,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 23,750
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 1,250

(q) Purpose: Acquisition of various equipment and improvements for Administration, including, but not limited to improvements to the Municipal buildings and purchase of office equipment, and including all work and materials necessary therefor or incidental thereto.

(v) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by

the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Borough may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.155 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the 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. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,900,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$75,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Borough reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

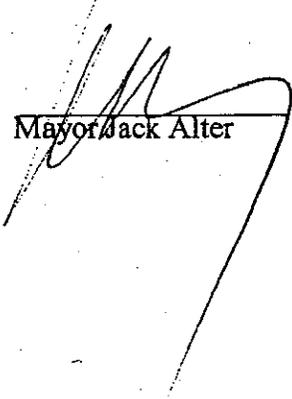
Section 9. The Borough Council of the Borough hereby covenants on behalf of the Borough to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

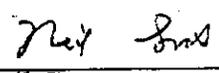
Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:

Attest:



Mayor Jack Alter



Neil Grant
Borough Clerk

Introduced	<u>J. VOSS</u>	Date of Introduction	<u>September 12, 2002</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>November 14, 2002</u>
		Date of Adoption	<u>November 14, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-42

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 410
"ZONING" OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF FORT LEE**

WHEREAS, the Planning Board of the Borough of Fort Lee recently prepared and adopted a 2001 Master Plan Reexamination; and

WHEREAS, in its Master Plan Reexamination, the Planning Board observed that the blocks bounded by Central Road, Hudson Terrace, Bridge Plaza South and Main Street remain an area in transition and include properties which are underdeveloped and/or in poor physical condition; and

WHEREAS, in its Master Plan Reexamination, the Planning Board concluded that the current zoning of the area in question be reevaluated, and also recommended that age-restricted housing and possibly assisted living be considered at this location, and that allowable building heights and densities be revisited so as to take advantage of the area's view potential; and

WHEREAS, in accordance with the recommendation set forth in the 2001 Master Plan Reexamination, the Planning Board conducted a study of the above-referenced blocks; and

WHEREAS, the Borough's current zone scheme does not make provision for age-restricted housing, which is deemed to be desirable given the demographics of the community; and

WHEREAS, age-restricted housing does not generate significant peak-hour traffic, which is beneficial given the area's proximity to the George Washington Bridge; and

WHEREAS, in September 2002 the Planning Board adopted an amendment to the Master Plan designed to encourage development of age-restricted housing in suitable locations within these blocks; and

WHEREAS, as a means of implementing the recommendations of the Planning Board, as expressly set forth in the Master Plan Amendment dated September 2002, the Mayor and Council of the Borough of Fort Lee are desirous of rezoning the R-6 portion of this area to accommodate age-restricted housing and to stimulate private redevelopment by making the following changes to the existing Zoning Regulations;

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

Section 1 §410-7. "Definitions" is amended by insertion of the following:

AGE RESTRICTED HOUSING — A multifamily building designed to meet the needs of residents limited to the age of fifty-five (55) years or over, provided, however, that (i) a person of the age of fifty-five (55) years or over may occupy such a dwelling unit with such person's husband or wife or companion, regardless of age and/or with a child nineteen (19) years of age or over who is not enrolled in secondary school, and (ii) any person who is permitted to and did occupy an age restricted dwelling unit with an age-qualified person may continue to occupy the dwelling unit after the death of such age-qualified person, and (iii) any person, regardless of age, may occupy the dwelling unit if such person provides physical support to an occupant otherwise permitted to occupy a dwelling unit in accordance with the restrictions herein. Notwithstanding any of the foregoing, no person under the age of nineteen (19) years shall reside in any dwelling unit for more than ninety (90) days in any calendar year.

