

Introduced <u>J. CERVIERI</u>	Date of Introduction <u>January 5, 2006</u>
Seconded <u>M. SARGENTI</u>	Public Hearing <u>January 26, 2006</u>
	Date of Adoption <u>January 26, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-01

**AN ORDINANCE AMENDING SALARY ORDINANCES #2002-14
AND 2005-42 ESTABLISHING TITLES, 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 #'s 2002-14 and 2005-42 are hereby amended as follows:

SECTION I White Collar Personnel Schedule "A" shall be amended to include the following title, salary and salary range for the following positions for 2006.

<u>Title</u>	<u>Salary</u>	<u>Salary Range</u>
Confidential Secretary	\$25,000	\$20,000 - \$30,000
Recreation Supervisors		\$25,000 - \$35,000

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	J. CERVIERI	Date of Introduction	January 12, 2006
Seconded	I KASOVSKY	Public Hearing	January 26, 2006
		Date of Adoption	January 26, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-2

AN ORDINANCE AMENDING SALARY ORDINANCE #2002-14 AND SALARY ORDINANCE #2004-22 ESTABLISHING SALARIES FOR WHITE COLLAR EMPLOYEES AND CERTAIN NON-UNION EMPLOYEES (SCHEDULE B)

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Ordinance #'s 2002-14 and #2004-22 are hereby amended as follows:

SECTION I: Non-Union Personnel Schedule "B" shall be amended to include the salary for 2006 as indicated below for the following positions:

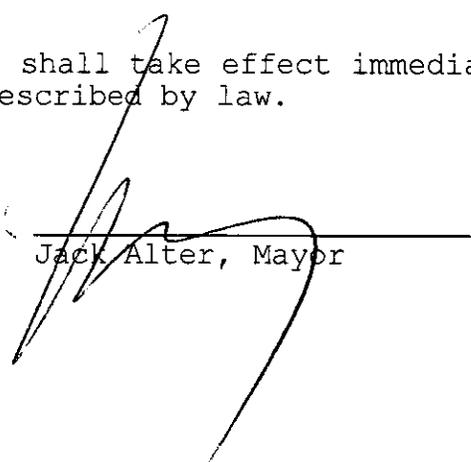
<u>Title</u>	<u>Salary</u>
C-3 Wastewater Operator	\$ 8,500
Rent Leveling Board Attorney	\$18,470

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. CERVIERI</u>	Date of Introduction	<u>January 12, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>January 26, 2006</u>
		Date of Adoption	<u>January 26, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-3

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

1. "388-69: Along the north curb line of Euclid Road, beginning at a point 31 feet west of the apex of Euclid Road and Briar Way and continuing west along the same line extending an additional 25 feet west

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.

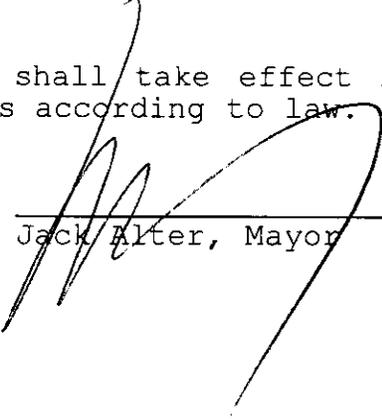
Section III: In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent 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. CERVIERE</u>	Date of Introduction	<u>January 12, 2006</u>
Seconded	<u>J. KASCHASKY</u>	Public Hearing	<u>January 26, 2006</u>
		Date of Adoption	<u>January 26, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-4

**AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING
CHAPTER 388, SECTION 44, VEHICLES AND TRAFFIC, OF
THE CODE OF THE BOROUGH OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 388-44, Schedule II: Parking Prohibited During Certain Hours on Certain Streets, of the Code of the Borough of Fort Lee, is hereby amended and supplemented as follows:

Section 1. That Chapter 388, Vehicles and Traffic, Section 388-44, Schedule II: Parking Prohibited During Certain Hours on Certain Streets, is hereby supplemented to add an additional street as follows:

§388-48 Schedule V: Time Limit Parking

Name of Street	Side	Time	Hour/Days	Location
Hudson Terrace	West Side	3 hours	7:00 a.m. to 10:00 a.m. Monday through Friday	Myrtle Ave. to Washington Ave.

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

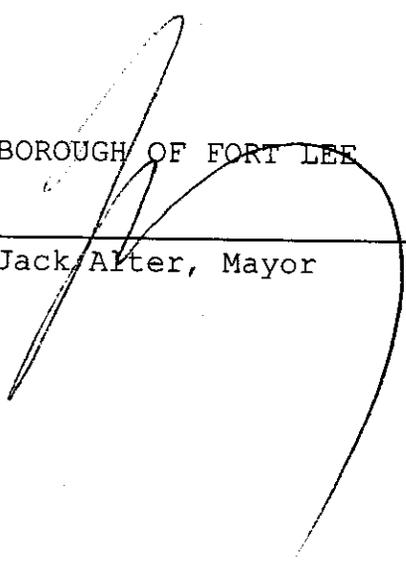
Section 4. This Ordinance shall take effect upon passage and publication as provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE



Jack Alter, Mayor

Introduced	J. CERVIKSI	Date of Introduction	February 9, 2006
Seconded	M. SARGENTI	Public Hearing	March 9, 2006
		Date of Adoption	March 9, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-5

BOND ORDINANCE PROVIDING FOR THE REHABILITATION OF THE RICHARD A. NEST SENIOR CITIZENS' CENTER KITCHEN IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$47,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

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 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, there is hereby appropriated the sum of \$250,000, including a \$200,000 Bergen County Community Development Block Grant (the "County Grant"), and further including the sum of \$2,500 as the down payment required by the Local Bond Law to be provided from the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or from the grant referred to in Section 1, negotiable bonds are hereby authorized to be issued in the principal amount of \$47,500 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 improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the rehabilitation of the Richard A. Nest Senior Citizens' Center kitchen, including all work and materials necessary therefor and 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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that 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 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 \$47,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$37,500 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.

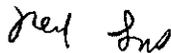
Section 7. Any additional grant moneys received, other than the County Grant, for the purpose described in Section 3 hereof shall be applied to direct payment of the cost of the improvement or if other than as referred to in Section 1 hereof, to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such additional funds are so used.

Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

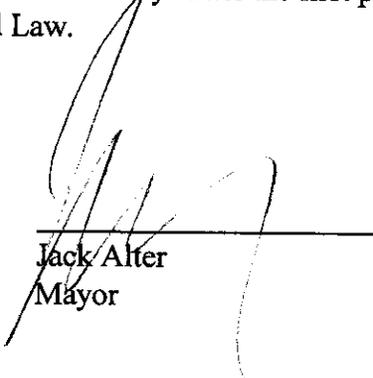
Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad 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 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:



Neil Grant
Borough Clerk



Jack Alter
Mayor

Introduced	J. CLAVIERE	Date of Introduction	February 9, 2006
Seconded	M. SARGENTI	Public Hearing	March 9, 2006
		Date of Adoption	March 9, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-6

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO INWOOD TERRACE PARK IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

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 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, there is hereby appropriated the sum of \$275,000, including a \$100,000 grant expected to be received from the Bergen County Open Space Recreation Farmland and Historic Preservation Trust Fund (the "Grant"), and further including the sum of \$13,750 as the down payment required by the Local Bond Law to be provided from the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment and in anticipation of the Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$261,250 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 improvements to Inwood Terrace Park, including all work and materials necessary therefor and 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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that 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 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 \$261,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$40,000 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.

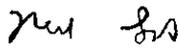
Section 7. Any additional grant moneys received for the purpose described in Section 3 hereof shall be applied to direct payment of the cost of the improvement or if other then as referred to in Section 1 hereof, to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such additional funds are so used.

Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

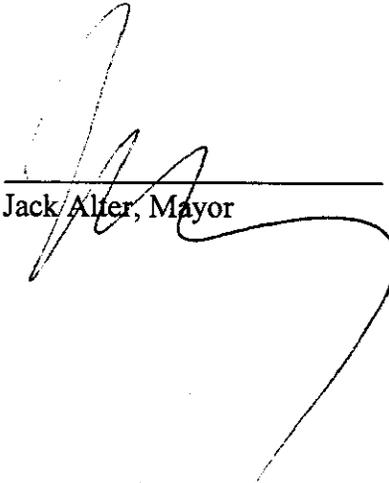
Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad 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 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Attest:



Neil Grant, Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. CURVIERI</u>	Date of Introduction	<u>February 9, 2006</u>
		Public Hearing	<u>February 23, 2006</u>
Seconded	<u>M. SARGENTI</u>	Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-7

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

1. "388-69": Beginning along the west curb of Anderson Avenue, beginning at a point 30 feet north of the prolongation of the north curb of McElroy Avenue and extending 25 feet north along the same curblines.

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.

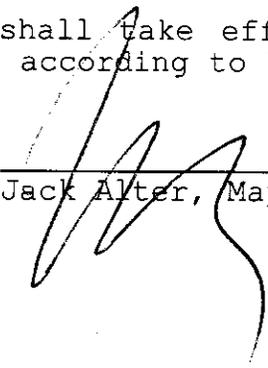
Section III: In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent 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. CERVILLO</u>	Date of Introduction	<u>February 9, 2006</u>
Seconded	<u>M. SARCINI</u>	Public Hearing	<u>February 23, 2006</u>
		Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-8

**AN ORDINANCE AMENDING CHAPTER 293 PARKS AND RECREATION,
ARTICLE II REGULATIONS, SECTION 293-4 PROHIBITED ACTS,
OF THE CODE OF THE BOROUGH OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 293 Parks and Recreation, Article II Regulations, Section 293-4 Prohibited Acts, of the Code of the Borough of Fort Lee, is hereby amended as follows:

Section 1. Section 293-4 (X), Prohibited Acts, is hereby amended as follows:

Section 293-4 (X) Prohibited Acts

Swim, bathe, wade, or playing in any waters or fountains in or adjacent to any such land except in compliance with posted regulations and the instructions of park attendants employed by the Borough

Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk

Jack Alter, Mayor

Introduced	<u>J. CLAVIERI</u>	Date of Introduction	<u>February 9, 2006</u>
Seconded	<u>M. SARGENTA</u>	Public Hearing	<u>February 23, 2006</u>
		Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-9

**AN ORDINANCE AMENDING CHAPTER 293 PARKS AND RECREATION,
ARTICLE II REGULATIONS, SECTION 293-11 HOURS AND DAYS
OF OPERATION, OF THE CODE OF THE BOROUGH OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 293 Parks and Recreation, Article II Regulations, Section 293-11 Hours and Days of Operation, of the Code of the Borough of Fort Lee, is hereby amended as follows:

Section 1. Section 293-11 (B), Prohibited Acts, is hereby amended as follows:

Section 293-11 Prohibited Acts:

All borough parks, playgrounds and recreation areas, except the recreation center at the western end of Stillwell Avenue, shall open each day at 8:00 a.m. and shall close at 7:00 p.m. during Eastern standard time and shall close at 10:00 p.m. during daylight saving time, unless an activity authorized by the Recreation Department of the Borough of Fort Lee is in progress. The recreation area at the western end of Stillwell Avenue shall open each day at 8:00 a.m. and close at 10:00 p.m. The Youth Center shall generally open at 9:00 a.m. and close at 9:30 p.m. Monday thru Friday, and 9:00 a.m. to 5:00 p.m. on Saturday and Sunday. The Fort Lee Community Center shall generally open at 9:00 a.m. and shall close at 11:00 p.m. daily. In both the Youth Center and the Community Center the hours of operation shall be subject to specific programming.

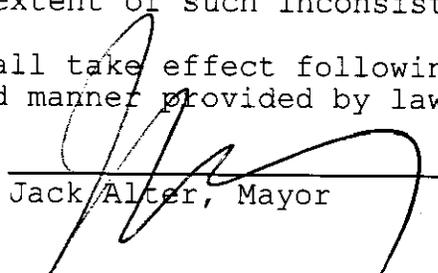
Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk


Jack Alter, Mayor

Introduced	<u>J. CERVENY</u>	Date of Introduction	<u>February 9, 2006</u>
		Public Hearing	<u>February 23, 2006</u>
Seconded	<u>M. SARGENTI</u>	Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE
ORDINANCE # 2006-10

AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING CHAPTER 289 PARKING, ARTICLE IV PARKING METERS, MUNICIPAL PARKING LOTS AND PERMIT PARKING, SECTION 15, PARKING METER ZONES ESTABLISHED; VIOLATIONS AND PENALTIES OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 289 Parking, Article IV Parking Meters, Municipal Parking Lots and Permit Parking, Section 289-15 Parking Meter Zones Established Violations and Penalties, of the Code of the Borough of Fort Lee, is hereby amended, revised and supplemented as follows:

Section 1: Section 289-15, Parking Meter Zones Established Violations and Penalties, is hereby amended, revised and supplemented as follows:

Section 289-15, Parking Meter Zones Established Violations and Penalties.

(9) Edsall Boulevard - Amend to:

(a) North side, from 15th Street west to 14th Street: 12 hours.

(b) South side, from 15th Street west to 14th Street: 9 hours.

(10) 16th Street - Amend to:

(a) East side, Edsall Boulevard north to Anderson Avenue: 16 hours.

(24) Bigler Street - Amend to:

(a) Twenty-four hour pay and display meters are hereby authorized to be installed along the east side of Bigler Street from Hudson Terrace, south to Main St.

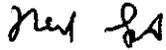
(26) Inwood Terrace - Amend to:

(a) *Sixteen-hour parking meters* are hereby authorized to be installed along the west side of Inwood Terrace, from Anderson Avenue to Edsall Boulevard. Parking shall be metered from 8:00 a.m. to *midnight*, excluding Sundays and holiday.

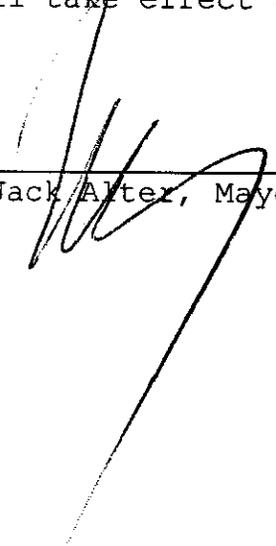
Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This Ordinance shall take effect upon passage and publication as provided by law.

ATTEST:



Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. CERVELLO</u>	Date of Introduction	<u>February 9, 2006</u>
Seconded	<u>M. SARCINI</u>	Public Hearing	<u>February 23, 2006</u>
		Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE
ORDINANCE # 2006-11

**AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING
CHAPTER 289 PARKING, ARTICLE IV PARKING METERS,
MUNICIPAL PARKING LOTS AND PERMIT PARKING, SECTION
17, MAXIMUM TIME PARKING, OF THE CODE OF THE BOROUGH
OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 289 Parking, Article IV Parking Meters, Municipal Parking Lots and Permit Parking, Section 289-17 Maximum Time Parking, of the Code of the Borough of Fort Lee, is hereby amended, revised and supplement as follows:

Section 1. Section 289-17(A), Maximum Time Parking, is hereby amended, revised and supplemented as follows:

Section 289-17(A), Maximum Time Parking

Between 8:00 a.m. and *midnight* on each day except Sunday and legal holidays, the maximum time limit for parking in each parking zone shall be as respectively set forth in Chapter 289-15, with the following exceptions: the 6:00 p.m. limitation shall apply to street meter parking. It shall not apply to any municipal off-street parking lot.

Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant
Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	<u>J. CERVIERI</u>	Date of Introduction	<u>February 9, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>February 23, 2006</u>
		Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE
 2006-12
 ORDINANCE # _____

**AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING
 CHAPTER 289 PARKING, ARTICLE IV PARKING METERS,
 MUNICIPAL PARKING LOTS AND PERMIT PARKING, SECTION
 34, REGULATIONS CONCERNING MUNICIPAL PARKING LOT,
 OF THE CODE OF THE BOROUGH OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 289 Parking, Article IV Parking Meters, Municipal Parking Lots and Permit Parking, Section 289-34 Regulations Concerning Municipal Parking Lot, of the Code of the Borough of Fort Lee, is hereby amended, revised and supplemented as follows:

Section 1. Section 289-34, Regulations Concerning Municipal Parking Lot, is hereby amended, revised and supplemented and as follows:

Section 289-34 (A), Regulations Concerning Municipal Parking Lot

Installation of parking *or pay and display meters* authorized. The Parking Authority of the Borough is hereby authorized and directed to provide for and to install parking meters or *pay and display meters* in the following municipal parking lot:

- (6) 540 Main Street, Block 3510, Lot 24.02
- (7) Main and Bigler Streets, Block 4805, Lot 2 thru 4
- (8) Fort Lee Community Center (North Parking Lot) 1355 Inwood Terrace, Block 2203, Lots 1 and 2
- (9) Fort Lee Community Center (South Parking Lot) 1325 Inwood Terrace, Block 1603 Lot 10

Section 289-34 (B), Regulations Concerning Municipal Parking Lot

Section 2. If any section, subsection sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

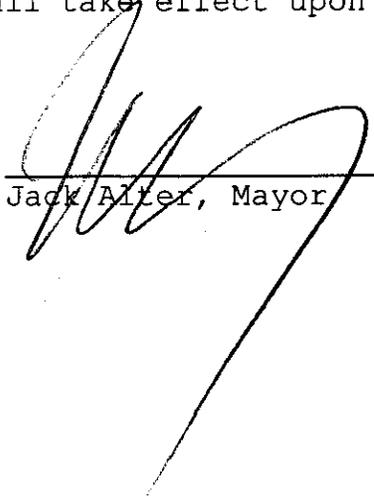
Section 3. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect upon passage and publication as provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. CERVIERI</u>	Date of Introduction	<u>February 9, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>February 23, 2006</u>
		Date of Adoption	<u>February 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-13

**AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING
CHAPTER 388, VEHICLES AND TRAFFIC, ARTICLE (V)
SCHEDULES, SECTION 388-66, SCHEDULE XX; TRAFFIC
MOVEMENT AND PARKING ON BOARD OF EDUCATION AND
MUNICIPAL PROPERTIES, OF THE CODE OF THE BOROUGH
OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 388-66, Schedule XX: Traffic Movement and Parking on Board of Education and Municipal Properties, of the Code of the Borough of Fort Lee, is hereby amended, revised and supplemented as follows:

Section 1. That Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 388-66, Schedule XX: Traffic Movement and Parking on Board of Education and Municipal Properties, is hereby amended, revised and supplemented as follows:

Chapter 388-66 Schedule XX: Traffic Movement and Parking on Board of Education and Municipal Properties,

(e) *Fort Lee Community Center Parking Lot. Parking in the Fort Lee Community Center parking shall be restricted to persons using the community center facilities and/or related permitted activities for up to a period of twenty-four hours. The Fort Lee Police Department is hereby authorized to post appropriate signage and to enforce the provisions hereof. The Fort Lee Police Department and/or the Fort Lee Parking Authority shall have the right to issue parking summonses for violation of this section and chapter 388-35 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.*

Parking stalls to be marked. The Parking Authority shall mark the pavement adjacent to each parking meter installed in the municipal parking lot by suitable lines for the purpose of designating the parking space or stall regulated by each parking meter or *pay and display meters*, within the limits of which every vehicle shall be parked.

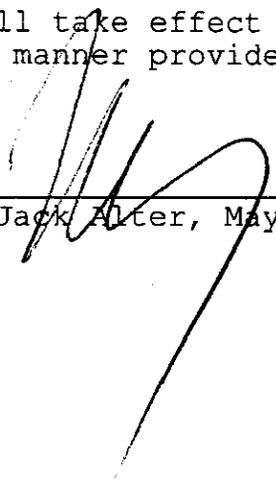
Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>M VILLANO</u>	Date of Introduction	<u>February 23, 2006</u>
Seconded	<u>J CERNIERI</u>	Public Hearing	<u>March 9, 2006</u>
		Date of Adoption	<u>March 9, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-14

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

1. "388-69": Beginning along the east curb line of 12th Street, beginning at a point 10 feet from the terminus of 12th Street, and extending 25 feet north along the same curb line.

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	<u>J. CERVIERI</u>	Date of Introduction	<u>February 23, 2006</u>
Seconded	<u>M. SARGENT</u>	Public Hearing	<u>March 23, 2006</u>
		Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-15

BOND ORDINANCE PROVIDING FOR ENVIRONMENTAL ENGINEERING AND RELATED SERVICES IN CONNECTION WITH THE COMBINED SEWER OUTFLOW IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

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 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, there is hereby appropriated the sum of \$500,000, including the sum of \$25,000 as the down payment required by the Local Bond Law to be provided from the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, 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 is providing environmental engineering and related services in order to prepare and submit reports and work plans documenting the Borough's compliance with the Federal Clean Water Act in connection with the combined sewer outflow, including permit and contractor fees, and further including all related costs and expenditures 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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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 that 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 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 \$475,000, and 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.