Section 2 §4.8. "Designation of Zones" is amended as follows:

§410-8. Designation of Zones. For the purpose of this chapter, the Borough of Fort Lee is hereby divided into 25 zones, differentiated according to use and building regulations, and to be designated as follows:

- R-1 One-Family Residential Zone
- R-1A One-Family Residential Zone
- R-2 One-Family Residential Zone
- R-2A One-Family Residential Zone
- R-3 One- and Two-Family Residential Zone
- R-3A One- and Two-Family Residential Zone
- R-4 One- and Two-Family Residential Zone
- R-5 Garden Apartment Residential Zone
- R-6 Six-Story Apartment Residential Zone
- R-6A Age-Restricted Apartment Residential Zone
- R-7 Eight-Story Apartment Residential Zone
- R-8 Moderate Density Apartment Residential Zone
- R-8A Moderate Density Residential Zone
- R-9 High-Rise Apartment Residential Zone
- R-10 High-Rise Apartment Residential Zone
- R-10A High-Rise Apartment Residential Zone
- R-11 High-Rise Apartment Residential Zone
- C-1 Central Business District Zone
- C-1A Planned Business District Zone
- C-2 Neighborhood Business Zone
- C-3 Limited Business Zone
- C-4 Special Business Zone
- C-5 Highway Development Zone
- I-1 Light Industrial Office Zone
- PCR-1 Planned Commercial/Residential Zone

Section 3 §410-9. "Zoning Map" is hereby amended by adding the following paragraph:

The area bounded generally by Bridge Plaza South on the north, Hudson Terrace on the east, Main Street on the south and Central Road on the west, which is currently located within the limits of the R-6 zone, and more particularly designated as Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 in Block 4804 and Lots 1, 5, 6, 7, 8 and 9 in Block 4805 and Lot 1 in Block 4806 on the Fort Lee tax maps is hereby rezoned to the R-6A Age-Restricted Apartment Zone.

Section 4 "Zoning Schedule IV-1 Use Regulations" is hereby amended by insertion of the following after the listing for "R-6 Six-Story Apartment":

Zone District	Permitted Principal Use	Permitted Accessory Use	Conditional Use
R-6A Age-Restricted Apartment	1. Any R-6 permitted principal use under the same conditions as prescribed therein. 2. Age-restricted apartments	1. Any R-6 permitted accessory use under the same conditions as prescribed therein. 2. Other accessory uses customarily incidental to a permitted use.	Any R-6 conditional use under the same conditions as prescribed therein.

Section 5 "Zoning Schedule IV-2 Area, Bulk and Yard Requirements" is hereby amended as follows:

Under the heading "Zone District," following the R-6 Zone, there shall be listed the "R-6A Zone," with the following listed under Minimum Area Requirements, Maximum Bulk Requirements, Minimum Yard Requirements and Maximum Floor Area Ratio: "Same as R-6 except for age-restricted apartments (see §410-37.1)."

Section 6 §410.37.1 shall be added as follows:

§410.37.1 "Regulations for the R-6A Age-Restricted Apartment Zone"

- A. Purpose and Applicability. The purpose of the R-6A Age-Restricted Apartment zone is to encourage private redevelopment by allowing for the construction of age-restricted apartments at a density and building height that recognize the area's view potential as well as the reduced land use impacts associated with this type of housing.
- B. Minimum Lot Size and Dimensions. For age-restricted housing, the minimum lot size shall be one acre and the minimum lot width and lot depth shall be 200 feet.
- C. An age-restricted apartment building may be permitted to have up to 10,000 square feet of ground floor area devoted to retail/commercial sales or services, including food services, for the exclusive use of the residents of the age-restricted apartment development.
- D. Maximum density and height. In an age-restricted development, the maximum residential density shall be 125 dwelling units per acre and the maximum building height shall be 13 stories above the elevation of Central Road.
- E. The following bulk regulations shall apply to age-restricted developments:
 - (1) The maximum lot coverage for all principal buildings, excluding parking structures, shall be 35 percent.

- (2) The maximum improved lot coverage shall be 75 percent.
- (3) The minimum yard requirements shall be as follows:

Minimum Setback to a Building:

From Central Road:	20 feet
From Bigler Street:	20 feet
From Bridge Plaza South:	30 feet
From Central Avenue:	140 feet

Minimum Setback to a Parking Garage:

From Central Road:	N/A
From Bigler Street:	20 feet
From Bridge Plaza South:	20 feet
From Central Avenue:	20 feet

- (4) The maximum floor area ratio (exclusive of areas devoted to structured parking) shall be 3.0.
- (5) The minimum parking requirement for age-restricted housing shall be in accordance with Residential Site Improvement Standards.
- (6) All parking must be below the grade of Central Road and no more than four (4) levels of structured parking shall be permitted.

Section 7. The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section 8. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions and provisions of Chapter 410 are hereby ratified and confirmed, except where inconsistent herewith.

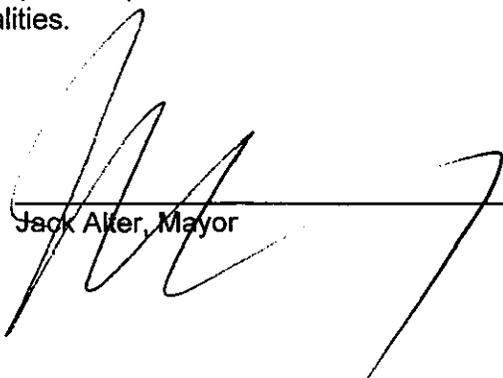
Section 9. This Ordinance shall take effect immediately upon final passage and publication according to law.

Section 10. A certified copy of the ordinance upon adoption shall be sent to the Bergen County Planning Board and to all surrounding municipalities.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>M. Villano</u>	Date of Introduction	<u>October 10, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>October 24, 2002</u>
		Date of Adoption	<u>October 24, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-43

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "NO PARKING"

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Chapter 388, Section 43, Schedule I, entitled "No Parking," be and the same is hereby amended as follows:

North Central Road (e) Side: East

Location: For a Distance 22 Feet South of the Driveway Egress at NorthBridge Park Co-Op at 2200 North Central Road

Section II. All other parts, portions and provisions of Chapter 388 of the Code of the Borough of Fort Lee not inconsistent with the terms hereof be and the same are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

Section III. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	J. VOSS	Date of Introduction	October 10, 2002
			October 24, 2002
		Public Hearing	
Seconded	M. VIELAND	Date of Adoption	October 24, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-44

AN ORDINANCE AMENDING CHAPTER 388, SECTION 57, SCHEDULE XIII, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE SO AS TO DELETE FIVE BUS STOPS AND INCLUDE TWO NEW BUS STOPS IN THE BOROUGH OF FORT LEE

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: Chapter 388, Section 57, Schedule XIII, of the Revised General Ordinances of the Borough of Fort Lee be and is hereby amended to **delete** the following bus stops.

Along Main Street, westbound, on the northerly side thereof at:

- b. Center Avenue (far side)
Beginning at the westerly curblineline of Center Avenue and extending 100 feet westerly therefrom

Along Center Avenue, northbound, on the easterly side thereof at:

- g. Guntzer Street (near side)
Beginning at the southerly curblineline of Guntzer Street and extending 105 feet southerly therefrom

Along Route 5, eastbound, on the southerly side thereof at:

- d. Deerwood Road (far side)
Beginning at the easterly curblineline of Deerwood Road and extending 100 feet easterly therefrom

Along Route 5, westbound, on the northerly side thereof at:

- d. Deerwood Road (near side)
Beginning at the prolongation of the easterly curblineline of Deerwood Road and extending 105 feet easterly therefrom

Along Route 67, northbound, on the easterly side thereof at:

- n. Myrtle Avenue (far side)
Beginning at the northerly curblineline of Myrtle Avenue and extending 100 feet northerly therefrom

SECTION II: Chapter 388, Section 57, Schedule XIII, is hereby amended to add the following bus stops.

Along Martha Washington Way, southbound, on the northerly side thereof at:

- a. 100 feet north of the apex of the curve on the northwest corner of Main Street and Martha Washington Way.