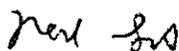
Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the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

Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

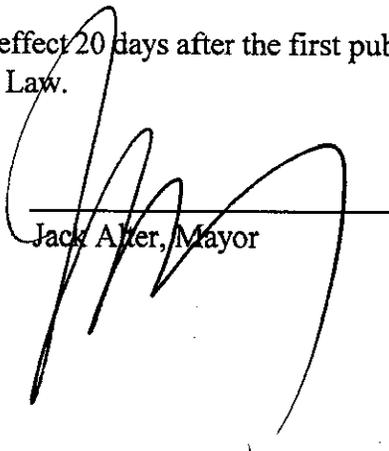
Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad 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 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Attest:



Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>A. PUNAN</u>	Date of Introduction	<u>March 9, 2006</u>
Seconded	<u>M. SOKOLICH</u>	Public Hearing	<u>March 23, 2006</u>
		Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE #2006-16

AN ORDINANCE AMENDING CHAPTER 1, SECTION 9 OF THE FORT LEE CODE, ENTITLED "GENERAL PENALTY," SO AS TO INCREASE MAXIMUM ALLOWABLE MUNICIPAL COURT FINES FROM \$1,250 TO \$2,000, AND TO CONFORM ALL OTHER VIOLATION AND PENALTY SECTIONS OF THE CODE

WHEREAS, the State Legislature adopted A-3732 which allows for an increased maximum fine allowable in the municipal courts of the State from \$1,250 to \$2,000; 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 9 of the Fort Lee Code, entitled "Altering or tampering with Code; penalties for violation" be and the same is hereby amended to reflect that it shall be unlawful for anyone to improperly change or amend, by additions or deletions, any part or portion of the Code or to alter or tamper with such Code in any manner whatsoever which will cause the law of the Borough of Fort Lee to be misrepresented thereby. Anyone violating this section or any part of this ordinance shall be subject, upon conviction, to one or more of the following: a fine of not more than \$2,000, imprisonment for not more than 90 days or a period of community service not exceeding 90 days, in the discretion of the Judge imposing the same.

Section II. 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 form \$1,250 to \$2,000. 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 III. Chapter 156, Section 10 of the Fort Lee Code, entitled "Violation and penalties" be and the same is hereby amended to reflect any person who removes one or more trees without a permit shall be subject to a fine up to \$2,000 or a jail term not to exceed 90 days, or both. Each tree removed without a permit shall be considered a separate violation.

Section IV. 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 \$1,250 to \$2,000, 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 V. 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 \$1,250 to \$2,000, 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 VI. 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 \$1,250 to \$2,000, 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 VII. 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 \$1,250 to \$2,000, 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 VIII. 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 \$1,250 to \$2,000, 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 IX. 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 \$1,250 to \$2,000, 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 X. 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 \$1,250 to \$2,000, 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 XI. 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 \$1,250 to \$2,000, 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 XII. 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 \$1,250 to \$2,000, 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 XIII. 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 \$1,250 to \$2,000, 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 XIV. 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 \$1,250 to \$2,000, 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 XV. 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 \$1,250 to \$2,000, 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 XVI. All other Borough ordinances not specifically noted above which indicate a maximum allowable fine of \$1,250 are hereby amended so as to increase the maximum allowable fine to \$2,000.

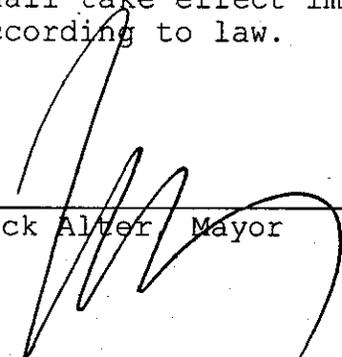
Section XVII. If any sentence, section, clause or other portion of this ordinance or the application thereof to any person or circumstance shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgement

shall not affect, impair or repeal the remainder of this ordinance.

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

Section XIX. 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	A. PUNAN	Date of Introduction	March 9, 2006
Seconded	M. SARGENT	Public Hearing	April 6, 2006
		Date of Adoption	April 6, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-17

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 261, "LAND USE PROCEDURES," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE

WHEREAS, it became necessary for the Borough to reexamine the Borough Ordinances governing fees and escrow funds for commercial and residential development within the Borough, and

WHEREAS, the Borough has determined that amendments to Appendix B and Section 34 of Chapter 261, "Land Use Procedures," are necessary to further the general welfare of the Borough.

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

Section I. Amendment of Chapter 261, "Land Use Procedures"

Chapter 261, "Land Use Procedures," of the Revised General Ordinances of the Borough of Fort Lee is hereby amended as follows:

A. The current text of Section 34 of Chapter 261 is hereby replaced with the following:

Section 261-34. Publication of Decision

A brief notice of every final decision shall be published in the official newspaper of the Borough. Such publication shall be arranged by the Planning Administrator or Board Secretary. Whenever, by resolution, the Planning Board shall act on an application made to the Board and legal publication of such resolution is required by the laws of the State of New Jersey, a publication fee shall be paid from the applicant's escrow account. The notice shall be sent to the official newspaper for publication within ten (10) days of the date of any such decision.

B. The current text of Paragraph "D" of "Appendix B: Fees and Escrow Funds" is hereby replaced with the following:

D. Application Fee Schedule

1. Applications for minor site plans: \$200
2. Applications for preliminary major site plans: \$500
3. Applications for final major site plans: \$400
4. Applications for minor subdivisions: \$300 plus \$100 per lot
5. Applications for preliminary major subdivisions: \$500
6. Applications for final major subdivisions: \$300 plus \$50 per lot

7. Applications for "c" variance(s)
 - a. Applications relating to properties whose principal use is a single-family home: \$100
 - b. All other applications: \$300

8. Applications for "d" variance(s)
 - a. Applications relating to properties whose principal use is a single-family home: \$200
 - b. All other applications: \$400

9. Total application fees for any individual application shall not exceed \$4,000

C. The current text of Paragraph "E" of "Appendix B: Fees and Escrow Funds" is hereby replaced with the following:

E. Escrow Schedule

1. Applications for minor site plans: \$1,500
2. Applications for preliminary major site plans: \$3,500
3. Applications for final major site plans: \$2,000
4. Applications for minor subdivisions: \$2,000
5. Applications for preliminary major subdivisions: \$3,500 up to ten (10) lots, plus \$250 for each five (5) lots, or fraction thereof, over the first ten (10) lots
6. Applications for final major subdivisions: \$1,000
7. Applications for "c" variance(s): \$500
8. Applications for "d" variance(s): \$1,000
9. Legal deposit
 - a. Applications involving one-family and two-family dwellings: \$500
 - b. Applications for minor or major site plan approval: \$1,000
 - c. Applications for minor or major site plan approval with minor subdivision: \$1,200

- d. Applications for minor or major site plan approval with major subdivision: \$1,500
- 10. Applications involving Telecommunication Facilities: \$4,000 for the purpose of special engineering (radio frequency study) in addition to the escrow amounts listed above for applications for minor or major site plan approval and "c" or "d" variance(s), as applicable.
- 11. At the Board's discretion, a "traffic engineering escrow" may be required.

Section II. Severability

The provisions of this Ordinance are hereby declared to be severable. Should any section, paragraph, subparagraph, provision, sentence, or part hereof be declared invalid or unconstitutional, said finding shall not affect any other section, paragraph, subparagraph, provision, sentence, or part thereof.

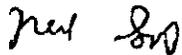
Section III. This Ordinance Controls

In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinances of the Borough of Fort Lee, the provisions hereof shall be determined to govern and control. All other parts, portions and provisions of Chapter 261 of the Revised General Ordinances of the Borough of Fort Lee are hereby ratified and confirmed, except where inconsistent with the terms hereof.

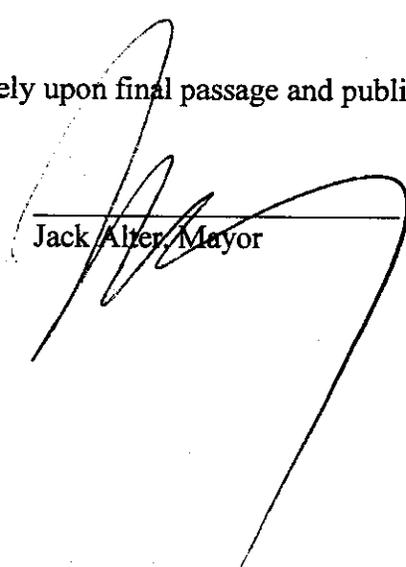
Section IV. Effective Date

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

Attest:



Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>A. POKAN</u>	Date of Introduction	<u>March 9, 2006</u>
		Public Hearing	<u>March 23, 2006</u>
Seconded	<u>M. SARGENTI</u>	Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-18

**AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING
CHAPTER 52, FILM COMMISSION, SECTION 52-2, MEMBERS;
COMPOSITION, OF THE CODE OF THE BOROUGH OF FORT LEE**

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 52, Film Commission, Section 52-2 of the Code of the Borough of Fort Lee, is hereby amended, revised and supplemented as follows:

Section 1. That Chapter 52, Film Commission, Section 52-2, Members; composition is hereby amended, revised and supplemented as follows:

52-2: Members; composition.

The Commission shall consist of *seven* members appointed by the Mayor and Council of the Borough, who have the following composition: two residents of the Borough, two scholars and/or persons with professional film acumen, which two persons need not be residents of Fort Lee; the Chairperson of the Parking Authority; and the Director of the Office of Cultural and Heritage Affairs. In addition to the above *six* members, the Council shall appoint one Councilperson as the Council liaison. All members shall serve without compensation.

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 4 This Ordinance shall take effect upon passage and publication as provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter, Mayor

Introduced	<u>A. PUGHAN</u>	Date of Introduction	<u>March 9, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>March 23, 2006</u>
		Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-19

AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING CHAPTER 360, STREETS AND SIDEWALKS, ARTICLE I, SNOW AND ICE REMOVAL, SECTION 360-8, REMOVAL BY BOROUGH; COSTS, OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 360, Article I, Snow and Ice Removal, of the Code of the Borough of Fort Lee, is hereby amended, revised and supplemented as follows:

Section 1. That Chapter 360, Article I, Snow and Ice Removal, Section 360-1, Definitions, is hereby amended, revised and supplemented as follows:

§360-1, Definitions.

PERSON – Any natural person, partnership, corporation or association.

That Chapter 360, Article I, Snow And Ice Removal, Section 360-8, Removal By Borough; Costs, is hereby amended, revised and supplemented as follows:

The Building Inspector shall establish an annual call list for the performance of snow and ice removal services by person. All reasonable efforts shall be made to notify the owner or occupant of the condition and the need to remedy such hazard. In the event any snow or ice shall not be removed or covered from places and in the manner as set forth in §360-3, 360-4 or 360-7 hereof, the same shall be removed by a snow and ice removal service under the direction of the Building Inspector. The cost charged to the owner or occupant for snow and ice removal shall be per linear foot. The Building Inspector shall certify the cost per linear foot and if found correct, shall cause the cost as shown thereon to be charges against such real property, and the amount so charged shall thereupon become a lien upon such real property and collected by the tax collector.

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court or federal or state

agency of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect upon passage and publication as provided by law.

ATTEST:

BOROUGH OF FORT LEE

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	A. PUNAN	Date of Introduction	March 9, 2006
			March 23, 2006
Seconded	M. VILLANO	Public Hearing	
		Date of Adoption	March 23, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-20

AN ORDINANCE ESTABLISHING CHAPTER 358, STORM WATER MANAGEMENT, OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 358, Storm Water Management, of the Code of the Borough of Fort Lee, is hereby established.

Section 1: Scope and Purpose: Establishing Chapter 358:

A. Policy Statement

Flood control, groundwater recharge, and pollutant reduction through nonstructural or low impact techniques shall be explored before relying on structural BMPs. Structural BMPs should be integrated with nonstructural stormwater management strategies and proper maintenance plans. Nonstructural strategies include both environmentally sensitive site design and source controls that prevent pollutants from being placed on the site or from being exposed to stormwater. Source control plans should be developed based upon physical site conditions and the origin, nature, and the anticipated quantity or amount of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

B. Purpose

It is the purpose of this ordinance to establish minimum stormwater management requirements and controls for "major development," as defined in Section 2.

C. Applicability

1. This ordinance shall be applicable to all site plans and subdivisions for the following major developments that require preliminary or final site plan or subdivision review:

- a. Non-residential major developments; and
- b. Aspects of residential major developments that are not pre-empted by the Residential Site Improvement Standards at N.J.A.C. 5:21.

2. This ordinance shall not be applicable to all major developments undertaken by Borough of Fort Lee.

D. Compatibility with Other Permit and Ordinance Requirements

Development approvals issued for subdivisions and site plans pursuant to this ordinance are to be considered an integral part of development approvals under the subdivision and site plan review process and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare. This ordinance is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.

Section 2: Definitions

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application. The definitions below are the same as or based on the corresponding definitions in the Stormwater Management Rules at N.J.A.C. 7:8-1.2.

"CAFRA Planning Map" means the geographic depiction of the boundaries for Coastal Planning Areas, CAFRA Centers, CAFRA Cores and CAFRA Nodes pursuant to N.J.A.C. 7:7E-5B.3.

"CAFRA Centers, Cores or Nodes" means those areas within boundaries accepted by the Department pursuant to N.J.A.C. 7:8E-5B.

"Compaction" means the increase in soil bulk density.

"Core" means a pedestrian-oriented area of commercial and civic uses serving the surrounding municipality, generally including housing and access to public transportation.

"County review agency" means an agency designated by the County Board of Chosen Freeholders to review municipal stormwater management plans and implementing ordinance(s). The county review agency may either be:

A county planning agency; or

A county water resource association created under N.J.S.A 58:16A-55.5, if the ordinance or resolution delegates authority to approve, conditionally approve, or disapprove municipal stormwater management plans and implementing ordinances.

"Department" means the New Jersey Department of Environmental Protection.

"Designated Center" means a State Development and Redevelopment Plan Center as designated by the State Planning Commission such as urban, regional, town, village, or hamlet.

"Design engineer" means a person professionally qualified and duly licensed in New Jersey to perform engineering services that may include, but not necessarily be limited to, development of project requirements, creation and development of project design and preparation of drawings and specifications.

"Development" means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation or enlargement of any building or structure, any mining excavation or landfill, and any use or change in the use of any building or other structure, or land or extension of use of land, by any person, for which permission is required under the Municipal Land Use Law , N.J.S.A. 40:55D-1 et seq. In the case of development of agricultural lands, development means: any activity that requires a State permit; any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act , N.J.S.A 4:1C-1 et seq.

"Drainage area" means a geographic area within which stormwater, sediments, or dissolved materials drain to a particular receiving waterbody or to a particular point along a receiving waterbody.

"Environmentally critical areas" means an area or feature which is of significant environmental value, including but not limited to: stream corridors; natural heritage priority sites; habitat of endangered or threatened species; large areas of contiguous open space or upland forest; steep slopes; and well head protection and groundwater recharge areas. Habitats of endangered or threatened species are identified using the Department's Landscape Project as approved by the Department's Endangered and Nongame Species Program.

"Empowerment Neighborhood" means a neighborhood designated by the Urban Coordinating Council "in consultation and conjunction with" the New Jersey Redevelopment Authority pursuant to N.J.S.A 55:19-69.

"Erosion" means the detachment and movement of soil or rock fragments by water, wind, ice or gravity.

"Impervious surface" means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

"Infiltration" is the process by which water seeps into the soil from precipitation.

"Major development" means any "development" that provides for ultimately disturbing one or more acres of land. Disturbance for the purpose of this rule is the placement of impervious surface or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation.

"Municipality" means any city, borough, town, township, or village.

"Node" means an area designated by the State Planning Commission concentrating facilities and activities which are not organized in a compact form.

"Nutrient" means a chemical element or compound, such as nitrogen or phosphorus, which is essential to and promotes the development of organisms.

"Person" means any individual, corporation, company, partnership, firm, association, Borough of Fort Lee, or political subdivision of this State subject to municipal jurisdiction pursuant to the Municipal Land Use Law , N.J.S.A. 40:55D-1 et seq.

"Pollutant" means any dredged spoil, solid waste, incinerator residue, filter backwash, sewage, garbage, refuse, oil, grease, sewage sludge, munitions, chemical wastes, biological materials, medical wastes, radioactive substance (except those regulated under the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq.)), thermal waste, wrecked or discarded equipment, rock, sand, cellar dirt, industrial, municipal, agricultural, and construction waste or runoff, or other residue discharged directly or indirectly to the land, ground waters or surface waters of the State, or to a domestic treatment works. "Pollutant" includes both hazardous and nonhazardous pollutants.

"Recharge" means the amount of water from precipitation that infiltrates into the ground and is not evapotranspired.

"Sediment" means solid material, mineral or organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water or gravity as a product of erosion.

"Site" means the lot or lots upon which a major development is to occur or has occurred.

"Soil" means all unconsolidated mineral and organic material of any origin.

"State Development and Redevelopment Plan Metropolitan Planning Area (PA1)" means an area delineated on the State Plan Policy Map and adopted by the State Planning Commission that is intended to be the focus for much of the state's future redevelopment and revitalization efforts.

"State Plan Policy Map" is defined as the geographic application of the State Development and Redevelopment Plan's goals and statewide policies, and the official map of these goals and policies.

"Storm water" means water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, or is captured by separate

storm sewers or other sewage or drainage facilities, or conveyed by snow removal equipment.

"Storm water runoff" means water flow on the surface of the ground or in storm sewers, resulting from precipitation.

"Storm water management basin" means an excavation or embankment and related areas designed to retain storm water runoff. A storm water management basin may either be normally dry (that is, a detention basin or infiltration basin), retain water in a permanent pool (a retention basin), or be planted mainly with wetland vegetation (most constructed storm water wetlands).

"Storm water management measure" means any structural or nonstructural strategy, practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.

"Tidal Flood Hazard Area" means a flood hazard area, which may be influenced by stormwater runoff from inland areas, but which is primarily caused by the Atlantic Ocean.

"Urban Coordinating Council Empowerment Neighborhood" means a neighborhood given priority access to State resources through the New Jersey Redevelopment Authority.

"Urban Enterprise Zones" means a zone designated by the New Jersey Enterprise Zone Authority pursuant to the New Jersey Urban Enterprise Zones Act, N.J.S.A. 52:27H-60 et. seq.

"Urban Redevelopment Area" is defined as previously developed portions of areas:

- (1) Delineated on the State Plan Policy Map (SPPM) as the Metropolitan Planning Area (PA1), Designated Centers, Cores or Nodes;
- (2) Designated as CAFRA Centers, Cores or Nodes;
- (3) Designated as Urban Enterprise Zones; and
- (4) Designated as Urban Coordinating Council Empowerment Neighborhoods.

"Waters of the State" means the ocean and its estuaries, all springs, streams, wetlands, and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

"Wetlands" or "wetland" means an area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.

Section 3: General Standards

A. Design and Performance Standards for Stormwater Management Measures

1. Stormwater management measures for major development shall be developed to meet the erosion control, groundwater recharge, stormwater runoff quantity, and stormwater runoff quality standards in Section 4. To the maximum extent practicable, these standards shall be met by incorporating nonstructural stormwater management strategies into the design. If these strategies alone are not sufficient to meet these standards, structural storm water management measures necessary to meet these standards shall be incorporated into the design.
2. The standards in this ordinance apply only to new major development and are intended to minimize the impact of storm water runoff on water quality and water quantity in receiving water bodies and maintain groundwater recharge. The standards do not apply to new major development to the extent that alternative design and performance standards are applicable under a regional storm water management plan or Water Quality Management Plan adopted in accordance with Department rules.

Note: Alternative standards shall provide at least as much protection from storm water-related loss of groundwater recharge, storm water quantity and water quality impacts of major development projects as would be provided under the standards in N.J.A.C. 7:8-5.

Section 4: Storm Water Management Requirements for Major Development

- A. The development shall incorporate a maintenance plan for the storm water management measures incorporated into the design of a major development in accordance with Section 10.

- B. Storm water management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species as documented in the Department' Landscape Project or Natural Heritage Database established under N.J.S.A. 13:1B-15.147 through 15.150, particularly *Helonias bullata* (swamp pink) and/or *Clemmys muhlnebergi* (bog turtle).
- C. The following linear development projects are exempt from the groundwater recharge, storm water runoff quantity, and storm water runoff quality requirements of Sections 4.F and 4.G:
1. The construction of an underground utility line provided that the disturbed areas are revegetated upon completion;
 2. The construction of an aboveground utility line provided that the existing conditions are maintained to the maximum extent practicable; and
 3. The construction of a public pedestrian access, such as a sidewalk or trail with a maximum width of 14 feet, provided that the access is made of permeable material.
- D. A waiver from strict compliance from the groundwater recharge, storm water runoff quantity, and storm water runoff quality requirements of Sections 4.F and 4.G may be obtained for the enlargement of an existing public roadway or railroad; or the construction or enlargement of a public pedestrian access, provided that the following conditions are met:
1. The applicant demonstrates that there is a public need for the project that cannot be accomplished by any other means;
 2. The applicant demonstrates through an alternatives analysis, that through the use of nonstructural and structural storm water management strategies and measures, the option selected complies with the requirements of Sections 4.F and 4.G to the maximum extent practicable;
 3. The applicant demonstrates that, in order to meet the requirements of Sections 4.F and 4.G, existing structures currently in use, such as homes and buildings, would need to be condemned; and
 4. The applicant demonstrates that it does not own or have other rights to areas, including the potential to obtain through condemnation lands not falling under D.3 above

within the upstream drainage area of the receiving stream, that would provide additional opportunities to mitigate the requirements of Sections 4.F and 4.G that were not achievable on-site.