Along Main Street, westbound, on the northerly side thereof at:

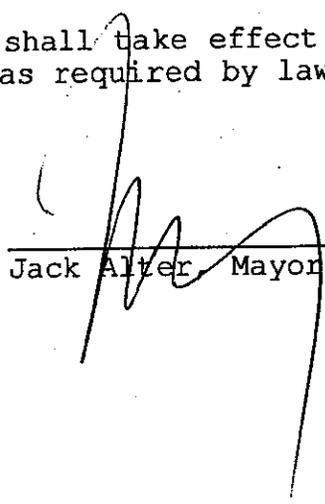
- b. Center Avenue (mid block)
Beginning 115 feet from the westerly curblineline of Center Avenue and extending 135 feet westerly therefrom.

SECTION III: This Ordinance shall take effect immediately upon final passage and publication as required by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	J. Cervieri	Date of Introduction	October 24, 2002
Seconded	J. Voss	Public Hearing	November 14, 2002
		Date of Adoption	November 14, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-45

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, PROVIDING FOR THE PURCHASE OF LOT 6, BLOCK 4601 AND RELATED EXPENSES BY THE BOROUGH OF FORT LEE, APPROPRIATING \$700,000 THEREFOR, AND AUTHORIZING \$665,000 IN BONDS OR NOTES OF THE BOROUGH OF FORT LEE TO FINANCE THE SAME

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$700,000 including the sum of \$35,000 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$665,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the purchase of the real property located at 326 Guntzer Street in the Borough and shown as Lot 6, Block 4601 on the tax maps of the Borough, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. 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 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(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, 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 date of delivery thereof. The chief financial officer is directed to report in writing to the governing body 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake 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 the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough 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. Such statement shows that the gross

debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$665,000 and the issuance of the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An aggregate amount not exceeding \$55,250 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are applied to the payment of obligations issued pursuant to this bond ordinance.

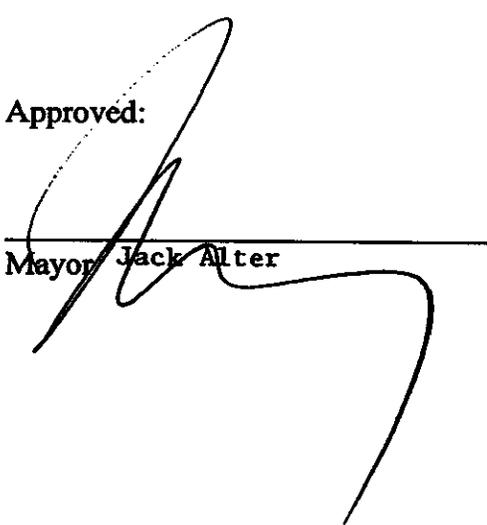
Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

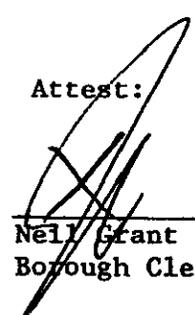
Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Nell Grant
Borough Clerk

Nell Grant

Introduced	J. CERVINO	Date of Introduction	October 24, 2002
Seconded	J. VESS	Public Hearing	November 14, 2002
		Date of Adoption	November 14, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-46

AN ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$100,000 TO BE RECEIVED FROM THE COUNTY OF BERGEN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR IMPROVEMENTS TO CONSTITUTION PARK IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY.

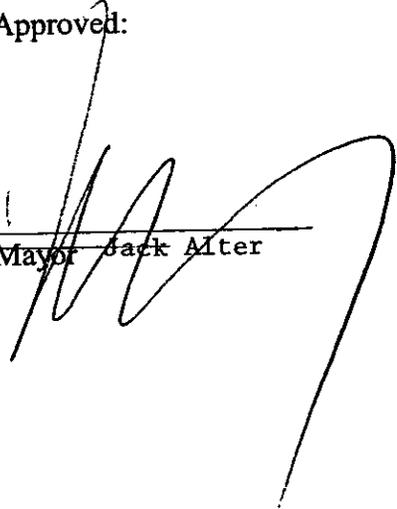
BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (NOT LESS THAN TWO-THIRDS OF all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The \$100,000 to be received from the County of Bergen, Community Development Block Grant program is hereby appropriated for the purpose of providing funds for improvements to Constitution Park located in the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") and including all work and materials necessary therefor and incidental thereto, as more fully described in the plans and specifications on file with the Borough Clerk.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