E. Nonstructural Storm water Management Strategies

1. To the maximum extent practicable, the standards in Sections 4.F and 4.G shall be met by incorporating nonstructural storm water management strategies set forth at Section 4.E into the design. The applicant shall identify the nonstructural measures incorporated into the design of the project. If the applicant contends that it is not feasible for engineering, environmental, or safety reasons to incorporate any nonstructural storm water management measures identified in Paragraph 2 below into the design of a particular project, the applicant shall identify the strategy considered and provide a basis for the contention.
2. Nonstructural storm water management strategies incorporated into site design shall:
 - a. Protect areas that provide water quality benefits or areas particularly susceptible to erosion and sediment loss;
 - b. Minimize impervious surfaces and break up or disconnect the flow of runoff over impervious surfaces;
 - c. Maximize the protection of natural drainage features and vegetation;
 - d. Minimize the decrease in the "time of concentration" from pre-construction to post construction. "Time of concentration" is defined as the time it takes for runoff to travel from the hydraulically most distant point of the watershed to the point of interest within a watershed;
 - e. Minimize land disturbance including clearing and grading;
 - f. Minimize soil compaction;
 - g. Provide low-maintenance landscaping that encourages retention and planting of native vegetation and minimizes the use of lawns, fertilizers and pesticides;
 - h. Provide vegetated open-channel conveyance systems discharging into and through stable vegetated areas;

- i. Provide other source controls to prevent or minimize the use or exposure of pollutants at the site, in order to prevent or minimize the release of those pollutants into storm water runoff. Such source controls include, but are not limited to:
 - (1) Site design features that help to prevent accumulation of trash and debris in drainage systems, including features that satisfy Section 4.E.3. below;
 - (2) Site design features that help to prevent discharge of trash and debris from drainage systems;
 - (3) Site design features that help to prevent and/or contain spills or other harmful accumulations of pollutants at industrial or commercial developments; and
 - (4) When establishing vegetation after land disturbance, applying fertilizer in accordance with the requirements established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules.
3. Site design features identified under Section 4.E.2.i.(2) above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section 4.E.3.c below.
 - a. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect storm water from that surface into a storm drain or surface water body under that grate:
 - (1) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
 - (2) A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

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

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

undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

4. Any land area used as a nonstructural storm water management measure to meet the performance standards in Sections 4.F and 4.G shall be dedicated to a government agency, subjected to a conservation restriction filed with the appropriate County Clerk's office, or subject to an approved equivalent restriction that ensures that measure or an equivalent storm water management measure approved by the reviewing agency is maintained in perpetuity.
5. Guidance for nonstructural storm water management strategies is available in the New Jersey Storm water Best Management Practices Manual. The BMP Manual may be obtained from the address identified in Section 7, or found on the Department's website at www.njstormwater.org.

F. Erosion Control, Groundwater Recharge and Runoff Quantity Standards

1. This subsection contains minimum design and performance standards to control erosion, encourage and control infiltration and groundwater recharge, and control storm water runoff quantity impacts of major development.
 - a. The minimum design and performance standards for erosion control are those established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq. and implementing rules.
 - b. The minimum design and performance standards for groundwater recharge are as follows:
 - (1) The design engineer shall, using the assumptions and factors for storm water runoff and groundwater recharge calculations at Section 5, either:
 - (a) Demonstrate through hydrologic and hydraulic analysis that the site and its storm water management measures maintain 100 percent of the average annual pre-construction groundwater recharge volume for the site; or

- (b) Demonstrate through hydrologic and hydraulic analysis that the increase of storm water runoff volume from pre-construction to post-construction for the 2-year storm is infiltrated.
- (2) This groundwater recharge requirement does not apply to projects within the "urban redevelopment area," or to projects subject to (3) below.
- (3) The following types of storm water shall not be recharged:
 - (a) Storm water from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than "reportable quantities" as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with Department approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities; and
 - (b) Industrial storm water exposed to "source material." "Source material" means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial storm water discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to storm water.
- (4) The design engineer shall assess the hydraulic impact on the groundwater table and design the site so as to avoid adverse hydraulic impacts. Potential adverse hydraulic impacts include, but are not limited to,

exacerbating a naturally or seasonally high water table so as to cause surficial ponding, flooding of basements, or interference with the proper operation of subsurface sewage disposal systems and other subsurface structures in the vicinity or downgradient of the groundwater recharge area.

- c. In order to control storm water runoff quantity impacts, the design engineer shall, using the assumptions and factors for storm water runoff calculations at Section 5, complete one of the following:
- (1) Demonstrate through hydrologic and hydraulic analysis that for storm water leaving the site, post-construction runoff hydrographs for the two, 10, and 100-year storm events do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - (2) Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of storm water leaving the site for the two, 10, and 100-year storm events and that the increased volume or change in timing of storm water runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - (3) Design storm water management measures so that the post-construction peak runoff rates for the 2, 10 and 100 year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction storm water runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed. The percentages shall not be applied to post-construction storm water runoff into tidal flood hazard areas if the increased volume of storm water runoff will not increase flood damages below the point of discharge; or

(4) In tidal flood hazard areas, storm water runoff quantity analysis in accordance with (1), (2) and (3) above shall only be applied if the increased volume of storm water runoff could increase flood damages below the point of discharge.

2. Any application for a new agricultural development that meets the definition of major development at Section 2 shall be submitted to the appropriate Soil Conservation District for review and approval in accordance with the requirements of this section and any applicable Soil Conservation District guidelines for storm water runoff quantity and erosion control. For the purposes of this section, "agricultural development" means land uses normally associated with the production of food, fiber and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacturing of agriculturally related products.

G. Storm water Runoff Quality Standards

1. Storm water management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in storm water runoff by 80 percent of the anticipated load from the developed site, expressed as an annual average. Storm water management measures shall only be required for water quality control if an additional 1/4 acre of impervious surface is being proposed on a development site. The requirement to reduce TSS does not apply to any storm water runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollution Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NJPDES permit from this requirement. The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in Table 1. The calculation of the volume of runoff may take into account the implementation of non-structural and structural storm water management measures.

Table 1: Water Quality Design Storm Distribution

0	0.0000	65	0.8917
5	0.0083	70	0.9917
10	0.0166	75	1.0500
15	0.0250	80	1.0840
20	0.0500	85	1.1170
25	0.0750	90	1.1500
30	0.1000	95	1.1750
35	0.1330	100	1.2000
40	0.1660	105	1.2250
45	0.2000	110	1.2334
50	0.2583	115	1.2417
55	0.3583	120	1.2500
60	0.6250		

2. For purposes of TSS reduction calculations, Table 2 below presents the presumed removal rates for certain BMPs designed in accordance with the New Jersey Storm water Best Management Practices Manual. The BMP Manual may be obtained from the address identified in Section 7, or found on the Department's website at www.njstormwater.org. The BMP Manual and other sources of technical guidance are listed in Section 7. TSS reduction shall be calculated based on the removal rates for the BMPs in Table 2 below. Alternative removal rates and methods of calculating removal rates may be used if the design engineer provides documentation demonstrating the capability of these alternative rates and methods to the review agency. A copy of any approved alternative rate or method of calculating the removal rate shall be provided to the Department at the following address: Division of Watershed Management, New Jersey Department of Environmental Protection, PO Box 418 Trenton, New Jersey, 08625-0418.

3. If more than one BMP in series is necessary to achieve the required 80 percent TSS reduction for a site, the applicant shall utilize the following formula to calculate TSS reduction:

$$R = A + B - (AXB)/100$$

Where

R = total TSS percent load removal from application of both BMPs, and

A = the TSS percent removal rate applicable to the first BMP

B = the TSS percent removal rate applicable to the second BMP

Table 2: TSS Removal Rates for BMPs

Bioretention Systems	90
Constructed Stormwater Wetland	90
Extended Detention Basin	40-60
Infiltration Structure	80
Manufactured Treatment Device	See Section 6.C
Sand Filter	80
Vegetative Filter Strip	60-80
Wet Pond	50-90

4. If there is more than one onsite drainage area, the 80 percent TSS removal rate shall apply to each drainage area, unless the runoff from the subareas converge on site in which case the removal rate can be demonstrated through a calculation using a weighted average.

5. Storm water management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in storm water runoff generated from the water quality design storm. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include nonstructural strategies and structural measures that optimize nutrient removal while still achieving the performance standards in Sections 4.F and 4.G.
6. Additional information and examples are contained in the New Jersey Storm water Best Management Practices Manual, which may be obtained from the address identified in Section 7.
7. In accordance with the definition of FW1 at N.J.A.C. 7:9B-1.4, storm water management measures shall be designed to prevent any increase in storm water runoff to waters classified as FW1.
8. Special water resource protection areas shall be established along all waters designated Category One at N.J.A.C. 7:9B, and perennial or intermittent streams that drain into or upstream of the Category One waters as shown on the USGS Quadrangle Maps or in the County Soil Surveys, within the associated HUC14 drainage area. These areas shall be established for the protection of water quality, aesthetic value, exceptional ecological significance, exceptional recreational significance, exceptional water supply significance, and exceptional fisheries significance of those established Category One waters. These areas shall be designated and protected as follows:
 - a. The applicant shall preserve and maintain a special water resource protection area in accordance with one of the following:
 - (1) A 300-foot special water resource protection area shall be provided on each side of the waterway, measured perpendicular to the waterway from the top of the bank outwards or from the centerline of the waterway where the bank is not defined, consisting of existing vegetation or vegetation allowed to follow natural succession is provided. (2) Encroachment within the designated special water resource protection area under Subsection (1) above shall only be allowed

where previous development or disturbance has occurred (for example, active agricultural use, parking area or maintained lawn area). The encroachment shall only be allowed where applicant demonstrates that the functional value and overall condition of the special water resource protection area will be maintained to the maximum extent practicable. In no case shall the remaining special water resource protection area be reduced to less than 150 feet as measured perpendicular to the top of bank of the waterway or centerline of the waterway where the bank is undefined. All encroachments proposed under this subparagraph shall be subject to review and approval by the Department.

- b. All storm water shall be discharged outside of and flow through the special water resource protection area and shall comply with the Standard for Off-Site Stability in the "Standards For Soil Erosion and Sediment Control in New Jersey," established under the Soil Erosion and Sediment Control Act , N.J.S.A. 4:24-39 et seq.
- c. If storm water discharged outside of and flowing through the special water resource protection area cannot comply with the Standard For Off-Site Stability in the "Standards for Soil Erosion and Sediment Control in New Jersey," established under the Soil Erosion and Sediment Control Act , N.J.S.A. 4:24-39 et seq., then the stabilization measures in accordance with the requirements of the above standards may be placed within the special water resource protection area, provided that:
 - (1) Stabilization measures shall not be placed within 150 feet of the Category One waterway;
 - (2) Storm water associated with discharges allowed by this section shall achieve a 95 percent TSS post-construction removal rate;
 - (3) Temperature shall be addressed to ensure no impact on the receiving waterway;
 - (4) The encroachment shall only be allowed where the applicant demonstrates that the functional value and overall condition of the special water resource protection area will be maintained to the maximum extent practicable;

- (5) A conceptual project design meeting shall be held with the appropriate Department staff and Soil Conservation District staff to identify necessary stabilization measures; and
 - (6) All encroachments proposed under this section shall be subject to review and approval by the Department.
- d. A stream corridor protection plan may be developed by a regional storm water management planning committee as an element of a regional storm water management plan, or by a municipality through an adopted municipal storm water management plan. If a stream corridor protection plan for a waterway subject to Section 4.G(8) has been approved by the Department of Environmental Protection, then the provisions of the plan shall be the applicable special water resource protection area requirements for that waterway. A stream corridor protection plan for a waterway subject to G.8 shall maintain or enhance the current functional value and overall condition of the special water resource protection area as defined in G.8.a.(1) above. In no case shall a stream corridor protection plan allow the reduction of the Special Water Resource Protection Area to less than 150 feet as measured perpendicular to the waterway subject to this subsection.
 - e. Paragraph G.8 does not apply to the construction of one individual single family dwelling that is not part of a larger development on a lot receiving preliminary or final subdivision approval on or before February 2, 2004, provided that the construction begins on or before February 2, 2009.

Section 5: Calculation of Storm water Runoff and Groundwater Recharge

- A. Storm water runoff shall be calculated in accordance with the following:
 - 1. The design engineer shall calculate runoff using one of the following methods:
 - a. The USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in the NRCS

National Engineering Handbook Section 4 - Hydrology and Technical Release 55 - Urban Hydrology for Small Watersheds; or

- b. The Rational Method for peak flow and the Modified Rational Method for hydrograph computations.
2. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. The term "runoff coefficient" applies to both the NRCS methodology at Section 5.A.1.a and the Rational and Modified Rational Methods at Section 5.A.1.b. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover have existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
 3. In computing pre-construction storm water runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction storm water runoff rates and volumes.
 4. In computing storm water runoff from all design storms, the design engineer shall consider the relative storm water runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of storm water runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS Technical Release 55 - Urban Hydrology for Small Watersheds and other methods may be employed.

5. If the invert of the outlet structure of a storm water management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural storm water management measures.

B. Groundwater recharge may be calculated in accordance with the following:

1. The New Jersey Geological Survey Report GSR-32 A Method for Evaluating Ground-Water Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Storm water Best Management Practices Manual; at <http://www.state.nj.us/dep/njgs/>; or at New Jersey Geological Survey, 29 Arctic Parkway, P.O. Box 427 Trenton, New Jersey 08625-0427; (609) 984-6587.

Section 6: Standards for Structural Storm Water Management Measures

A. Standards for structural storm water management measures are as follows:

1. Structural storm water management measures shall be designed to take into account the existing site conditions, including, for example, environmentally critical areas, wetlands; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone).
2. Structural storm water management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure as appropriate, and shall have parallel bars with one-inch (1") spacing between the bars to the elevation of the water quality design storm. For elevations higher than the water quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third (1/3) the width of the diameter of the orifice or one-third (1/3) the width of the weir, with a minimum spacing between bars of one-inch and a maximum spacing between bars of six

inches. In addition, the design of trash racks must comply with the requirements of Section 8.D.

3. Structural storm water management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement.
 4. At the intake to the outlet from the storm water management basin, the orifice size shall be a minimum of two and one-half inches in diameter.
 5. Storm water management basins shall be designed to meet the minimum safety standards for storm water management basins at Section 8.
- B. Storm water management measure guidelines are available in the New Jersey Storm water Best Management Practices Manual. Other storm water management measures may be utilized provided the design engineer demonstrates that the proposed measure and its design will accomplish the required water quantity, groundwater recharge and water quality design and performance standards established by Section 4 of this ordinance.
- C. Manufactured treatment devices may be used to meet the requirements of Section 4 of this ordinance, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the Department.

Section 7: Sources for Technical Guidance

- A. Technical guidance for storm water management measures can be found in the documents listed at 1 and 2 below, which are available from Maps and Publications, New Jersey Department of Environmental Protection, 428 East State Street, P.O. Box 420, Trenton, New Jersey, 08625; telephone (609) 777-1038.
1. Guidelines for storm water management measures are contained in the New Jersey Storm water Best Management Practices Manual, as amended. Information is provided on

- storm water management measures such as: bioretention systems, constructed storm water wetlands, dry wells, extended detention basins, infiltration structures, manufactured treatment devices, pervious paving, sand filters, vegetative filter strips, and wet ponds.
2. The New Jersey Department of Environmental Protection Storm water Management Facilities Maintenance Manual, as amended.
- B. Additional technical guidance for storm water management measures can be obtained from the following:
1. The "Standards for Soil Erosion and Sediment Control in New Jersey" promulgated by the State Soil Conservation Committee and incorporated into N.J.A.C. 2:90. Copies of these standards may be obtained by contacting the State Soil Conservation Committee or any of the Soil Conservation Districts listed in N.J.A.C. 2:90-1.3(a)4. The location, address, and telephone number of each Soil Conservation District may be obtained from the State Soil Conservation Committee, P.O. Box 330, Trenton, New Jersey 08625; (609) 292-5540;
 2. The Rutgers Cooperative Extension Service, 732-932-9306; and
 3. The Soil Conservation Districts listed in N.J.A.C. 2:90-1.3(a)4. The location, address, and telephone number of each Soil Conservation District may be obtained from the State Soil Conservation Committee, P.O. Box 330, Trenton, New Jersey, 08625, (609) 292-5540.

Section 8: Safety Standards for Storm Water Management Basins

- A. This section sets forth requirements to protect public safety through the proper design and operation of storm water management basins. This section applies to any new storm water management basin.
- B. Requirements for Trash Racks, Overflow Grates and Escape Provisions
1. A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from

the storm water management basin to ensure proper functioning of the basin outlets in accordance with the following:

- a. The trash rack shall have parallel bars, with no greater than six inch spacing between the bars.
 - b. The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure.
 - c. The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack.
 - d. The trash rack shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 lbs/ft sq.
2. An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, such grate shall meet the following requirements:
- a. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
 - b. The overflow grate spacing shall be no less than two inches across the smallest dimension.
 - c. The overflow grate shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 lbs./ft sq.
3. For purposes of this paragraph 3, escape provisions means the permanent installation of ladders, steps, rungs, or other features that provide easily accessible means of egress from storm water management basins. Storm water management basins shall include escape provisions as follows:
- a. If a storm water management basin has an outlet structure, escape provisions shall be incorporated in or

on the structure. With the prior approval of the reviewing agency identified in Section 8.C a free-standing outlet structure may be exempted from this requirement.

b. Safety ledges shall be constructed on the slopes of all new storm water management basins having a permanent pool of water deeper than two and one-half feet. Such safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See Section 8.D for an illustration of safety ledges in a storm water management basin.

c. In new storm water management basins, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than 3 horizontal to 1 vertical.

C. Variance or Exemption from Safety Standards

1. A variance or exemption from the safety standards for storm water management basins may be granted only upon a written finding by the appropriate reviewing agency (municipality, county or Department) that the variance or exemption will not constitute a threat to public safety.

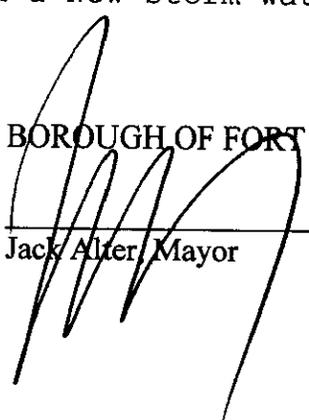
D. Illustration of Safety Ledges in a New Storm water Management Basin

ATTEST:

Neil Grant

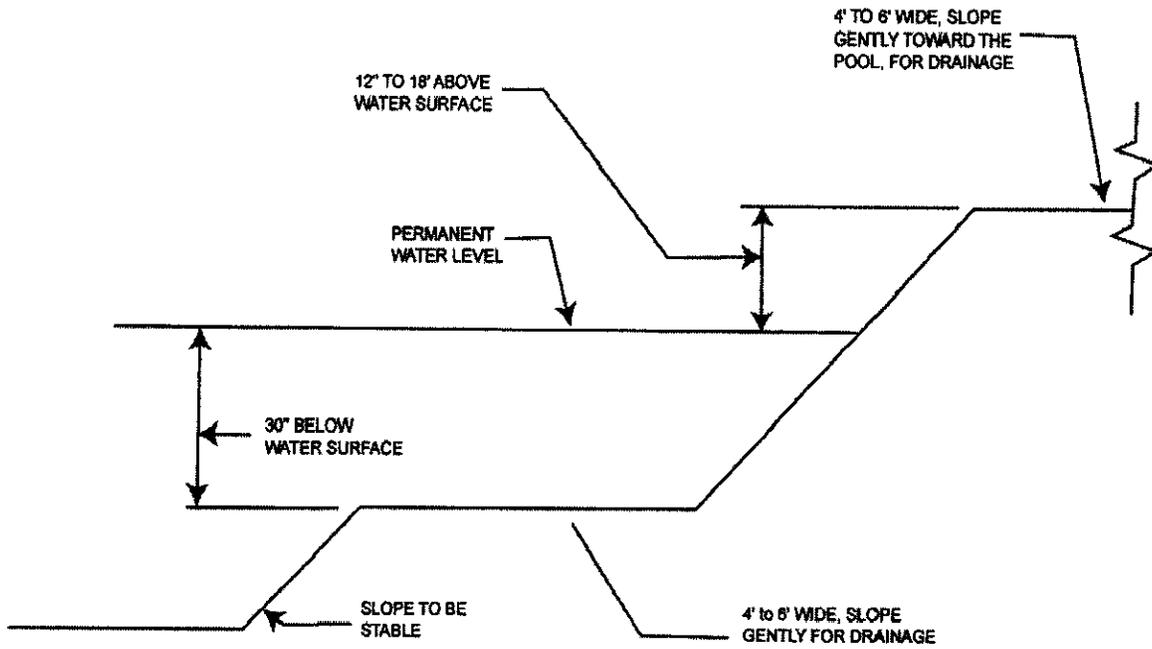
Neil Grant
Borough Clerk

BOROUGH OF FORT LEE



Jack Alter, Mayor

Depicted is an elevational view.



NOTE: NOT DRAWN TO SCALE

NOTE: FOR BASINS WITH PERMANENT POOL OF WATER ONLY

Introduced	A PENN	Date of Introduction	March 9, 2006
Seconded	M VILLANO	Public Hearing	March 23, 2006
		Date of Adoption	March 23, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-21

AN ORDINANCE AMENDING CHAPTER 138, ANIMALS - ESTABLISHING ARTICLE III, PROHIBITING WILDLIFE FEEDING IN THE BOROUGH OF FORT LEE

SECTION I. Purpose: Chapter 138, Article III:

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

SECTION II. Definitions:

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

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

SECTION III. Prohibited Conduct:

- a. No person shall feed, in any public park or on any other property owned or operated by the Borough of Fort Lee, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).

SECTION IV. Enforcement:

- a. This ordinance shall be enforced by the Police Department of the Borough of Fort Lee.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$2,000.00.

SECTION VI. Severability:

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

SECTION VII. Effective Date:

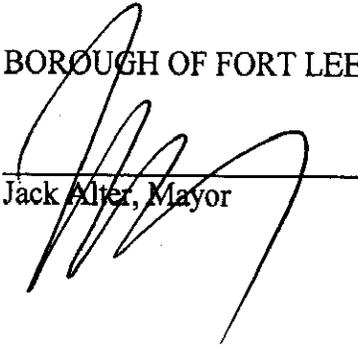
This ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE



Jack Alter, Mayor

Introduced	<u>A PONAN</u>	Date of Introduction	<u>March 9, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>March 23, 2006</u>
		Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-22

AN ORDINANCE AMENDING CHAPTER 356, SOLID WASTE - ESTABLISHING ARTICLE VIII, PROHIBITING THE IMPROPER DISPOSAL OF WASTE FOR THE BOROUGH OF FORT LEE

SECTION I. Purpose: Chapter 356, Article VIII:

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

SECTION II. Definitions:

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

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

SECTION III. Prohibited Conduct:

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

SECTION IV. Exceptions to Prohibition:

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

Beach maintenance equipment immediately following their use for their intended purposes; and

Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.

Rinsing of equipment, as noted in the above situation is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

SECTION V. Enforcement:

a. This ordinance shall be enforced by the Police Department of the Borough of Fort Lee.

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

SECTION VI. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$2,000.00.

SECTION VII. Severability:

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

SECTION VIII. Effective Date:

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

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter

Jack Alter, Mayor

Introduced	<u>A. PUNAN</u>	Date of Introduction	<u>March 9, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>March 23, 2006</u>
		Date of Adoption	<u>March 23, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-23

AN ORDINANCE AMENDING CHAPTER 356, SOLID WASTE - ESTABLISHING ARTICLE IX, A YARD WASTE COLLECTION AND DISPOSAL PROGRAM FOR THE BOROUGH OF FORT LEE

SECTION I. Purpose: Chapter 356, Article IX:

An ordinance to establish a yard waste collection and disposal program in the Borough of Fort Lee, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II. Definitions:

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

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

SECTION III. Yard Waste Collection :

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled

and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this ordinance. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this ordinance.

SECTION IV. Enforcement:

The provisions of this ordinance shall be enforced by the Fort Lee Police Department.

SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$2,000.00.

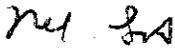
SECTION VI. Severability:

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

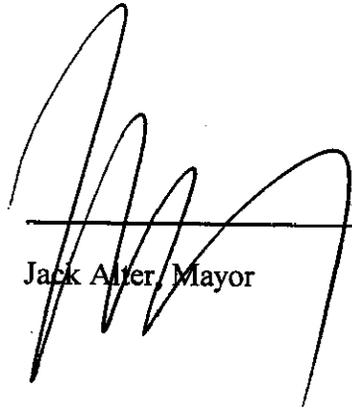
SECTION VII. Effective Date:

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

ATTEST:



Neil Grant, Borough Clerk



Jack Alter, Mayor

Introduced	M. VILLANO	Date of Introduction	March 9, 2006
Seconded	M. SARGENTI	Public Hearing	March 23, 2006
		Date of Adoption	March 23, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-24

AN ORDINANCE FOR THE ACQUISITION OF REAL PROPERTY AND IMPROVEMENTS, BY PURCHASE OR CONDEMNATION, FOR THE PURPOSE OF COMPLETING THE MAIN STREET AND HUDSON TERRACE ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT

WHEREAS, the Borough of Fort Lee (hereafter "the Borough") has undertaken to widen and improve Main Street from the intersection of Palisade Avenue and Martha Washington Way and proceeding east past the intersection of Hudson Terrace and south to the intersection of Old Palisade Road, and including Hudson Terrace from its intersection with Main Street north to the intersection of Bruce Reynolds Way, and including a portion of Central Road where it intersects Main Street, all of which constitutes the Main Street and Hudson Terrace Roadway and Traffic Signal Improvements Project (hereafter "the Roadway Project"); and

WHEREAS, the project requires that privately owned and publicly owned parcels of real property, which line the roadways with which the Roadway Project is concerned, need to be acquired by the Borough in whole or in part to facilitate the widening of the roads concerned; and

WHEREAS, the Borough has undertaken to have the properties concerned appraised and valued for the purpose of either negotiating the sale of the various properties or otherwise acquiring same by condemnation,

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. The Borough of Fort Lee does hereby determine that the Main Street and Hudson Terrace Roadway and Traffic Signal Improvements Project, the "Roadway Project", as further described within the recitals of this Ordinance, constitutes a public work for a public purpose and the Roadway Project is necessary to protect, ensure, and improve the health, safety, and welfare of the residents of the Borough of Fort Lee and persons traversing the roadways so affected.

2. The Borough of Fort Lee shall acquire, by negotiation and purchase or upon the

failure to negotiate a purchase, then through condemnation, the fee simple estate to the following real properties located within the Borough of Fort Lee all of which properties have been determined to be necessary for the completion of the Roadway Project, at the prices indicated therefor, as confirmed by appraisals received and accepted by the Borough of Fort Lee:

#	Address	Block/Lot	Owner/ Business	Date of Report	Date of Value	Value
1	65-69 Main Street	4305 / 23, 25 & 27	Action Motors, Prestige Autobody	12/19/05	8/15/05	\$1,350,000
2	153 Main Street	4802 / 4	Kim/mixed use	12/19/05	8/15/05	\$1,200,000
3	2005 Hoyt Avenue	4802 / 2, 3	Campo/mixed use	12/19/05	9/15/05	\$2,400,000

The above properties are further described in Exhibit A to this Ordinance.

3. The Director of the Office of Economic Development, Borough Counsel and Special Redevelopment Counsel shall be authorized to negotiate with the record owner of the properties listed in this Ordinance (or such authorized agents, representatives, or counsel of the said owners) for the purchase of the property in accordance with the requirements of N.J.S. 20:3-6, based upon the appraisals obtained from the Hannotch Appraisal Company from which the date of value and the value of each property has been obtained as set forth in this Ordinance and for which sums the fee simple title for each property to be acquired shall constitute the purchase price.

4. In accordance with N.J.S. 20:36, if the Borough of Fort Lee cannot acquire fee simple title to the property to be acquired free and clear of all liens and encumbrances by a voluntary purchase from the property owner then and in that event the Borough of Fort Lee does hereby authorize the filing of an action in the Superior Court for the purpose of acquiring by condemnation under N.J.S. 20:3-1, et seq., the particular property or properties as identified in this Ordinance.

5. The source of funding for the purchase of these properties shall be derived from bond funds, and such funds shall be in readily available form for deposit with the Superior Court upon the filing of any Declaration of Taking on behalf of the Borough of Fort Lee.

6. This Ordinance shall take effect immediately upon passage at its second reading.

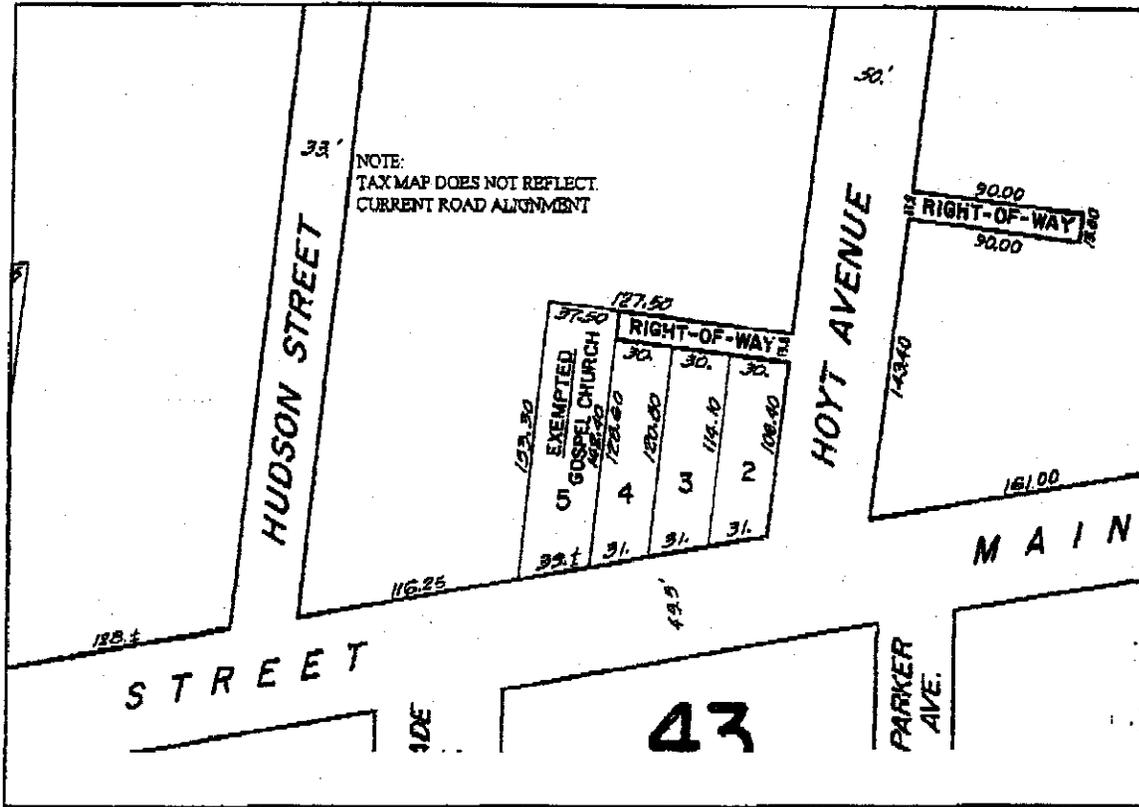
Attest:

Neil Grant

Neil Grant
Borough Clerk

Jack Alter
Jack Alter Mayor

TAX MAP - CLOSE UP



TITLE DATA & PROPERTY HISTORY

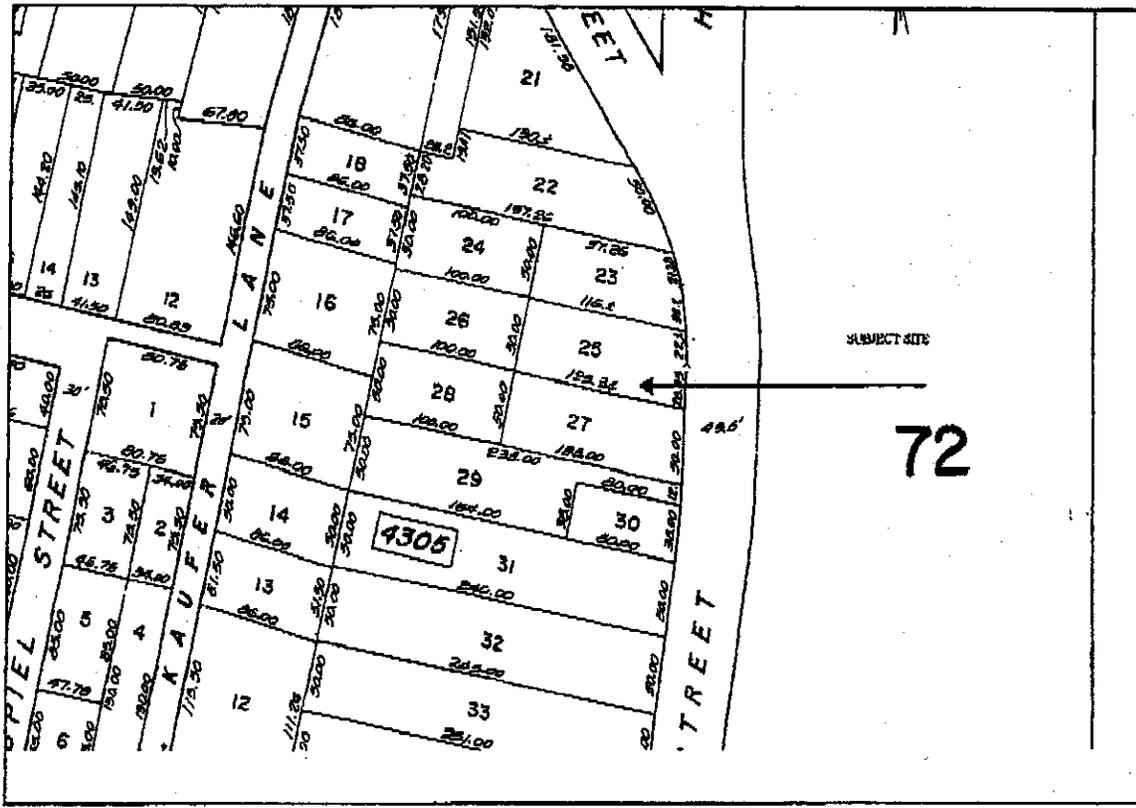
Title to the subject property is currently held by Campo, Alfred P. & Catherine. The last arms-length deed transfer was in excess of five years.

ASSESSMENT AND TAX DATA

2005

Block/Lot	Land	Building	Total
4802/2,3	\$756,000	\$710,100	\$1,466,100
Totals	\$756,000	\$710,100	\$1,466,100

TAX MAP - CLOSE UP



TITLE DATA & PROPERTY HISTORY

Title to the subject property is held by Action Motors, Inc.; there have been no changes in title over the past five years.

ASSESSMENT AND TAX DATA

2005

Block/Lot	Land	Building	Total
4305/23 & 25	\$393,600	\$234,700	\$628,300
4305/27	\$227,400	\$163,000	\$390,400
Totals	\$621,000	\$397,700	\$1,018,700

Introduced	<u>A. PUNAY</u>	Date of Introduction	<u>March 23, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>May 11, 2006</u>
		Date of Adoption	<u>May 11, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-25

CALENDAR YEAR 2006 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Borough Council of Fort Lee in the County of Bergen finds it advisable and necessary to increase its CY2006 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to **\$317,016.52** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years,

NOW, THEREFORE, BE IT ORDAINED by the Borough 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 CY 2006 budget year, the final appropriations of the Borough of Fort Lee shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by

3.50% amounting to **\$1,109,557.82**, and that the CY 2006 municipal budget for the Borough of Fort Lee be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

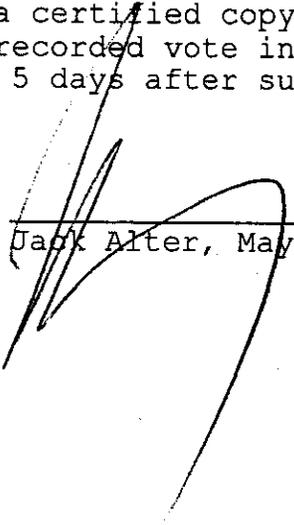
BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

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 5 days after such adoption.

Attest:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	M VILLANO	Date of Introduction	March 23, 2006
Seconded	M SARGENTI	Public Hearing	April 6, 2006
		Date of Adoption	April 6, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-26

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, SCHEDULE I, 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:

Name of Street	Side:	Location
English Street	South	Entire Length

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>A. POWAN</u>	Date of Introduction	<u>March 23, 2006</u>
		Public Hearing	<u>April 6, 2006</u>
Seconded	<u>M. SARGENT</u>	Date of Adoption	<u>April 6, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-27

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to **rescind** Ordinance #2006-14 (originally adopted on March 9, 2006) as a handicapped parking space:

Description:

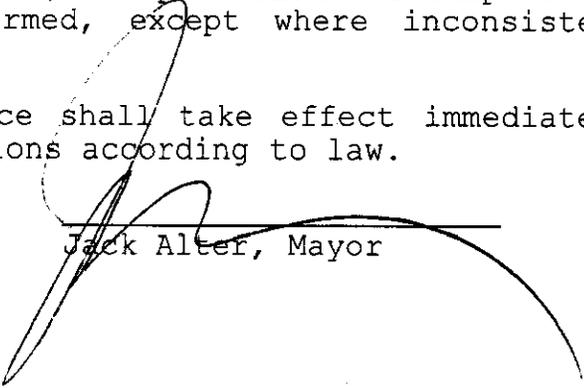
1. "388-69": Beginning along the east curb line of 12th Street, beginning at a point 10 feet from the terminus of 12th Street, and extending 25 feet north along the same curb line.

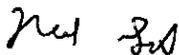
Section II: The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

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. SOKOLICH	Date of Introduction	March 23, 2006
Seconded	M. SARGENT	Public Hearing	April 5, 2006
		Postponed to:	April 20, 2006
		Date of Adoption	April 20, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-28

BOND ORDINANCE AMENDING SECTION 3(a)(2) AND SECTION 6(b) OF BOND ORDINANCE NUMBER 2003-13, FINALLY ADOPTED MAY 22, 2003 AND PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$1,800,000 FOR IMPROVEMENTS TO THE LEWIS F. COLE MIDDLE SCHOOL FIELD AND THE ACQUISITION OF VARIOUS EQUIPMENT FOR THE FORT LEE COMMUNITY CENTER IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,710,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

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 description of the purpose to be funded in Section 3(a)(2) of bond ordinance #2003-13 of the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough") finally adopted May 22, 2003, is hereby amended to read as follows:

"Improvements to the Lewis F. Cole Middle School Field and the acquisition of various equipment for the Fort Lee Community Center, including, but not limited to, projection equipment and movie screens, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto."

Section 2. Section 6(b) of bond ordinance #2003-13 of the Borough, finally adopted May 22, 2003, is hereby amended to read as follows:

"The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 26.83 years."

Section 3. The improvement described in Section 1 of this bond ordinance is hereby authorized to be undertaken by the Borough as a general improvement. For the improvement or purpose described in Section 1, there is hereby appropriated the supplemental amount of \$1,800,000, such sum being in addition to the \$1,500,000 appropriated therefor in Section 3(a)(2) of bond

ordinance #2003-13 of the Borough finally adopted May 22, 2003, and including the sum of \$90,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 4. In order to finance the additional cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,710,000 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 5. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is as set forth in Section 1 hereof.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$3,210,000, including the \$1,500,000 bonds or notes authorized in Section 3(a)(2) of bond ordinance #2003-13 of the Borough finally adopted May 22, 2003 and the \$1,710,000 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$3,300,000, including the \$1,500,000 appropriated in Section 3(a)(2) of bond ordinance #2003-13 of the Borough finally adopted May 22, 2003 and the \$1,800,000 appropriated herein.

Section 6. 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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 7. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 8. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 1 of this bond ordinance is not a current expense. It is an improvement or purpose that 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 \$1,710,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$2,300,000 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. Of this amount, \$1,500,000 was estimated for these items of expense in bond ordinance #2003-13 of the Borough finally adopted May 22, 2003, and an additional \$180,000 is estimated therefor herein.

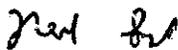
Section 9. Any grant moneys received for the purpose described in Section 1 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 10. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

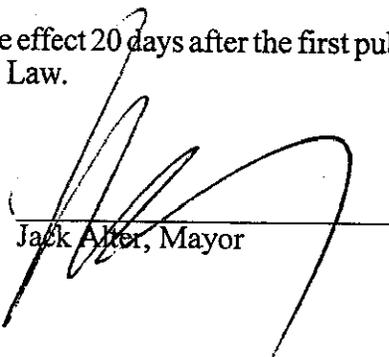
Section 11. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *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 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:



Neil Grant, Borough Clerk


Jack Alter, Mayor

Introduced	A. POWAN	Date of Introduction	March 23, 2006
Seconded	M. SARGENT	Public Hearing	April 6, 2006
		Date of Adoption	April 6, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-29

ORDINANCE APPROPRIATING \$50,000 FOR THE ACQUISITION OF AUDIO VISUAL EQUIPMENT FOR THE FORT LEE COMMUNITY AND SENIOR CENTERS 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 AS FOLLOWS:

Section 1. \$50,000 is hereby appropriated, all of which will be funded by a grant to be received from the State of New Jersey Department of the Treasury, for the acquisition of audio visual equipment for the Fort Lee Community and Senior Centers, including all related costs and expenditures incidental thereto, in and by the Borough of Fort Lee, in the County of Bergen, New Jersey (the "Borough").

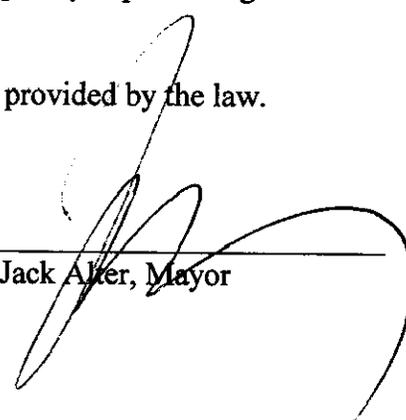
Section 2. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect as provided by the law.

ATTEST:

Neil Grant

Neil Grant, Borough Clerk


 Jack Alter, Mayor

Introduced	<u>A. POKON</u>	Date of Introduction	<u>April 6, 2006</u>
Seconded	<u>M. SARGENT</u>	Public Hearing	<u>April 20, 2006</u>
		Date of Adoption	<u>April 20, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-30

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 White Collar Employees Schedule "A" shall be amended as follows:

a. Schedule "A" shall be amended to include the title, salary and salary range for a Senior Food Service Worker:

<u>Title</u>	<u>2006</u>	<u>Salary Range</u>
Senior Food Service Worker	\$19,000	18,000 - 25,000

b. The already existing titles of Environmental Health Specialist and Fire Prevention Specialist/Fire Protection Inspector shall be changed to reflect an amended salary range as follows:

<u>Title</u>	<u>Salary Range</u>
Environmental Health Specialist	30,000 - 78,000
Fire Prevention Specialist/Fire Protection Inspector	55,000 - 80,000 (NWS) <u>60,000 - 80,000</u>

SECTION II This ordinance shall supersede any other salary ordinance and salary range that has been previously created for the aforementioned positions.