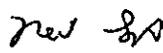
Section 3. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Approved:



Mayor Jack Alter

Attest:



Neil Grant
Borough Clerk

Introduced	J. Cervasek	Date of Introduction	October 24, 2002
Seconded	J. Voss	Public Hearing	November 14, 2002
		Date of Adoption	November 14, 2002

AS AMENDED AT 11/14/02 MEETING

BOROUGH OF FORT LEE

ORDINANCE # 2002-47

**ORDINANCE AMENDING AND SUPPLEMENTING SECTION
261-31J OF THE CODE OF THE BOROUGH OF FORT LEE
CONCERNING DEVELOPMENTAL NOTIFICATION SIGNAGE.**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee, as follows:

Section I. Chapter 261, Section 31J of the Code of the Borough of Fort Lee, entitled "Land Use Procedures - Notice Requirements for Hearing," be and is hereby amended and supplemented so that Section 1 shall read as follows:

The sign to be placed on the property shall be fabricated by the Borough and shall read as follows:
"This property is subject to a developmental application. The hearing will be held on _____ . Please contact the Board Secretary at 201-592-3727 for further information regarding this project."

Section II. All other parts, portions and provisions contained in Section 261-31 of the Code of the Borough of Fort Lee be and the same are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any inconsistency, the terms and provisions hereof shall govern.

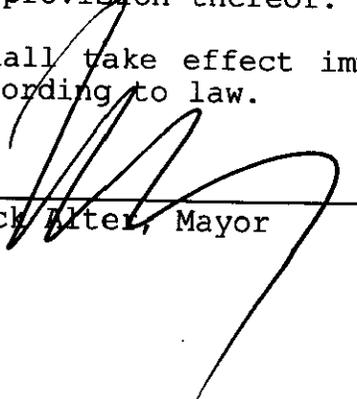
Section III. The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision of this Section be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk


Jack Alter, Mayor

Introduced	J. Cervieri	Date of Introduction	October 24, 2002
Seconded	J. Voss	Public Hearing	November 14, 2002
		Date of Adoption	November 14, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-48

AN ORDINANCE SUPPLEMENTING CHAPTER 388, SECTION 66, OF THE FORT LEE CODE ENTITLED "TRAFFIC MOVEMENT AND PARKING ON BOARD OF EDUCATION AND MUNICIPAL PROPERTIES

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee, as follows:

Section I. Chapter 388, Section 66(d) be and the same, is hereby supplemented by the addition thereto of the following:

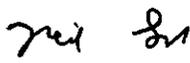
"The Fort Lee Police Department and/or the Fort Lee Parking Authority shall have the right to issue parking summonses for violations of this section and Section 35 of this Chapter. Further, the Fort Lee Police Department and/or the Fort Lee Parking Authority shall have the right to tow and/or boot any vehicle which is in violation of this Section."

Section II. All other parts, portions and provisions of Chapter 388 of the Fort Lee Code entitled "Traffic Movement and Parking on Board of Education and Municipal Properties" be and the same are hereby ratified and confirmed, except where inconsistent herewith. In the event of any such inconsistency, the terms and provisions of this Ordinance shall be deemed to govern.

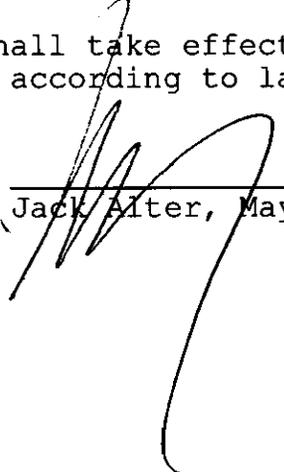
Section III. The provisions of this Ordinance are hereby declared to be severable; should any section or portion thereof be held invalid or unconstitutional, such decision shall not affect the validity of any remaining sections hereof.

Section IV. This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



 Neil Grant, Borough Clerk



 Jack Alter, Mayor

Introduced <u>J. Cervieri</u>	Date of Introduction <u>November 14, 2002</u>
Seconded <u>J. Voss</u>	Public Hearing <u>December 12, 2002</u>
	Date of Adoption <u>December 12, 2002</u>

BOROUGH OF FORT LEE
2002-49
ORDINANCE # _____

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388,
SECTION 51, SCHEDULE VII, OF THE CODE OF THE BOROUGH
OF FORT LEE, ENTITLED "ONE WAY STREETS"**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, AS FOLLOWS:

Section I. Chapter 388, Section 51, Schedule VII, entitled "One Way Street," be and the same is hereby amended as follows:

Name of Street	Direction	Limits
Merkle Street	<u>West</u>	Hudson Terrace to North Central Road
Sylvan Street	<u>East</u>	North Central Road to Hudson Street

Section II. BE IT FURTHER ORDAINED that the following street should be removed as a one-way street:

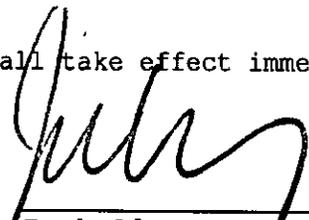
William Street

Section III. All other parts, portions and provisions of Chapter 388 of the Code of the Borough of Fort Lee not inconsistent with the terms hereof be and the same are hereby ratified and confirmed. In the event of any inconsistency, the terms and provisions hereof shall govern.

Section IV. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section V. This ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



Jack Alter, Mayor

Neil Grant

Neil Grant
Borough Clerk

Introduced	J. CERJETRI	Date of Introduction	November 14, 2002
Seconded	J. VOSS	Public Hearing	December 12, 2002
		Date of Adoption	December 12, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-50

AN ORDINANCE AMENDING SALARY ORDINANCE #2001-16 AND PROVIDING SALARIES FOR POLICE ADMINISTRATORS AND FOR THE CHIEF OF POLICE

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee, as follows:

SECTION I: The Police Administrators shall receive salaries during the period from January 1, 2003 through December 31, 2006, as set forth herein as follows:

	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>
Deputy Chief	121,923	129,543	134,077	138,770
Inspectors	115,965	123,213	127,525	131,988

SECTION II: The Chief of Police shall receive a salary during the period from January 1, 2003 through December 31, 2006 as set forth herein as follows:

	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>
Chief of Police	141,155	149,977	155,226	160,659

SECTION III: This Ordinance shall take effect immediately upon passage and publication.

Attest:


 Jack Alter, Mayor

Neil Grant

Neil Grant
 Borough Clerk

Introduced	<u>J. Cervieri</u>	Date of Introduction	<u>November 14, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>December 12, 2002</u>
		Date of Adoption	<u>December 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-51

AN ORDINANCE ESTABLISHING A SALARY ORDINANCE FOR DEPARTMENT HEADS, BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR AND BOROUGH ADMINISTRATOR

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: All employees covered by the **Department Head Bargaining Unit** shall receive salaries for 2002, 2003, 2004 and 2005 as established by the Department Labor Contract for the years 2002 through 2005, (Schedule A), which is attached hereto and made a part hereof.

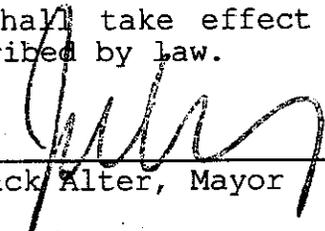
SECTION II: All **Non-Union** personnel listed in (Schedule B) shall receive salaries for 2002, 2003, 2004 and 2005 as outlined in (Schedule B), which is attached hereto and made a part hereof

SECTION III: BE IT FURTHER ORDAINED that each employee listed in Schedules (A) and (B) except for the Borough Administrator shall receive an additional \$600.00 above their base salary in each year of the agreement in a form of a stipend which is pensionable. However, this amount shall not be added to the base salary prior to the compounding of any future salary increase.