SECTION III 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. CERVIERI</u>	Date of Introduction	<u>May 11, 2006</u>
Seconded	<u>A. PENNA</u>	Public Hearing	<u>May 25, 2006</u>
		Date of Adoption	<u>May 25, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-31

**AN ORDINANCE AMENDING SALARY ORDINANCE #2002-14
ESTABLISHING TITLES, 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 #2002-14 is hereby amended as follows:

SECTION I White Collar Personnel Schedule "A" shall be amended to include the following title, salary and salary range for the following position for 2006 through 2010.

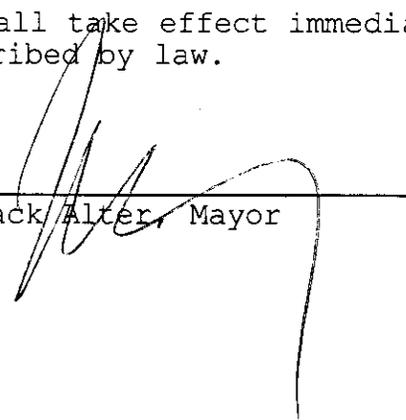
<u>Titles</u>	<u>Salary</u>	<u>Salary Range</u>
Tax Assessing Aide/Consultant	\$18,000	\$17,000 - \$19,000

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. CERVIERI</u>	Date of Introduction <u>May 11, 2006</u>
Seconded <u>A. POHAN</u>	Public Hearing <u>May 25, 2006</u>
	Date of Adoption <u>May 25, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-32

**ORDINANCE AMENDING CHAPTER 388, "VEHICLES AND TRAFFIC"
BY ESTABLISHING CHAPTER 388-70, ARTICLE VI, PROHIBITING
LOW SPEED VEHICLES ON THE BOROUGH OF FORT LEE ROADWAYS**

WHEREAS, the Borough of Fort Lee ("Borough") is faced with unique traffic issues and a high volume of vehicles due to its proximity to the George Washington Bridge and several major highways; and

WHEREAS, slow moving vehicles on Borough roadways add to the problem and increase gridlock in the Borough; and

WHEREAS, a Low Speed Vehicle ("LSV") is a four-wheeled vehicle, as defined in 49 CFR s. 571.3(b), whose attainable speed is more than 20 miles per hour and no more than 25 miles per hour on a paved level surface. LSVs are not powered by gas or diesel fuel and must comply with federal safety standards as noted in 49 CFR s, 571.500; and

WHEREAS, New Jersey municipalities may ban LSV s on all their roadways by ordinance; and

WHEREAS, the Borough has found that banning LSVs from the roadways is necessary to make sure that Borough traffic problems are not exacerbated,

NOW, THEREFORE, BE IT ORDAINED, that Chapter 388 of the Borough Code, commonly known as "Vehicles and Traffic" be amended to include language banning the operation of LSVs on Borough roads; and

BE IT FURTHER ORDAINED, that Chapter 388-70, Article VI, - The Prohibiting of Low Speed Vehicles be established; and

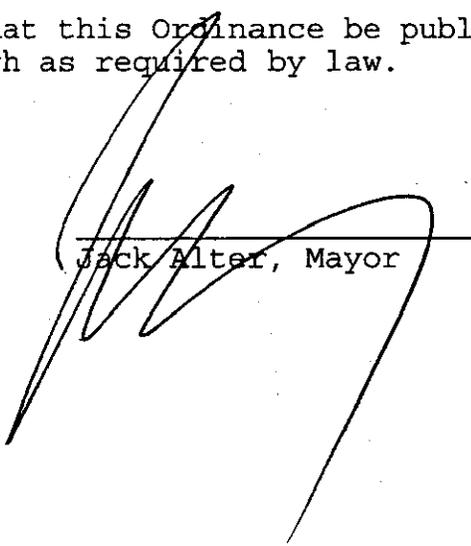
BE IT FURTHER ORDAINED, that an advisory of the Borough's intention to ban said vehicles be faxed to Daria Gerhard or another appropriate official at the New Jersey Motor Vehicle Commission at (609) 984-1370; and

BE IT FURTHER ORDAINED, that this Ordinance be published in a legal newspaper by the Borough as required by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	J. CERVIERI	Date of Introduction	May 25, 2006
Seconded	M. VILLAVE	Public Hearing	June 8, 2006
		Date of Adoption	June 8, 2006

BOROUGH OF FORT LEE

ORDINANCE# 2006-33

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

1. "388-69": Beginning along the south curb line of Elizabeth Street, beginning at a point 162 feet east of the apex of the southwest corner of West Street and Elizabeth Street and continuing another 25 feet east along the same curb line.

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

Jack Alter, Mayor

ADOPTED

Introduced	A. PENAN	Date of Introduction	June 8, 2006
Seconded	M. VILLANO	Public Hearing	June 29, 2006
		Date of Adoption	June 29, 2006

BOROUGH OF FORT LEE

ORDINANCE# 2006-34

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, SCHEDULE I, 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:

Name of Street	Side:	Location
Anderson Avenue	East	To a point 50 feet north of the north curblin apex of Tom Hunter Road and Anderson Avenue
Center Avenue	West	To a point 50 feet south of the south curblin apex of Slocum Way and Center Avenue

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.

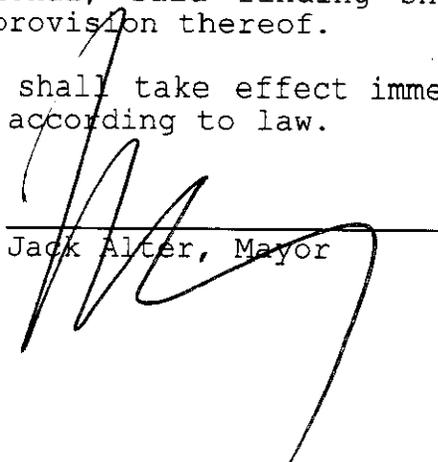
Section III. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

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>M. VILLANO</u>	Date of Introduction	<u>June 8, 2006</u>
Seconded	<u>A. POWAN</u>	Public Hearing	<u>June 29, 2006</u>
		Date of Adoption	<u>June 29, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-35

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 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, Section 69, Schedule XXIII, is hereby amended and supplemented so as to add the following as a handicapped parking space:

1. "388-69": Beginning along the north curb line of Virginia Avenue, beginning at a point 94 feet west of the apex of the northwest corner of the intersection at Virginia Avenue and Abbott Boulevard and extending 25 feet west.

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

1. "388-69": qq: Along the easterly curbline 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.

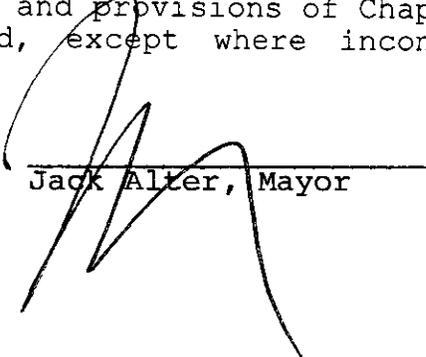
Section III: The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section IV: 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.

ATTEST:

Neil Grant

Neil Grant
Municipal Clerk


Jack Alter, Mayor

Introduced	<u>J CERVIERA</u>	Date of Introduction	<u>June 29, 2006</u>
Seconded	<u>A PENAN</u>	Public Hearing	<u>July 20, 2006</u>
		Date of Adoption	<u>July 20, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-36

AN ORDINANCE OF THE BOROUGH OF FORT LEE IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING ORDINANCE NO. 2004-27 OF THE BOROUGH FINALLY ADOPTED ON JUNE 10, 2004, PROVIDING FOR THE ACQUISITION OF REAL PROPERTY LOCATED IN THE BOROUGH OF FORT LEE AND APPROPRIATING \$2,650,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,517,500 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:

Bond Ordinance No. 2004-27 of the Borough of Fort Lee, in the County of Bergen, New Jersey, finally adopted on June 10, 2004 (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 money therein stated as the

BOND ORD 95 MAIN ST FOR 062906

appropriation made for the improvement or purpose, such sum amounting to \$2,650,000 (representing an increase of \$400,000 from the Prior Ordinance), including the sum of \$132,500 (representing an increase of \$20,000 from the Prior Ordinance) 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 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 \$2,517,500 (representing an increase of \$380,000 from 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 or notes are to be issued is for the acquisition of property at 95 Main Street, specifically Block 4802, Lots 2, 3 and 4 in the Borough, and including all other work and materials necessary therefor and 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of 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 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 costs thereof have 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 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 \$2,517,500 (representing an increase of \$380,000 from the Prior Ordinance) and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$150,000 (representing an increase of \$0.00 from 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 improvement or purpose 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 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.

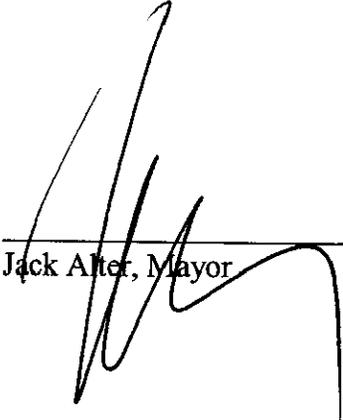
Section 10. This Ordinance amends Bond Ordinance 2004-27 of the Borough finally adopted June 10, 2004. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it 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.

The foregoing bond ordinance is hereby approved.

ATTEST:

Neil Grant
Neil Grant, Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. CERVIERI</u>	Date of Introduction	<u>June 29, 2006</u>
Seconded	<u>A. POKAN</u>	Public Hearing	<u>July 20, 2006</u>
		Date of Adoption	<u>July 20, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-37

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 53, OF THE BOROUGH OF FORT LEE CODE ENTITLED "VEHICLES AND TRAFFIC - SCHEDULE IX: STOP INTERSECTIONS"

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

Section I. Chapter 388, Section 53, of the Fort Lee Code Entitled "Vehicles and Traffic - Schedule IX: Stop Intersections", be and the same is hereby amended and supplemented by the addition thereto of the following:

Jassamine Way at its intersection with Deerwood Road

A STOP sign shall be installed on Jassamine Way

Section II. All other parts, portions and provisions of Chapter 388 of the Fort Lee Code entitled "Vehicles and Traffic - Schedule IX: Stop Intersections" 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.

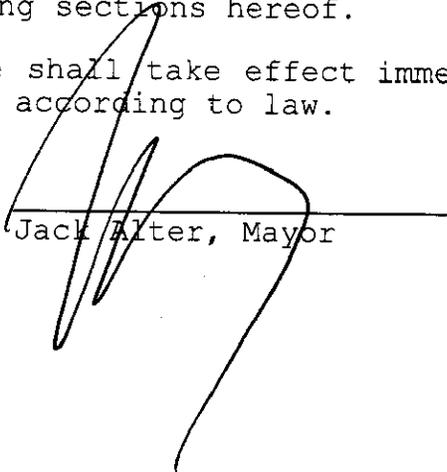
Section III. The provisions of this Ordinance are hereby declared to be severable; should any section or portion thereof be held invalid or unconstitutional, such decision shall not affect the validity of any remaining sections hereof.

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

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. CERVIERA</u>	Date of Introduction	<u>June 29, 2006</u>
Seconded	<u>A. PUNAN</u>	Public Hearing	<u>July 20, 2006</u>
		Date of Adoption	<u>July 20, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-38

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, SCHEDULE I, 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:

Name of Street	Side:	Location
Abbott Boulevard	East	Beginning at a Point 55 Feet South of the Apex of the Southeast Corner of Abbott Boulevard and Dorincourt 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.

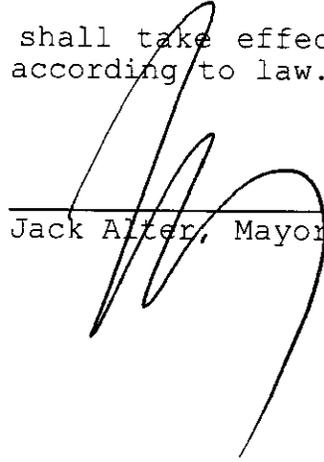
Section III. The terms of this ordinance are hereby declared to be severable; should any part, portion or provision be deemed invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

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

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

Introduced	J. CERVIERI	Date of Introduction	June 29, 2006
Seconded	A. PUNAN	Public Hearing	July 20, 2006
		Date of Adoption	July 20, 2006

BOROUGH OF FORT LEE

ORDINANCE # 2006-39

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY IN AND BY THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$5,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,133,755 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

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 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, there is hereby appropriated the sum of \$5,500,000, including (i) \$2,000,000 provided as a contribution from the County of Bergen, (ii) \$1,253,942 provided as a contribution from the Port Authority of New York and New Jersey, and (iii) the sum of \$112,303 as the down payment required by the Local Bond Law to be provided from the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or from the contributions referred to in Section 1, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,133,755 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 the acquisition of property located in the Borough, commonly known as 2005 Hoyt Avenue, 153 Main Street and 33-35 Main Street, including all related costs and expenditures 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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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 that 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 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 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 \$2,133,755, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$750,000 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.

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

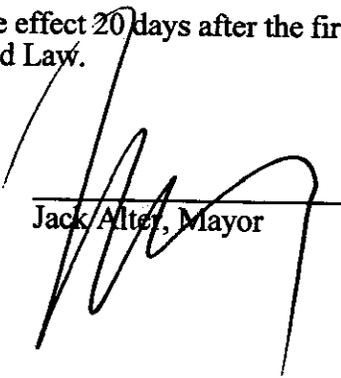
Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate

undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

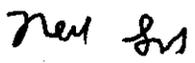
Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad 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 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:



Jack Alter, Mayor



Neil Grant, Borough Clerk

Introduced	<u>E. KASOFSKY</u>	Date of Introduction	<u>June 29, 2006</u>
Seconded	<u>A. POWAN</u>	Public Hearing	<u>July 20, 2006</u>
		Date of Adoption	<u>July 20, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-40

AN ORDINANCE VACATING A CERTAIN PORTION OF A STREET KNOWN AS BIGLER STREET LYING WITHIN THE BOROUGH OF FORT LEE

WHEREAS, Resolution No. 611 of the Bergen County Board of Chosen Freeholders, adopted on May 3, 2006, declared that a certain portion of Bigler Street be vacated and discontinued as a County road, with jurisdiction therefor relinquished to the Borough of Fort Lee (with a reservation of rights for existing utilities) in respect of realignment of traffic patterns in the Borough; and

WHEREAS, the said Resolution was supported by an attached Exhibit "A," a "Sketch of Proposed Vacation of Portion of Right of Way of Bigler Street in the Borough of Fort Lee, Bergen County, New Jersey," dated May 3, 2006, prepared by Costa Engineering Corporation, and an attached Exhibit "B," a metes and bounds description also dated May 3, 2006 and also prepared by Costa Engineering Corporation; and

WHEREAS, true and correct copies of the Freeholders' Resolution and its Exhibits "A" and "B" are attached hereto; and

WHEREAS, the said Resolution also contemplates the County's future vacation of the remaining portions of Bigler Street to the Borough; and

WHEREAS, the portion of Bigler Street vacated by the County has not been accepted or dedicated by the Borough as of the date hereof; and

WHEREAS, N.J.S.A. 40:67-19, in relevant part, provides, "Whenever there shall have been a dedication of lands as a public street... and the same has not been accepted or opened by the municipality, and it shall appear to the governing body that the public interest will be better served by releasing those lands or any part thereof from such dedication..., " the governing body may release and extinguish the public right; and

WHEREAS, the realignment of traffic patterns in and around the location and, accordingly, the vacation of the said portion of Bigler Street by the Borough of Fort Lee is and

will best serve the public interest;

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE, BERGEN COUNTY, NEW JERSEY, in accordance with N.J.S.A. 40:67-1, et seq., as follows:

Section 1. The portion of Bigler Street, which is situate within the Borough of Fort Lee and which is particularly described in Exhibits "A" and "B" (Available in the Office of the Borough Clerk) to Resolution No. 611 of the Bergen County Board of Chosen Freeholders, adopted on May 3, 2006, all of which are incorporated herein by reference in their entirety, is hereby vacated as a public street, and the rights of the public therein are hereby released and extinguished, provided that excepted therefrom shall be:

(a) all rights and privileges possessed by public utilities, as defined in N.J.S.A. 48:2-13;

(b) all rights and privileges possessed by (i) any Cable Television Company, as defined in N.J.S.A. 48:5A-1, et seq., (ii) the Borough of Fort Lee, (iii) the Bergen County Utilities Authority, and all of their respective successors, to maintain, repair and replace existing facilities on, in, adjacent to, over and under the said portion of Bigler Street to be vacated; and

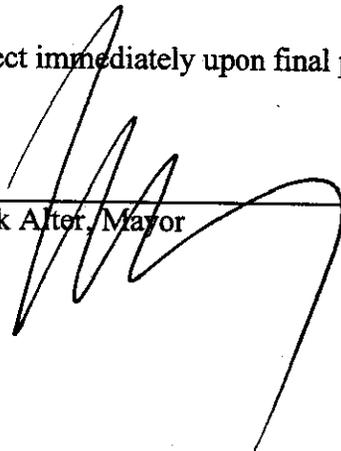
(c) the right or privilege of any subsequent owner to build any structure (other than road improvements) or interfere with the present right-of-way of the said portion of Bigler Street to be hereby vacated.

Section 2. This Ordinance shall take effect immediately upon final passage and publication, as provided by law.

ATTEST:



Neil Grant,
Borough Clerk

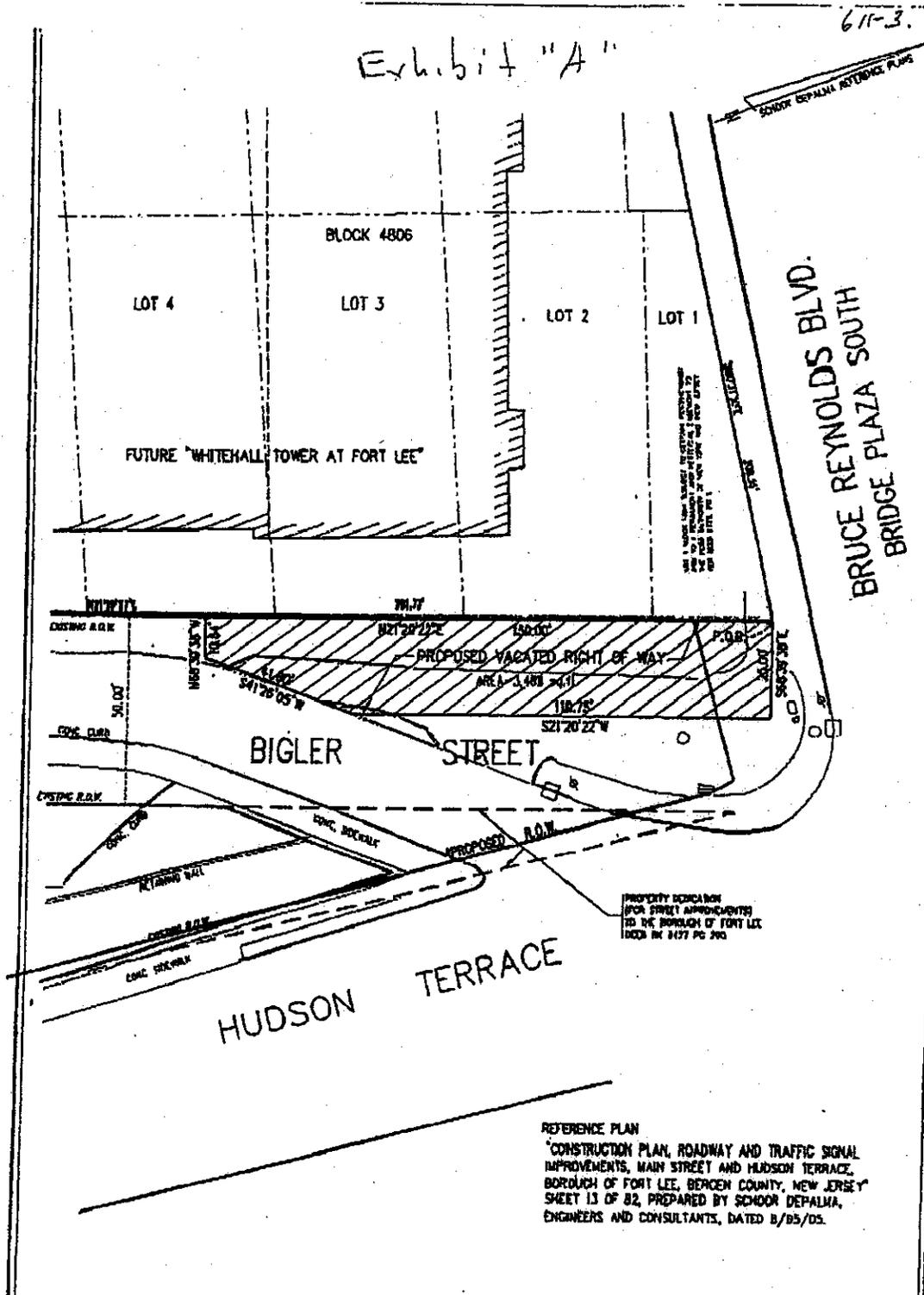


Jack Alter, Mayor

Exhibit "A"

611-3.