SECTION IV: This ordinance shall supersede any other salary ordinance for members of the **Department Head Bargaining Unit** and **Non-Union Personnel**.

SECTION V: This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:



 Jack Alter, Mayor

Neil Grant

 Neil Grant
 Borough Clerk

SCHEDULE (A)

DEPARTMENT HEAD UNIT

JANUARY 1, 2002 - DECEMBER 31, 2005

<u>TITLE</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Director of Human Services	54,029	56,221	58,354	60,562
Rent Regulations Officer	59,893	62,305	64,651	67,080
Fire Official/Fire Protection Sub-Code Official	88,229	91,704	95,079	98,572
Police and Fire Signal System Superintendent	72,263	75,139	77,934	80,828
Construction Official/ Zoning Officer	91,202	94,788	98,271	101,876
Superintendent of Recreation/ Coordinator of Public Events	73,199	76,110	78,939	81,868
Director of Maintenance & Repairs/Safety Coordinator	90,690	94,257	97,722	101,308
DPW/Parks Superintendent/ Buildings Superintendent/ Outreach Coordinator	94,124	97,820	101,409	105,124
Supervisor of Senior Citizen Activities	54,029	56,221	58,354	60,562
Certified Municipal Court Administrator	86,519	89,929	93,242	96,671
Deputy Emergency Management Coordinator	54,029	56,221	58,354	60,562

SCHEDULE (B)

NON-UNION PERSONNEL

JANUARY 1, 2002 - DECEMBER 31, 2005 (As Indicated Below)

<u>TITLE</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Borough Clerk	\$83,166	86,451	89,642	92,945
Tax Assessor	80,853	84,051	87,158	90,374
Borough Administrator	133,796	141,155	-----	-----

	<u>2002</u> 1/1 - 6/30	<u>2002</u> 7/1 - 12/31
Tax Collector/Treasurer	64,033	66,604
Chief Financial Officer	26,140	27,448

	<u>2003</u>	<u>2004</u>	<u>2005</u>
Tax Collector/Treasurer	69,268	72,459	75,140
Chief Financial Officer	28,643	29,811	31,020

Introduced	<u>J. Cavers</u>	Date of Introduction	<u>November 14, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>December 12, 2002</u>
		Date of Adoption	<u>December 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-52

REFUNDING BOND ORDINANCE OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN UNFUNDED PENSION LIABILITIES OF THE BOROUGH APPROPRIATING \$4,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,300,000 REFUNDING BONDS OF THE BOROUGH FOR FINANCING THE COST THEREOF

WHEREAS, the Borough adopted early retirement incentive programs (each, an "ERI Program") for eligible employees covered by the Public Employee Retirement System (the "PERS") and as a result created unfunded liabilities within PERS which would be retired by annual payments to PERS through the year 2021 and 2033, respectively; and

WHEREAS, the Borough adopted an ERI Program for eligible employees covered by the Police and Firemen Retirement System (the "PFRS") and as a result created an unfunded liability with PFRS which would be retired by annual payments to PFRS through the year 2033; and

WHEREAS, P.L. 2002, c. 42, was enacted to permit local units who participated in ERI Programs to sell refunding bonds in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et seq., to retire the present value of the liabilities attributable to the ERI Programs; and

WHEREAS, the present value of the Borough's liability to PERS under the ERI Programs has been established by the New Jersey Division of Pensions and Benefits (the "Borough's PERS Liability"); and

WHEREAS, the present value of the Borough's liability to PFRS under the ERI Program has been established by the New Jersey Division of Pensions and Benefits (the "Borough's PFRS Liability"); and

WHEREAS, the Borough now wishes to authorize the issuance of refunding bonds to retire the Borough's PERS Liability and the Borough's PFRS Liability.

NOW THEREFORE BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Borough of Fort Lee, in the County of Bergen, New Jersey is hereby authorized to refund all of the Borough's PERS Liability and PFRS Liability.

Section 2. In order to finance the retirement of the Borough's PERS Liability and the Borough's PFRS Liability described in Section 1 hereof and to pay all related costs associated therewith, an amount not exceeding \$4,300,000 is hereby appropriated therefor and negotiable refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$4,300,000 pursuant to the Local Bond Law of the State of New Jersey.

Section 3. The Borough desires to provide for the retirement of the Borough's PERS Liability and the Borough's PFRS Liability in order to provide for substantial annual savings as a result of lower interest rates available in the bond market.

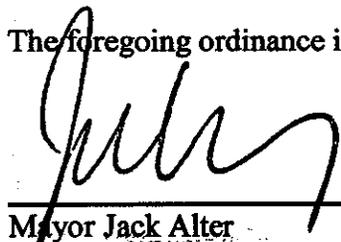
Section 4. An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 5. The purpose of this financing is to reduce the annual recurring expenses of the Borough.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

The foregoing ordinance is hereby approved.



Mayor Jack Alter



Neil Grant
Borough Clerk

ATTEST:

Introduced	J. Cervieri	Date of Introduction	November 14, 2002
Seconded	J. Voss	Public Hearing	December 12, 2002
		Date of Adoption	December 12, 2002

BOROUGH OF FORT LEE

ORDINANCE # 2002-53

AN ORDINANCE AMENDING ORDINANCE #2002-14 ESTABLISHING SALARIES AND WAGES FOR WHITE COLLAR EMPLOYEES AND CERTAIN NON-UNION EMPLOYEES

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Ordinance #2002-14 is hereby amended as follows:

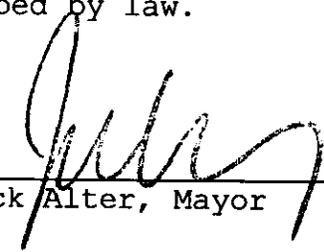
SECTION I Non-Union Personnel Schedule "B" shall be amended as follows:

Director of Economic Development - Annual Salary \$78,000

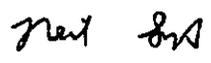
SECTION II This ordinance shall supersede any other salary ordinance and salary range that has been previously created for the aforementioned position.

SECTION III This ordinance shall take effect immediately upon passage and publication as prescribed by law.

ATTEST:



 Jack Alter, Mayor



 Neil Grant
 Borough Clerk

Introduced	<u>J. Cervigni</u>	Date of Introduction	<u>November 14, 2002</u>
Seconded	<u>J. Voss</u>	Public Hearing	<u>December 12, 2002</u>
		Date of Adoption	<u>December 12, 2002</u>

BOROUGH OF FORT LEE

ORDINANCE # 2002-54

**AN ORDINANCE AMENDING ORDINANCE #2002-31 FORMALLY
ADOPTED ON JULY 25, 2002, AMENDING CHAPTER 156,
SECTION 10, "TREE REMOVAL AND REPLACEMENT" - FINES**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: Chapter 156, Section 10 of the Fort Lee Code entitled "Tree Removal and Replacement-Fines" be and the same is hereby repealed and replaced with the following:

"Section 156-10 Fines

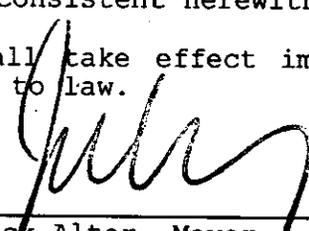
Any person who removes one or more trees without a permit shall be subject to a fine up to \$1,250.00 or a jail term not to exceed 30 days, or both. Each tree removed without a permit shall be considered a separate violation."

SECTION II: The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

SECTION III: In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions and provisions of Chapter 156 are hereby ratified and confirmed, except where inconsistent herewith.

SECTION IV: This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:



Jack Alter, Mayor



Neil Grant
Borough Clerk