611-5



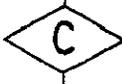
REFERENCE PLAN
 CONSTRUCTION PLAN, ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS, MAIN STREET AND HUDSON TERRACE, BOROUGH OF FORT LEE, BERGEN COUNTY, NEW JERSEY SHEET 13 OF 82, PREPARED BY SCHORR DEPALMA, ENGINEERS AND CONSULTANTS, DATED 8/05/05.

SKETCH OF PROPOSED VACATION OF PORTION OF RIGHT OF WAY OF BIGLER STREET

IN THE
 BOROUGH OF FORT LEE
 BERGEN COUNTY, NEW JERSEY

MARCH 21, 2006

SCALE: 1"=30' PFDJ NO. 01-1275



COSTA ENGINEERING CORPORATION
 PROFESSIONAL ENGINEERS • SURVEYORS • PLANNERS

State Of New Jersey, Certificate of Authorization No. GA 278728.
 325 So. RIVER STREET SUITE 302 HACKENSACK, N.J. 07601
 TEL (201) 487-0015 FAX (201) 487-5122

MARTIN A. KRUEGEL, N.J. L.C. NO. 24202
 PROFESSIONAL LAND SURVEYOR

© 2006 Costa Engineering Corp. PFDJ BY: PFD

Exhibit A

Exhibit "B"



COSTA ENGINEERING CORPORATION

Professional Engineers • Surveyors • Planners
325 So. River Street, Suite 302, Hackensack, NJ 07601

Tel (201) 487-0015
Fax (201) 487-5122

Robert L. Costa, P.E., P.P., C.M.E.*
Martin Kruegel, P.L.S.**
* Licensed in NJ, NY, PA, NC
** Licensed in NJ
State of NJ Certificate of Authorization No. 278726

Please Reply To:
325 So. River Street
Hackensack, NJ 07601

May 3, 2006

**DESCRIPTION OF PORTION OF
BIGLER STREET RIGHT OF WAY
TO BE VACATED.
Borough of Fort Lee, Bergen County, New Jersey**

BEGINNING at a point in the westerly right of way line of Bigler Street, (50.00 feet wide), said point being S 21° 20' 22" W, 5.00 feet as measured along said line from the intersection of the same with the southerly right of way line of Bridge Plaza South, (aka Bruce Reynolds Blvd.) and running thence;

1. S 57° 21' 02" E, 25.50 feet; thence,
2. Along the centerline of the aforesaid 50.00 foot wide right of way of Bigler Street, S 21° 20' 22" W, 100.75 feet; thence,
3. S 41° 26' 05" W, 41.80 feet; thence,
4. N 68° 39' 38" W, 10.64 feet; thence,
5. Along the aforesaid westerly line of Bigler Street, N 21° 20' 22" E, 145.00 feet to the point of Beginning.

Area of property described, 3,280.6 sq. ft., or 0.0753 acres.

Martin A. Kruegel,
Professional Land Surveyor
N.J. License No. 24202

Exhibit B

Introduced	<u>J. CURVIER</u>	Date of Introduction	<u>July 20, 2006</u>
Seconded	<u>I. KASOFSKY</u>	Public Hearing	<u>August 17, 2006</u>
		Date of Adoption	<u>August 17, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-41

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 345, "SITE PLAN REVIEW," AND CHAPTER 410, "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE

WHEREAS, the Borough of Fort Lee Planning Board adopted a reexamination of the Borough's Master Plan and Development Regulations on June 2, 2004; and

WHEREAS, the Borough of Fort Lee desires to implement the recommendations set forth in this re-examination report, particularly with regard to the downtown section of the Borough of Fort Lee; and

WHEREAS, the Borough of Fort Lee also desires to implement the recommendations set forth in a document entitled "Design Guidelines: Façade Improvement Program for the Main Street Commercial District of the Borough of Fort Lee, dated 2006; and

WHEREAS, the existing development regulations are contained in Chapter 261, "Land Use Procedures," Chapter 345, "Site Plan Review," Chapter 365, "Subdivision of Land," and Chapter 410, "Zoning," of the Revised General Ordinances of the Borough of Fort Lee; and

WHEREAS, amendments to Chapter 345, "Site Plan Review," and Chapter 410, "Zoning," are necessary to implement certain recommendations of the reexamination report and "Design Guidelines: Façade Improvement Program for the Main Street Commercial District of the Borough of Fort Lee."

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

Section I. Chapter 345, "Site Plan Review," of the General Ordinances of the Borough of Fort Lee, be and is hereby amended as follows:

§ 345-8 Exceptions, is hereby amended as follows (additions are underlined and deletions are in [brackets]):

- B.(2) Renovations or alterations to the exterior design of ~~[a building or structure]~~ one- or two-family dwellings that do not involve any enlargement of the building or major structural change, as determined by the Borough, Building Inspector, or

Add the following new section:

§ 345-25.1 Design Standards and Guidelines in the C-1 Central Business District

A. Purpose

- (1) The purpose of this section is to establish standards and guidelines to ensure that development within the Borough's C-1 Central Business district, including any building additions, reconstructions, and infill developments, is compatible in form, arrangement, scale, materials, character and overall aesthetic appearance with the area's historic and visual traditions.
- (2) The standards and guidelines are designed to revitalize Main Street and the greater C-1 Central Business district; preserve and protect the traditional value of buildings and other structures; stabilize and improve property values; foster civic beauty; and strengthen the local economy. The standards and guidelines shall encourage renovations and improvements with minimum economic burden.
- (3) The standards and guidelines are intended generally to implement the directives contained in the document "Design Guidelines: Façade Improvement Program for the Main Street Commercial District of the Borough of Fort Lee, New Jersey," dated 2006, and incorporated herein by reference.

B. Applicability

- (1) The standards and guidelines shall apply to any development application within the Borough's C-1 District.
- (2) Any development application within the C-1 District requiring site plan approval shall provide a façade design plan which shall comply with the specifications incorporated herein. Such a façade design plan shall be subject to review and approval by the Planning Board of the Borough, except wherever the Board of Adjustment has jurisdiction over a site plan pursuant to N.J.S.A. 40:55D-76, then, and in that case, by the Board of Adjustment. Hereafter, "municipal agency" shall mean either the Planning Board of Adjustment of Fort Lee.
- (3) These standards and guidelines shall apply to all exterior aspects of the following: rehabilitation of existing structures, additions to existing structures, and construction of new buildings.

- (4) These standards and guidelines shall be used by applicants in preparing a development plan and by the municipal agency in reviewing same. The municipal agency may approve the proposed design, conditionally approve the design, or deny an application based upon its review of the design submitted and any additional relevant information.
- (5) The municipal agency shall interpret these standards and guidelines with flexibility, taking into consideration the specific circumstances surrounding each application and making decisions accordingly. The guidelines shall encourage creativity and flexibility instead of strict adherence.

C. **Modifications and Exceptions.** Modifications to the standards and guidelines shall be approved by the municipal agency provided that the applicant has met the criteria for exceptions pursuant to N.J.S.A. 40:55D-51, and can provide testimony that the resulting change will comply with all of the following:

- (1) Generally satisfy the purposes of this Section;
- (2) Generally enhance the development plan, or in any case, not have an adverse impact on its physical, visual or spatial characteristics;
- (3) Generally enhance the streetscape and neighborhood, or in any case, not have an adverse impact on the streetscape and neighborhood.

D. **Definitions**

As used in this section, the terms set forth below shall be defined as follows:

"Bay" shall mean a structural division of a building that extends upwards through all levels. While related to structure, it may also be used to break up the massing and bulk of buildings and facades. Bays may be distinguished through elements such as changes in façade plane; columns, pilasters, gutters or expansion joints; size and rhythm of window spacing, or variation in surface material and pattern. Typical traditional bays range from 15 to 30 feet wide.

"Bulkhead" shall mean the opaque part of a storefront that forms a base for one or more display windows.

"Canopy" shall mean a metal frame clad with fabric that projects from a building entrance over the sidewalk to the curb, where it is supported on vertical posts.

"Cornice" shall mean a horizontal molded projection that completes the top of a wall, facade, building or storefront.

"Facade" shall mean an entire exterior face of a building.

"Lintel" shall mean the horizontal member or element above a door or window opening.

"Pier" shall mean a vertical supporting member or element (usually of stone, brick or metal) which frames a storefront opening or separates storefront openings within a single building.

"Sign band" shall mean the flat, horizontal area on the facade usually located in the spandrel area immediately above the storefront and below the second story window sill where signs were historically attached. A sign band may also occur within a decorative bandcourse above a storefront.

"Skirt" shall mean a bottom finishing piece that hangs from the lower edge of an awning.

"Storefront" shall mean the area of the ground floor consisting of all storefront openings, bays, entrance ways and storefront infill associated with a single commercial occupant, and including, without limitation thereof, the piers, lintels, signband, signs, awnings, lighting and security gates.

"Transom" shall mean a glazed area above a display window or door separated from the display window or door by a horizontal framing member (the "transom bar"). The glazing in the transom may be fixed or operable.

E. Development Standards and Design Guidelines for Buildings

- (1) Compatibility and appropriateness. New buildings should be designed to be compatible with surrounding buildings. New construction should strike a proper balance between the existing architecture and appropriate contemporary designs which pay attention to scale and harmony rather than superficial details.
- (2) Building orientation. Buildings in this zone should be located to face public streets. Building entries shall face a public street. For buildings at corners, the secondary street-facing façade should be articulated in a manner compatible with the design of the front façade. Window glazing on both facades should be of similar percentage.
- (3) Building setbacks. To the extent practical, buildings (except for recessed entries) should be located at the front property line. A slightly deeper setback may be allowed to match setbacks of adjacent buildings.
- (4) Building height. To the extent practical, the floor-to-floor height of new or altered buildings should match that of neighboring structures. Buildings which are either significantly lower or significantly taller than the adjacent structures should be discouraged.
- (5) Vertical articulation. New or altered buildings should respect the characteristics of the traditional façade. The traditional central business district building façade has three parts as follows:

- (a) Ground level facade. The ground level facade has a higher floor-to-floor height than the upper floors to enhance views into the store. The ground level facade is composed primarily of large display windows and a recessed entrance surrounded by framing piers. A ground level facade should be visually separated from the upper floors or the top of the building by a horizontal architectural component, such as a cornice, masonry lintel or sign band.
- (b) Upper facade. The typical upper facade consists of three window bays on each floor, evenly spaced and with heavy lintels. Window bays on the upper facades should be vertically-proportioned. Alternately, vertically-proportioned windows may be grouped side by side, to create wider horizontal window bays. Windows should comprise 25-50% of the upper facade area.
- (c) Roof cornice and roof lines. Roof cornice and roof lines should be similar to surrounding buildings.
 - [1] Roof cornice. Roof cornices shall be provided to reinforce the roof line. They may be constructed of sheet metal, wood, masonry, cast iron, or copper. A typical cornice extends out from the facade by approximately six inches to one and a half feet and is two to three feet in height.
 - [2] Roof lines. The preferred roof line in this district is a flat roof with a cornice. However, front-gabled roof lines are also acceptable above the second floor and side gabled roof lines are also acceptable above the third floor. In the instance of sloped roofs visible from public areas, the roof should be of slate, tile, standing seam metal or other high quality materials.
- (6) Horizontal articulation. In a sequence of structures along a street, the spacing of buildings, building bays and openings (such as windows, doors and display windows) define the observer's perception of rhythm. Buildings should reflect the rhythm of the traditional facade. New buildings should be constructed as a series of bays each 15 to 30 feet wide. Ground level facades shall be broken up into individual bays 15 to 30 feet wide.
- (7) Materials. The materials, color and texture of facades should harmonize with adjacent buildings. Desirable materials for new or renovated facades shall include brick, concrete, stucco, marble, granite, tile or terra cotta. If siding is used, the seams should be concealed to avoid an appearance of obvious paneling. Wood, aluminum, steel, copper, or bronze should be used for window frames and sashes.
- (8) HVAC equipment. Heating, ventilation and air conditioning units and other outside equipment shall be concealed from view of public streets.

- (9) **Rehabilitations and additions.** During alterations, removal of original materials and architectural features such as railings, balusters, columns, brackets, and cornice decorations is discouraged. It is recommended that restoration and repair of existing traditional elements be employed. In the event replacement is necessary, the new material shall match the material being replaced in composition, design, color, texture and other visual qualities.

F. **Design Guidelines for Ground Level Facades.** The following are guidelines for ground level facade design. Design for ground level facades should reflect the rhythms and proportions of traditional architectural elements found within the central business district, such as large display windows of clear glass, bulkheads, recessed entries, transom windows, storefront cornices and suitable locations for signs. These guidelines are intended to promote ground level facades which are functional and traditional.

- (1) **Well-defined opening.** The traditional facade consists of a cornice, vertical piers, and bulkhead which enframe the storefront. The facade should be designed to fit within the originally intended opening.
- (2) **Recessed entry.** In order to keep the display windows at the sidewalk, to emphasize the ground floor entry, to allow for an enclosed and sheltered doorway and to leave space for doors to open without extending into the sidewalk, the entrance door should be recessed between three and five feet from the facade.
- (3) **Windows.** At least 75 percent of facades should be glazed with plate glass windows. Any coverings on existing transom windows should be removed. Tinted or mirrored glass is prohibited.
- (4) **Materials.** Materials for ground floors can be different from those used on the upper facade. As the most visible portion of the facade to pedestrians, they should have the greatest level of detailing of the building. Bulkheads should be faced with tile, wood or stone. Window frames should be made of wood, aluminum, steel, copper or bronze.
- (5) **Doors.** Designs for doors shall comply with the following:
 - (a) The front entry door should be compatible with the facade's style and material.
 - (b) All primary commercial entrance doors shall have clear glazing over at least 75 percent of the surface area.
 - (c) The entry door shall be either wood or metal. If metal is chosen, a dark, anodized finish, rather than a light, metallic color, is preferred.

- (c) Canvas is the preferred material for awnings. The awning should be clad only with water repellent canvas with a matte finish or other fabric of a similar appearance. Awning fabric should consist of a solid color that harmonizes with the historic color palette of the building. Vinyl, fiberglass, plastic, wood, glass or metal awnings are prohibited.
 - (d) The awning shall be installed at or directly below the ground floor lintel or transom bar, except that the awning may be attached up to eight inches above the lintel if:
 - [1] An existing roll-down security gate makes it impossible to install the awning at the lintel or transom bar; or
 - [2] Installing the awning at the lintel or transom bar will result in the lowest framed portion of the awning being less than eight feet above the sidewalk.
 - (e) The length of the awning should be aligned as closely as possible with the inside face of the principal piers of the storefront or window opening.
 - (f) The underside of the awning shall be open.
 - (g) The following types of awnings are prohibited:
 - [1] Box awnings.
 - [2] Fluted and carved awnings
 - [3] Translucent or transparent awning illuminated from within or beneath
 - (h) Canopies are not permitted.
- (12) Storefront lighting.
- (a) External light fixtures shall illuminate only the storefront and/or ground level signs and should be shielded to avoid direct glare into adjacent uses.
 - (b) The number and size of light fixtures should be modest and proportional with the scale of the storefront.
- (13) Storefront security gates.
- (a) Security grilles and tracks should be carefully integrated into the storefront design and should be completely concealed when not in use.
 - (b) Roll-down grilles should be see-through rather than solid grates so as to provide views of the interior when stores are closed.

Section 11. Chapter 410, "Zoning," of the General Ordinances of the Borough of Fort Lee, be and is hereby amended as follows:

§ 410-49. General, is hereby amended as follows (additions are underlined and deletions are in [brackets]):

E.(a)[3] Wall signs shall be face-mounted or pin-mounted on the building/structure, projecting not more than 14 inches from the face of the building nor above the first floor of the building. Such signs shall not project above the parapet wall, mansard or other roofline and shall be located so as not to create a safety or traffic hazard.

Add the following after section E.(1)(b)[1]

[2] The total area of signage for all businesses or tenants in a building shall not exceed the area of signage that would be allowed if there were a single tenant.

(c) General Standards for Wall Signs

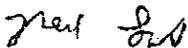
[1] Wall signs may be pin-mounted or printed onto the façade onto a wood, metal or opaque glass panel that is mounted flat and horizontally within or just above the enframed façade opening. Signs should not extend beyond the width of the storefront opening.

[2] Signs affixed to the ground-level façade should be architecturally compatible with the style, composition, materials, colors and details of the building, as well as with other signs used on buildings in the vicinity. Signs should not obscure or destroy the architectural details of a façade.

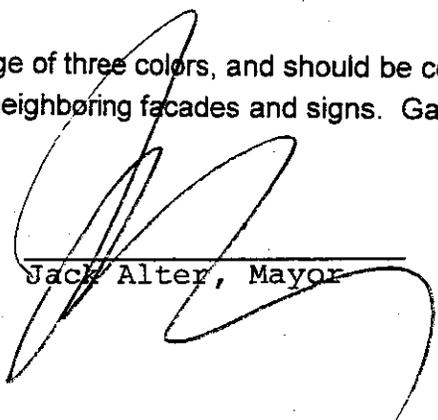
[3] Whenever possible, signs located on buildings within the same streetwall should be placed at the same height.

[4] Sign colors shall be limited to a range of three colors, and should be compatible with the color of the building façade and of neighboring facades and signs. Garish and day-glow colors shall be avoided.

Attest:



Neil Grant
Municipal Clerk



Jack Alter, Mayor

Introduced	<u>J. Cervieri</u>	Date of Introduction	<u>July 20, 2006</u>
Secoded	<u>M. Villano</u>	Public Hearing	<u>August 17, 2006</u>
		Date of Adoption	<u>August 17, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-42

**AN ORDINANCE AMENDING CHAPTER 358, STORMWATER
MANAGEMENT TO INCLUDE SECTIONS 9 THROUGH 13**

**Section 9: Requirements for a Site Development Storm water
Plan**

A. Submission of Site Development Storm water Plan

1. Whenever an applicant seeks municipal approval of a development subject to this ordinance, the applicant shall submit all of the required components of the Checklist for the Site Development Storm water Plan at Section 9.C below as part of the submission of the applicant's application for subdivision or site plan approval.
2. The applicant shall demonstrate that the project meets the standards set forth in this ordinance.
3. The applicant shall submit 20 copies of the materials listed in the checklist for site development storm water plans in accordance with Section 9.C of this ordinance.

B. Site Development Storm water Plan Approval

The applicant's Site Development project shall be reviewed as a part of the subdivision or site plan review process by the municipal board or official from which municipal approval is sought. That municipal board or official shall consult the engineer retained by the Planning and/or Zoning Board (as appropriate) to determine if all of the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this ordinance.

C. Checklist Requirements

The following information shall be required:

1. Topographic Base Map

The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 200 feet beyond the limits of the proposed development, at a scale of 1"=200' or greater, showing 2-foot contour intervals. The map as appropriate may indicate the following: existing surface water drainage, shorelines, steep slopes, soils, erodible soils, perennial or intermittent streams that drain into or upstream of the Category One waters, wetlands and flood plains along with their appropriate buffer strips, marshlands and other wetlands, pervious or vegetative surfaces, existing man-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown.

2. Environmental Site Analysis

A written and graphic description of the natural and man-made features of the site and its environs. This description should include a discussion of soil conditions, slopes, wetlands, waterways and vegetation on the site.

Section 10: Maintenance and Repair

A. Applicability

1. Projects subject to review as in Section I.C of this ordinance shall comply with the requirements of Sections IO.B and IO.C.

B. General Maintenance

1. The design engineer shall prepare a maintenance plan for the storm water management measures incorporated into the design of a major development.
2. The maintenance plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). Maintenance guidelines for storm water management measures are available in the New Jersey Storm water Best Management Practices Manual. If the maintenance plan identifies a person other than the developer (for example, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's agreement to assume this responsibility, or of the developer's obligation to dedicate a storm water management facility to such person under an applicable ordinance or regulation.
3. Responsibility for maintenance shall not be assigned or transferred to the owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project.
4. If the person responsible for maintenance identified under Section IO.B.2 above is not a public agency, the maintenance plan and any future revisions based on Section IO.B.7 below shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
5. Preventative and corrective maintenance shall be performed to maintain the function of the storm water management measure, including repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of nonvegetated linings.
6. The person responsible for maintenance identified under Section IO.B.2 above shall maintain a detailed log of all preventative and corrective maintenance for the structural storm water management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders.
7. The person responsible for maintenance identified under Section IO.B.2 above shall evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed.
8. The person responsible for maintenance identified under Section IO.B.2 above shall retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by Sections IO.B.6 and IO.B.7 above.
9. The requirements of Sections IO.B. do not apply to storm water management facilities that are dedicated to and accepted by the municipality or another governmental agency, provided that the developer posts a two year maintenance guarantee in accordance with N.J.S.A. 40:55D-53.
10. In the event that the storm water management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person.

B. Nothing in this section shall preclude the municipality in which the major development is located from requiring the posting of a performance or maintenance guarantee in accordance with N.J.S.A. 40:55D-53.

Section 11: Penalties

Any person who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this ordinance shall, upon conviction thereof, be punished by a fine of not less than \$1,000.00 per day or imprisonment for a term not exceeding 90 days or both. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Said penalties shall be in addition to any other penalties permitted by law.

Section 12: Effective Date

This ordinance shall take effect immediately upon the approval by the county review agency, or sixty (60) days from the receipt of the ordinance by the county review agency if the county review agency should fail to act.

Section 13: Severability

If the provisions of any section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter

Jack Alter, Mayor

Introduced	<u>J. CERVINI</u>	Date of Introduction	<u>July 20, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>August 17, 2006</u>
		Date of Adoption	<u>August 17, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-43

AN ORDINANCE FOR THE ACQUISITION OF REAL PROPERTY AND IMPROVEMENTS, BY PURCHASE OR CONDEMNATION, FOR THE PURPOSE OF COMPLETING THE MAIN STREET AND HUDSON TERRACE ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT

WHEREAS, the Borough of Fort Lee (hereafter "the Borough") has undertaken to widen and improve Main Street from the intersection of Palisade Avenue and Martha Washington Way and proceeding east past the intersection of Hudson Terrace and south to the intersection of Old Palisade Road, and including Hudson Terrace from its intersection with Main Street north to the intersection of Bruce Reynolds Way, and including a portion of Central Road where it intersects Main Street, all of which constitutes the Main Street and Hudson Terrace Roadway and Traffic Signal Improvements Project (hereafter "the Roadway Project"); and

WHEREAS, the project requires that privately owned and publicly owned parcels of real property, which line the roadways with which the Roadway Project is concerned, need to be acquired by the Borough in whole or in part to facilitate the widening of the roads concerned; and

WHEREAS, the Borough has undertaken to have the properties concerned appraised and valued for the purpose of either negotiating the sale of the various properties or otherwise acquiring same by condemnation,

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. The Borough of Fort Lee does hereby determine that the Main Street and Hudson Terrace Roadway and Traffic Signal Improvements Project, the "Roadway Project", as further described within the recitals of this Ordinance, constitutes a public work for a public purpose and the Roadway Project is necessary to protect, ensure, and improve the health, safety, and welfare of the residents of the Borough of Fort Lee and persons traversing the roadways so affected.

2. The Borough of Fort Lee shall acquire, by negotiation and purchase or upon the failure to negotiate a purchase, then through condemnation, the fee simple estate to the following real property located within the Borough of Fort Lee which has been determined to be necessary for the completion of the Roadway Project, at the price indicated therefor, as confirmed by an appraisal received and accepted by the Borough of Fort Lee:

Address	Block/Lot	Owner/ Business	Date of Report	Date of Value	Value
33-35 Main Street	4305/36	Steve and Hanna Rimac	5-24-06	5-11-06	\$840,000.00

The above property is further described in Exhibit A to this Ordinance. (Available in the Office of the Borough Clerk)

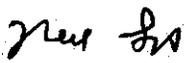
3. The Director of the Office of Economic Development, Borough Counsel and Special Redevelopment Counsel shall be authorized to negotiate with the record owner of the property listed in this Ordinance (or such authorized agents, representatives, or counsel of the said owner) for the purchase of the property in accordance with the requirements of N.J.S. 20:3-6, based upon the appraisals obtained from the Value Research Group from which the date of value and the value of the property has been obtained as set forth in this Ordinance and for which sum the fee simple title for the property to be acquired shall constitute the purchase price.

4. In accordance with N.J.S. 20:36, if the Borough of Fort Lee cannot acquire fee simple title to the property to be acquired free and clear of all liens and encumbrances by a voluntary purchase from the property owner then and in that event the Borough of Fort Lee does hereby authorize the filing of an action in the Superior Court for the purpose of acquiring by condemnation under N.J.S. 20:3-1, et seq., the particular property or properties as identified in this Ordinance.

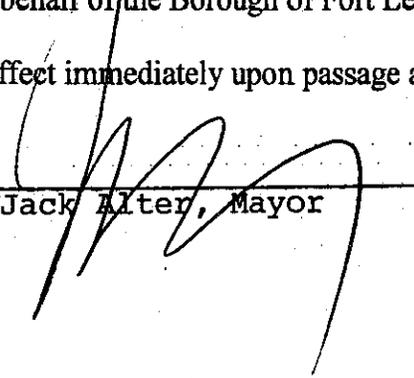
5. The source of funding for the purchase of this property shall be derived from bond funds, and such funds shall be in readily available form for deposit with the Superior Court upon the filing of any Declaration of Taking on behalf of the Borough of Fort Lee.

6. This Ordinance shall take effect immediately upon passage at its second reading.

ATTEST:



 Neil Grant
 Borough Clerk



 Jack Alter, Mayor

Introduced	<u>J. Cervieri</u>	Date of Introduction	<u>August 17, 2006</u>
Seconded	<u>M. Sokolich</u>	Public Hearing	<u>September 14, 2006</u>
		Date of Adoption	<u>September 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-44

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE BOROUGH OF FORT LEE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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 described in Section 3 of this bond ordinance are hereby respectively 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, there are hereby appropriated the respective sums of money therein stated as the appropriation 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, 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. The several improvements hereby authorized and the several purposes for which the bonds 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:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) <u>Library</u> : Various improvements, including, but not limited to, plumbing and lighting, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	\$30,650	\$29,120	15 years
b) <u>Cultural and Heritage Affairs</u> : Acquisition of various equipment, including, but not limited to, portable sound equipment, speakers and a dry mount press, including all related costs and expenditures incidental thereto.	\$2,600	\$2,470	10 years
c) <u>Recreation</u> : Acquisition of various equipment, including, but not limited to, a video camera and an ID badging software system, including all related costs and expenditures incidental thereto.	\$8,350	\$7,930	5 years
d) <u>Fire Department</u> : Various improvements, including, but not limited to, upgrades to and installation of automatic transfer switches for generators for Fire Companies #2 and #4, the replacement of the Fire Chief's vehicles and the acquisition of turnout gear, a hydraulic cutter/spreader for Engine #6 and self contained breathing apparatus masks, including all work and materials necessary and incidental thereto.	\$105,680	\$100,400	5 years
e) <u>Emergency Management</u> : Acquisition of various computer equipment, including all related costs and expenditures incidental thereto.	\$8,460	\$8,030	5 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
f) <u>Department of Public Works</u> : Various improvements, including, but not limited to, improvements to various pump stations, including the replacement of pumps at the Palisades Terrace Pump Station and the Valley Street Pump Station, the acquisition of a portable generator for the 12 th Street Pump Station, upgrades to flow meters and gas gauges for all pump stations, the acquisition of various vehicles and equipment, including a case front loader with fork lift front, a dump truck with plow, a sign truck, a salt shed and various office equipment, including desks, file cabinets, book shelves and a computer and printer, emergency sewer repairs and various sewer projects, including the replacement of the existing clay sanitary sewer with DIP, curbs and sidewalk at Bridal Way between Abbott Boulevard and Cumbermeade Road, the replacement of the sanitary sewer at Ellery Avenue from 2039 Ellery Avenue to 2061 Ellery Avenue and the extension of the storm sewer at Bluff Road from 495 Bluff Road to Old Bergen Boulevard and road reconstruction, including paving of road milling and curb repairs, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	\$951,140	\$903,590	5 years
g) <u>Parks Department</u> : Various improvements, including, but not limited to, the refurbishment of the pools at Fireman's Park, Westview Park and the Recreation Center, re-do sidewalks in parks, the renovation of the playground surface areas with rubber at the Recreation Center, playground resurfacing at Fireman's Park and the acquisition of various equipment, including millennium sign boards for use by the Fort Lee Community Center and the replacement of a truck with plow, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	\$105,680	\$100,400	5 years
h) <u>Building and Grounds</u> : Acquisition of various equipment, including, but not limited to, a floor scrubber, a buffing machine and vacuums, including all related costs and expenditures incidental thereto.	\$23,250	\$22,090	15 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
i) <u>Fire Prevention</u> : Various improvements, including, but not limited to, carpeting and sheetrocking and painting of the secretarial area and the acquisition of desks, chairs, storage and file cabinets and a table, including all related costs and expenditures incidental thereto, and further including all works and materials necessary therefor and incidental thereto.	\$19,150	\$18,190	5 years
j) <u>Ambulance Corps</u> : Various improvements, including, but not limited to, the replacement of the roof, the air conditioning unit on the roof, the furnace and light bars with LED light bars for ambulances and the acquisition of turnout coats, including all related costs and expenditures incidental thereto, and further including all works and materials necessary therefor and incidental thereto.	\$79,260	\$75,290	15 years
k) <u>Communications Department - Radio Repair</u> : Acquisition of various equipment, including, but not limited to, LED light bars for police vehicles and fire prevention vehicles, the replacement of the mobile video recording system with a digital system and the phone system at the Police Department, phone systems for the 4 Fire Houses and Ambulance Corps and pagers for Ambulance Corps, including all related costs and expenditures incidental thereto, and further including all works and materials necessary therefor and incidental thereto.	\$211,360	\$200,790	10 years
l) <u>Police Department</u> : Acquisition of various equipment, including, but not limited to, a rooftop air conditioning unit, an additional camera to be linked to the town-wide camera system, new recording controls for the town-wide camera system, handicap door openers for the front door of Headquarters, handguns and Ford Explorers, including all related costs and expenditures incidental thereto, and further including all works and materials necessary therefor and incidental thereto.	\$132,100	\$125,500	5 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
ADMINISTRATION			
m) Building Department : Improvements to various public buildings and the computer systems and the acquisition of computers and digital cameras, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	<u>\$322,320</u>	<u>\$306,200</u>	5 years
TOTALS	<u>\$2,000,000</u>	<u>\$1,900,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

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 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 the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the 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 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 Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 6.20 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 \$107,518 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

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 ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

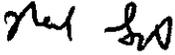
Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Borough are 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

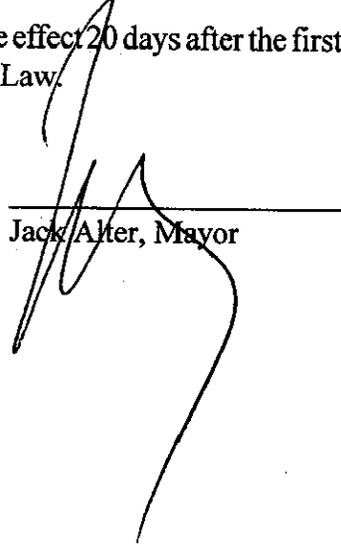
obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Attest:



Neil Grant, Borough Clerk



Jack Alter, Mayor

Introduced	<u>J. Cerviere</u>	Date of Introduction	<u>August 17, 2006</u>
Seconded	<u>A. Pohan</u>	Public Hearing	<u>September 14, 2006</u>
		Date of Adoption	<u>September 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-45

**AN ORDINANCE ESTABLISHING SALARIES AND WAGES
FOR BLUE COLLAR EMPLOYEES FOR 2006-2009**

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

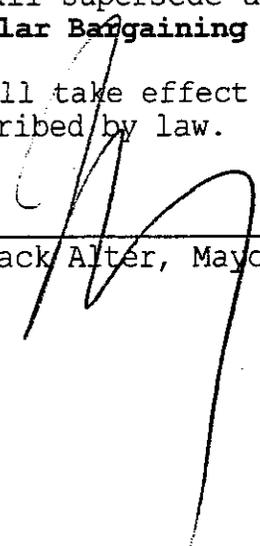
SECTION I: All employees covered by the **Blue Collar Bargaining Unit** shall receive salaries during the 2006, 2007, 2008 and 2009 as established by the Blue Collar Labor Contract for the years 2006 through 2009, Schedule A, A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, A-9, A-10, A-11, A-12, A-13, A-14, A-15 and A-16, 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.

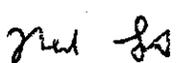
SECTION III: This ordinance shall supersede any other salary ordinance for members of the **Blue Collar Bargaining Unit**.

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

2006 - 2009 TITLES FOR PRESENT EMPLOYEES

<u>GRADE</u>	<u>TITLE</u>
17	.....Heavy Equipment Operator/Supervisor of Special Projects
17	.....Supervising Mechanic
17	.....Roads Superintendent
17	.....Senior Maintenance Repair 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
12	.....Senior Park Maintenance Worker
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 titles 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 once the blue collar salary ordinance is appropriately amended to reflect such change.

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-1
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2006 - JUNE 30, 2006

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	38,901	40,224	41,542	42,858	44,181	45,505	47,487	
6	40,380	41,942	43,507	45,187	46,870	49,212	52,248	
7	41,911	43,535	45,163	46,909	48,332	51,350	54,268	
8	43,506	45,187	46,870	48,685	50,504	52,426	55,135	
9	45,768	46,909	48,652	50,537	52,420	54,412	57,225	
10	46,741	48,685	50,504	52,459	54,281	55,768	57,944	
11	48,652	50,537	52,420	55,523	58,503	60,898	64,086	
12	50,503	52,459	54,412	57,636	60,857	63,212	66,507	
13	52,420	54,450	56,487	59,829	63,173	65,493	68,794	
14	54,410	56,520	58,946	62,096	65,565	68,104	71,665	
15	56,488	58,675	60,692	64,458	66,857	68,151	73,774	
16	58,626	60,898	63,173	65,617	68,059	70,696	74,388	
17	60,857	63,739	66,455	69,498	72,375	75,254	79,256	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-2
 BLUE COLLAR SALARY PLAN
 JULY 1, 2006 - DECEMBER 31, 2006

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	39,290	40,626	41,957	43,287	44,623	45,960	47,962	
6	40,784	42,361	43,942	45,639	47,339	49,704	52,770	
7	42,330	43,970	45,615	47,378	48,815	51,863	54,810	
8	43,941	45,639	47,339	49,172	51,009	52,950	55,686	
9	46,226	47,378	49,139	51,042	52,944	54,956	57,797	
10	47,209	49,172	51,009	52,984	54,824	56,326	58,523	
11	49,139	51,042	52,944	56,078	59,088	61,507	64,726	
12	51,008	52,984	54,956	58,212	61,465	63,844	67,172	
13	52,944	54,994	57,052	60,427	63,805	66,147	69,482	
14	54,954	57,085	59,535	62,717	66,220	68,785	72,382	
15	57,053	59,262	61,299	65,103	67,526	68,832	74,511	
16	59,212	61,507	63,805	66,273	68,740	71,403	75,132	
17	61,465	64,377	67,119	70,193	73,099	76,006	80,049	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-3
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2007 - JUNE 30, 2007

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	40,469	41,845	43,216	44,585	45,961	47,339	49,401	
6	42,007	43,632	45,261	47,008	48,759	51,196	54,353	
7	43,600	45,289	46,984	48,800	50,279	53,419	56,455	
8	45,259	47,008	48,759	50,647	52,539	54,539	57,357	
9	47,613	48,800	50,613	52,574	54,532	56,605	59,531	
10	48,625	50,647	52,539	54,573	56,469	58,016	60,279	
11	50,613	52,574	54,532	57,761	60,861	63,352	66,668	
12	52,538	54,573	56,605	59,958	63,309	65,760	69,187	
13	54,532	56,644	58,764	62,240	65,719	68,132	71,566	
14	56,602	58,798	61,321	64,598	68,207	70,848	74,553	
15	58,765	61,040	63,138	67,056	69,552	70,897	76,747	
16	60,988	63,352	65,719	68,262	70,802	73,545	77,385	
17	63,309	66,308	69,133	72,299	75,292	78,287	82,450	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-4
 BLUE COLLAR SALARY PLAN
 JULY 1, 2007 - DECEMBER 31, 2007

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	40,873	42,263	43,648	45,031	46,421	47,813	49,895	
6	42,428	44,068	45,713	47,478	49,247	51,708	54,897	
7	44,036	45,742	47,453	49,288	50,782	53,953	57,019	
8	45,712	47,478	49,247	51,153	53,065	55,084	57,930	
9	48,089	49,288	51,119	53,099	55,078	57,171	60,126	
10	49,111	51,153	53,065	55,119	57,033	58,596	60,882	
11	51,119	53,099	55,078	58,338	61,469	63,985	67,335	
12	53,064	55,119	57,171	60,558	63,942	66,417	69,879	
13	55,078	57,211	59,351	62,862	66,376	68,813	72,282	
14	57,168	59,386	61,935	65,244	68,889	71,557	75,299	
15	59,352	61,650	63,769	67,727	70,247	71,606	77,514	
16	61,598	63,985	66,376	68,944	71,510	74,281	78,159	
17	63,942	66,971	69,824	73,022	76,045	79,069	83,275	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-5
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2008 - JUNE 30, 2008

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	42,100	43,531	44,958	46,382	47,814	49,247	51,392	
6	43,700	45,390	47,085	48,903	50,724	53,259	56,544	
7	45,357	47,115	48,877	50,766	52,306	55,572	58,730	
8	47,083	48,903	50,724	52,688	54,657	56,737	59,668	
9	49,531	50,766	52,652	54,692	56,730	58,886	61,930	
10	50,585	52,688	54,657	56,772	58,744	60,354	62,708	
11	52,652	54,692	56,730	60,089	63,313	65,905	69,355	
12	54,656	56,772	58,886	62,375	65,860	68,410	71,976	
13	56,730	58,927	61,132	64,748	68,367	70,878	74,450	
14	58,884	61,168	63,793	67,201	70,956	73,703	77,558	
15	61,133	63,499	65,682	69,758	72,355	73,755	79,840	
16	63,446	65,905	68,367	71,012	73,655	76,509	80,504	
17	65,860	68,980	71,919	75,213	78,326	81,442	85,773	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-6
 BLUE COLLAR SALARY PLAN
 JULY 1, 2008 - DECEMBER 31, 2008

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	42,521	43,966	45,407	46,846	48,292	49,740	51,906	
6	44,137	45,844	47,555	49,392	51,231	53,791	57,109	
7	45,810	47,586	49,366	51,274	52,829	56,128	59,317	
8	47,554	49,392	51,231	53,215	55,203	57,304	60,265	
9	50,027	51,274	53,179	55,239	57,297	59,475	62,549	
10	51,091	53,215	55,203	57,340	59,332	60,957	63,335	
11	53,179	55,239	57,297	60,689	63,946	66,564	70,048	
12	55,202	57,340	59,475	62,999	66,519	69,094	72,695	
13	57,297	59,516	61,743	65,395	69,051	71,586	75,195	
14	59,472	61,779	64,431	67,873	71,665	74,440	78,334	
15	61,744	64,134	66,339	70,456	73,078	74,492	80,638	
16	64,080	66,564	69,051	71,723	74,392	77,274	81,309	
17	66,519	69,670	72,638	75,965	79,109	82,256	86,631	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-7
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2009 - JUNE 30, 2009

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	43,796	45,285	46,770	48,251	49,740	51,232	53,463	
6	45,461	47,219	48,982	50,873	52,768	55,405	58,823	
7	47,185	49,013	50,847	52,812	54,414	57,811	61,097	
8	48,981	50,873	52,768	54,811	56,859	59,023	62,073	
9	51,527	52,812	54,774	56,896	59,016	61,259	64,426	
10	52,623	54,811	56,859	59,060	61,112	62,786	65,235	
11	54,774	56,896	59,016	62,510	65,865	68,561	72,150	
12	56,858	59,060	61,259	64,888	68,515	71,167	74,876	
13	59,016	61,302	63,595	67,357	71,123	73,734	77,451	
14	61,257	63,633	66,363	69,910	73,815	76,674	80,684	
15	63,597	66,059	68,329	72,570	75,270	76,727	83,057	
16	66,003	68,561	71,123	73,874	76,624	79,592	83,748	
17	68,515	71,760	74,817	78,244	81,483	84,724	89,230	

EMPLOYEES HIRED BEFORE 1998
 SCHEDULE A-8
 BLUE COLLAR SALARY PLAN
 JULY 1, 2009 - DECEMBER 31, 2009

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	44,234	45,738	47,237	48,734	50,238	51,744	53,997	
6	45,916	47,692	49,472	51,382	53,296	55,959	59,411	
7	47,656	49,503	51,355	53,340	54,958	58,389	61,707	
8	49,471	51,382	53,296	55,360	57,428	59,613	62,694	
9	52,043	53,340	55,322	57,465	59,606	61,871	65,070	
10	53,149	55,360	57,428	59,651	61,723	63,414	65,888	
11	55,322	57,465	59,606	63,135	66,523	69,247	72,871	
12	57,427	59,651	61,871	65,537	69,200	71,878	75,625	
13	59,606	61,915	64,231	68,031	71,834	74,471	78,225	
14	61,869	64,269	67,027	70,609	74,553	77,440	81,490	
15	64,233	66,719	69,012	73,295	76,023	77,494	83,888	
16	66,663	69,247	71,834	74,613	77,390	80,388	84,586	
17	69,200	72,478	75,565	79,026	82,297	85,571	90,122	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-9
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2006 - JUNE 30, 2006

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	27,173	30,302	33,430	36,558	39,686	42,814	45,942	
6	28,779	32,691	36,603	40,515	44,427	48,339	52,251	
7	30,385	34,366	38,347	42,328	46,309	50,290	54,271	
8	31,991	35,847	39,703	43,560	47,416	51,272	55,129	
9	33,597	37,534	41,472	45,410	49,347	53,285	57,223	
10	35,079	38,890	42,701	46,512	50,323	54,134	57,945	
11	36,561	41,147	45,734	50,321	54,907	59,494	64,080	
12	38,033	42,779	47,525	52,271	57,018	61,764	66,510	
13	39,526	44,405	49,284	54,164	59,043	63,922	68,801	
14	41,007	46,116	51,225	56,334	61,443	66,551	71,660	
15	42,491	47,704	52,918	58,132	63,346	68,560	73,774	
16	43,972	49,040	54,109	59,178	64,246	69,315	74,384	
17	45,454	51,120	56,786	62,452	68,118	73,784	79,450	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-10
 BLUE COLLAR SALARY PLAN
 JULY 1, 2006 - DECEMBER 31, 2006

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	27,445	30,605	33,764	36,923	40,083	43,242	46,402	
6	29,067	33,018	36,969	40,920	44,871	48,822	52,773	
7	30,689	34,710	38,730	42,751	46,772	50,793	54,813	
8	32,311	36,206	40,100	43,995	47,890	51,785	55,680	
9	33,933	37,910	41,887	45,864	49,841	53,818	57,795	
10	35,429	39,279	43,128	46,977	50,826	54,675	58,524	
11	36,926	41,559	46,191	50,824	55,456	60,089	64,721	
12	38,413	43,207	48,000	52,794	57,588	62,382	67,175	
13	39,922	44,849	49,777	54,705	59,633	64,561	69,489	
14	41,417	46,577	51,737	56,897	62,057	67,217	72,377	
15	42,915	48,181	53,447	58,713	63,979	69,245	74,511	
16	44,411	49,531	54,650	59,769	64,889	70,008	75,127	
17	45,908	51,631	57,354	63,077	68,799	74,522	80,245	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-11
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2007 - JUNE 30, 2007

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	28,269	31,523	34,777	38,031	41,285	44,539	47,794	
6	29,939	34,009	38,078	42,148	46,217	50,287	54,357	
7	31,610	35,751	39,892	44,034	48,175	52,316	56,458	
8	33,280	37,292	41,303	45,315	49,327	53,339	57,350	
9	34,950	39,047	43,143	47,240	51,336	55,432	59,529	
10	36,492	40,457	44,422	48,386	52,351	56,315	60,280	
11	38,034	42,806	47,577	52,349	57,120	61,891	66,663	
12	39,565	44,503	49,440	54,378	59,316	64,253	69,191	
13	41,119	46,195	51,271	56,346	61,422	66,498	71,574	
14	42,660	47,975	53,289	58,604	63,919	69,233	74,548	
15	44,203	49,627	55,051	60,475	65,899	71,323	76,747	
16	45,744	51,017	56,290	61,562	66,835	72,108	77,381	
17	47,286	53,180	59,074	64,969	70,863	76,758	82,652	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-12
 BLUE COLLAR SALARY PLAN
 JULY 1, 2007 - DECEMBER 31, 2007

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	28,551	31,838	35,125	38,411	41,698	44,985	48,272	
6	30,238	34,349	38,459	42,569	46,680	50,790	54,900	
7	31,926	36,108	40,291	44,474	48,657	52,840	57,022	
8	33,613	37,665	41,716	45,768	49,820	53,872	57,924	
9	35,300	39,437	43,575	47,712	51,849	55,987	60,124	
10	36,857	40,862	44,866	48,870	52,874	56,878	60,883	
11	38,415	43,234	48,053	52,872	57,691	62,510	67,329	
12	39,961	44,948	49,935	54,922	59,909	64,896	69,882	
13	41,530	46,657	51,783	56,910	62,036	67,163	72,289	
14	43,087	48,454	53,822	59,190	64,558	69,926	75,294	
15	44,645	50,123	55,601	61,080	66,558	72,036	77,514	
16	46,201	51,527	56,852	62,178	67,504	72,829	78,155	
17	47,759	53,712	59,665	65,618	71,572	77,525	83,478	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-13
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2008 - JUNE 30, 2008

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	29,408	32,793	36,178	39,564	42,949	46,334	49,720	
6	31,146	35,379	39,613	43,846	48,080	52,314	56,547	
7	32,883	37,192	41,500	45,808	50,116	54,425	58,733	
8	34,621	38,795	42,968	47,141	51,315	55,488	59,662	
9	36,359	40,620	44,882	49,143	53,405	57,666	61,928	
10	37,963	42,087	46,212	50,336	54,460	58,585	62,709	
11	39,567	44,531	49,495	54,458	59,422	64,386	69,349	
12	41,160	46,296	51,433	56,569	61,706	66,842	71,979	
13	42,776	48,057	53,337	58,617	63,897	69,178	74,458	
14	44,379	49,908	55,437	60,966	66,495	72,024	77,552	
15	45,984	51,627	57,269	62,912	68,555	74,197	79,840	
16	47,587	53,073	58,558	64,043	69,529	75,014	80,500	
17	49,191	55,323	61,455	67,587	73,719	79,851	85,983	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-14
 BLUE COLLAR SALARY PLAN
 JULY 1, 2008 - DECEMBER 31, 2008

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	29,702	33,121	36,540	39,959	43,379	46,798	50,217	
6	31,457	35,733	40,009	44,285	48,561	52,837	57,113	
7	33,212	37,564	41,915	46,266	50,618	54,969	59,320	
8	34,967	39,183	43,398	47,613	51,828	56,043	60,258	
9	36,723	41,027	45,331	49,635	53,939	58,243	62,547	
10	38,343	42,508	46,674	50,839	55,005	59,171	63,336	
11	39,963	44,976	49,989	55,003	60,016	65,030	70,043	
12	41,572	46,759	51,947	57,135	62,323	67,511	72,699	
13	43,204	48,537	53,870	59,203	64,536	69,869	75,203	
14	44,823	50,407	55,991	61,575	67,160	72,744	78,328	
15	46,444	52,143	57,842	63,541	69,240	74,939	80,638	
16	48,063	53,603	59,144	64,684	70,224	75,764	81,305	
17	49,683	55,876	62,070	68,263	74,456	80,649	86,843	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-15
 BLUE COLLAR SALARY PLAN
 JANUARY 1, 2009 - JUNE 30, 2009

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.03
5	30,593	34,115	37,636	41,158	44,680	48,202	51,723	
6	32,401	36,805	41,209	45,613	50,018	54,422	58,826	
7	34,209	38,690	43,172	47,654	52,136	56,618	61,100	
8	36,016	40,358	44,700	49,041	53,383	57,724	62,066	
9	37,824	42,257	46,691	51,124	55,557	59,990	64,423	
10	39,493	43,784	48,074	52,365	56,655	60,946	65,236	
11	41,162	46,325	51,489	56,653	61,817	66,980	72,144	
12	42,819	48,162	53,506	58,849	64,193	69,536	74,880	
13	44,500	49,993	55,486	60,979	66,472	71,966	77,459	
14	46,168	51,919	57,671	63,423	69,174	74,926	80,678	
15	47,838	53,707	59,577	65,447	71,317	77,187	83,057	
16	49,505	55,211	60,918	66,624	72,331	78,037	83,744	
17	51,174	57,553	63,932	70,311	76,690	83,069	89,448	

EMPLOYEES HIRED AFTER 1998
 SCHEDULE A-16
 BLUE COLLAR SALARY PLAN
 JULY 1, 2009 - DECEMBER 31, 2009

GRADE	STEP A	STEP B	STEP C	STEP D	STEP E	STEP F	STEP G	
								1.01
5	30,899	34,456	38,013	41,570	45,127	48,684	52,241	
6	32,725	37,173	41,621	46,070	50,518	54,966	59,414	
7	34,551	39,077	43,604	48,131	52,658	57,184	61,711	
8	36,377	40,762	45,147	49,532	53,917	58,302	62,687	
9	38,202	42,680	47,158	51,635	56,113	60,590	65,068	
10	39,888	44,221	48,555	52,888	57,222	61,555	65,889	
11	41,573	46,789	52,004	57,219	62,435	67,650	72,866	
12	43,247	48,644	54,041	59,438	64,835	70,232	75,628	
13	44,945	50,493	56,041	61,589	67,137	72,685	78,233	
14	46,629	52,439	58,248	64,057	69,866	75,675	81,485	
15	48,316	54,245	60,173	66,102	72,031	77,959	83,888	
16	50,000	55,764	61,527	67,291	73,054	78,818	84,581	
17	51,685	58,128	64,571	71,014	77,457	83,900	90,342	

Introduced	<u>J. CAVIERS</u>	Date of Introduction	<u>August 17, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>September 14, 2006</u>
		Date of Adoption	<u>September 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-46

AN ORDINANCE ESTABLISHING SALARIES AND WAGES FOR WHITE COLLAR EMPLOYEES FOR 2006-2009

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 2006, 2007, 2008 and 2009 as established by the White Collar Labor Contract for the years 2006 through 2009, Schedule A, which is 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: All salary increases for 2006-2009 reflect a three percent (3%) salary increase for each year beginning January 1, 2006 and a one percent (1%) salary increase for each year beginning July 1, 2006. The guides reflect what each position will be paid minimally as of July 1, 2006, July 1, 2007, July 1, 2008 and July 1, 2009, as well as the individual employees pay, as they may appear.

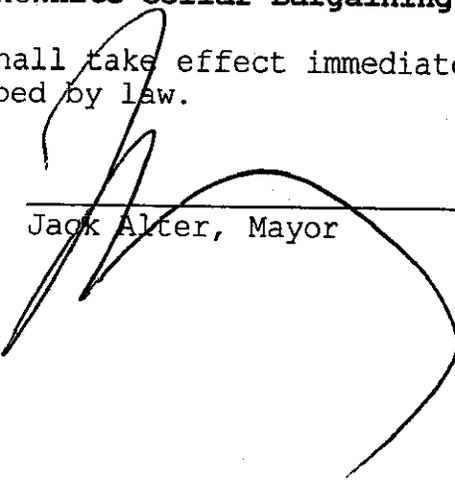
SECTION IV: This ordinance shall supersede any other salary ordinance for members of the **White Collar Bargaining Unit**.

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 UNIT SALARY RANGE (Schedule A)

JANUARY 1, 2006 THROUGH DECEMBER 31, 2009

<u>TITLE</u>	<u>2006 THROUGH 2009</u>
Principal Clerk Typist/Bilingual Spanish and English	25,000 to 50,000
Clerk Typist	20,000 to 60,000
Senior Clerk Typist	24,000 to 65,000
Principal Clerk Typist	28,000 to 70,000
Principal Bookkeeping Machine Operator	30,000 to 65,000
Supervising Tax Clerk	25,000 to 55,000
Senior Data Entry Machine Operator	25,000 to 50,000
Administrative Secretary	35,000 to 75,000
Deputy Municipal Court Administrator	40,000 to 90,000
Assistant Court Administrator	35,000 to 65,000
Purchasing Assistant Typing	25,000 to 40,000
Code Enforcement Officer	25,000 to 55,000
Code Enforcement Trainee	20,000 to 40,000
Housing Inspector	30,000 to 60,000
Housing Inspector/Inspector of Hotels & Multiple Dwellings	35,000 to 80,000
Building Inspector	30,000 to 65,000
Environmental Health Specialist	35,000 to 85,000
Sanitary Inspector	30,000 to 50,000
Sanitary Inspector/Bilingual Korean & English	40,000 to 70,000
Registrar of Vital Statistics/ Board Secretary	40,000 to 75,000
Deputy Registrar of Vital Statistics	30,000 to 65,000

Public Health Nurse	35,000 to 75,000
Nurse Supervisor	45,000 to 95,000
Assistant Health Officer	40,000 to 95,000
Fire Protection Specialist/Fire Protection Inspector	40,000 to 95,000
Fire Prevention Specialist	25,000 to 50,000
Tax Clerk Typing	25,000 to 50,000
Principal Clerk Stenographer/ Control Person	35,000 to 80,000
Food Service Worker	18,000 to 30,000
Recreation Supervisor	25,000 to 55,000
Recreation Program Specialist	25,000 to 55,000
Inventory Control Clerk	20,000 to 40,000
Cook	20,000 to 40,000
Supervising Clerk Typist	30,000 to 75,000
Supervising Account Clerk	40,000 to 65,000
Claims Examiner, Workers Compensation, Typist	30,000 to 60,000
Senior Clerk Typist/Planning Administrator	35,000 to 75,000
Senior Tax Clerk Typing/ Deputy Treasurer	35,000 to 75,000
Senior Citizen Aid	14,000 to 20,000
Crossing Guards	\$10.00 to \$20.00 (Hourly)
Coordinator Motor Vehicle Repair	\$15.00 to \$20.00 (Hourly)
Nurse (P/T)	\$20.00 to \$40.00 (Hourly)

WHITE COLLAR UNIT (Schedule A)

JANUARY 1, 2006 - DECEMBER 31, 2009

<u>TITLE</u>	<u>2006</u> <u>Minimum</u>	<u>2007</u> <u>Minimum</u>	<u>2008</u> <u>Minimum</u>	<u>2009</u> <u>Minimum</u>
Principal Clerk Typist/ Bilingual Spanish & English	37,834	39,358	40,944	42,595
Clerk Typist	24,447	25,432	26,457	27,523
Senior Clerk Typist	31,623	32,897	34,223	35,602
Principal Clerk Typist	34,608	36,002	37,453	38,963
Principal Bookkeeping Machine Operator	46,679	48,560	50,517	52,553
Supervising Tax Clerk	38,065	39,599	41,194	42,855
Senior Data Entry/ Machine Operator	35,359	36,784	38,266	39,808
Administrative Secretary	55,057	57,276	59,584	61,985
Deputy Municipal Court Administrator	46,485	48,358	50,307	52,334
Assistant Court Administrator	49,474	51,467	53,541	55,699
Supervising Accounting Clerk	47,195	49,097	51,076	53,134
Senior Police Records Clerk	51,182	53,244	55,390	57,622
Code Enforcement Officer	32,301	33,603	34,957	36,366
Housing Inspector/Inspect. of Hotels & Multiple Dwellings	59,692	62,098	64,601	67,204
Building Inspector	48,560	50,517	52,553	54,671
Environmental Health Specialist	71,974	74,875	77,892	81,031
Registrar of Vital Statistics/Board Secretary	48,031	49,966	51,980	54,075

Deputy Registrar of Vital Statistics	47,862	49,791	51,798	53,885
Public Health Nurse	57,579	59,899	62,313	64,824
Nurse Supervisor	77,970	81,113	84,382	87,782
Sanitary Inspector/ Bilingual Korean & English	53,906	56,079	58,339	60,690
Sanitary Inspector	38,959	40,529	42,163	43,862
Assistant Health Officer	75,572	78,617	81,785	85,081
Fire Protection Specialist/ Fire Protection Inspector	57,244	59,550	61,950	64,447
Fire Prevention Specialist	26,694	27,770	28,889	30,053
Principal Clerk Stenographer/Control Person	59,688	62,094	64,596	67,199
Senior Food Service Worker	19,766	20,562	21,391	22,253
Recreation Supervisor	26,008	27,056	28,146	29,280
Cook	28,175	29,311	30,492	31,721
Supervising Clerk Typist	54,689	56,893	59,185	61,570
Claims Examiner, Workers Compensation, Typist	39,887	41,495	43,167	44,906
Senior Clerk Typist/ Planning Administrator	49,142	51,122	53,182	55,326
Senior Tax Clerk Typing/ Deputy Treasurer	52,831	54,960	57,175	59,479
Recreation Program Specialist	33,432	34,779	36,181	37,639
Inventory Control Clerk	22,611	23,522	24,470	25,456
Senior Citizen Aid	15,031	15,636	16,266	16,922

Introduced	<u>J. CERVELLO</u>	Date of Introduction	<u>August 17, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>September 14, 2006</u>
		Date of Adoption	<u>September 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-47

AN ORDINANCE ESTABLISHING A SALARY ORDINANCE FOR DEPARTMENT HEADS, BOROUGH ADMINISTRATOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR, AND CERTAIN NON-UNION EMPLOYEES FOR 2006-2009

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 2006, 2007, 2008 and 2009 as established by the Department Labor Contract for the years 2006 through 2009, (Schedule A), which is attached hereto and made a part hereof.

SECTION II: All **Non-Union Personnel** listed in (Schedules B and C) shall receive salaries for 2006, 2007, 2008 and 2009 as outlined in (Schedules B and C), which is attached hereto and made a part hereof.

SECTION III: All salary increases for 2006-2009 reflect a three percent (3%) salary increase for each year beginning January 1, 2006 and a one percent (1%) salary increase for each year beginning July 1, 2006. The guides reflect what each position will be paid minimally as of July 1, 2006, July 1, 2007, July 1, 2008 and July 1, 2009, as well as the individual employees pay, as they may appear.

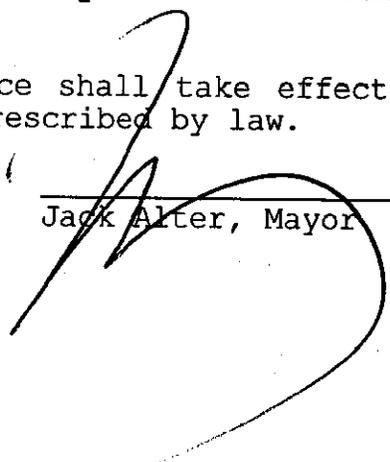
SECTION IV: This ordinance shall supersede any other salary ordinance for members of the **Department Head Bargaining Unit** and **Non-Union Personnel**.

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

ATTEST:

Neil Grant

Neil Grant
Borough Clerk



Jack Alter, Mayor

DEPARTMENT HEAD UNIT (Schedule A)

JANUARY 1, 2006 - DECEMBER 31, 2009

<u>TITLE</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Director of Human Services	64,053	67,685	71,464	75,395
Rent Regulations Officer	70,832	74,738	78,801	83,027
Fire Official/Fire Protection Sub-Code Official/Safety Officer	106,120	111,447	116,989	122,754
Police and Fire Signal System Superintendent	85,135	89,617	94,279	99,129
Construction Official/ Zoning Officer	107,032	112,396	117,977	123,782
Superintendent of Recreation/ Coordinator of Public Events	92,142	96,907	101,863	107,018
DPW/Parks Superintendent/ Buildings Superintendent/ Outreach Coordinator	110,411	115,911	121,633	127,586
Supervisor of Senior Citizen Activities	66,281	70,002	73,874	77,902
Administrator of Cultural & Heritage Affairs	61,039	64,549	68,201	72,000
Director of Economic Development	88,325	92,935	97,731	102,720
Assistant Public Works Superintendent	100,148	105,234	110,526	116,031

NON-UNION PERSONNEL (Schedule B)

JANUARY 1, 2006 - DECEMBER 31, 2009 (As Indicated Below)

<u>TITLE</u>	<u>2006</u> <u>Minimum</u>	<u>2007</u> <u>Minimum</u>	<u>2008</u> <u>Minimum</u>	<u>2009</u> <u>Minimum</u>
Borough Administrator	153,033	160,251	167,760	175,572
Borough Clerk	102,943	108,142	113,551	119,178
Tax Assessor	87,585	92,176	96,941	101,898
Tax Collector/Treasurer	33,321	35,714	38,204	40,795
Chief Financial Officer	78,594	82,812	87,200	91,765

NON-UNION PERSONNEL (Schedule C)

JANUARY 1, 2006 - DECEMBER 31, 2009 (As Indicated Below)

<u>PART-TIME ANNUAL</u>	<u>2006</u> <u>Minimum</u>	<u>2007</u> <u>Minimum</u>	<u>2008</u> <u>Minimum</u>	<u>2009</u> <u>Minimum</u>
Mayor	15,000	15,000	15,000	15,000
Council Members	12,856	13,374	13,913	14,474
Electrical Sub-Code Official	52,015	54,111	56,292	58,560
Elevator Sub-Code Official	56,954	59,250	61,637	64,121
Physician	13,698	14,250	14,824	15,421
Plumbing Sub-Code Official	40,118	41,735	43,417	45,166
Municipal Court Judges	59,219	61,606	64,088	66,671

ALL TITLES

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

DEPARTMENT HEAD UNIT SALARY RANGE (Schedule A)

JANUARY 1, 2006 - DECEMBER 31, 2009

<u>TITLE</u>	<u>2006 through 2009</u>
Director of Human Services	45,000 to 85,000
Rent Regulations Officer	45,000 to 90,000
Fire Official/Fire Protection Sub-Code Official/Safety Officer	75,000 to 125,000
Police and Fire Signal	60,000 to 110,000
Construction Official/ Zoning Officer	75,000 to 135,000
Superintendent of Recreation/ Coordinator of Public Events	65,000 to 120,000
Director of Maintenance & Repairs/Safety Coordinator	65,000 to 100,000
DPW/Parks Superintendent/ Buildings Superintendent/ Outreach Coordinator	75,000 to 130,000
Supervisor of Senior Citizen Activities	55,000 to 90,000
Certified Municipal Court Administrator	65,000 to 110,000
Administrator of Cultural & Heritage Affairs	50,000 to 85,000
Director of Economic Development	65,000 to 115,000
Assistant Public Works Superintendent	65,000 to 125,000

NON-UNION PERSONNEL SALARY RANGE (Schedule B)

JANUARY 1, 2006 THROUGH DECEMBER 31, 2009

<u>TITLE</u>	<u>2006 through 2009</u>
Borough Administrator	100,000 to 176,000
Borough Clerk	75,000 to 130,000
Tax Assessor	70,000 to 115,000
Tax Collector/Treasurer	25,000 to 50,000
Chief Financial Officer	65,000 to 110,000

NON-UNION PERSONNEL SALARY RANGE (Schedule C)

JANUARY 1, 2006 THROUGH DECEMBER 31, 2009

Mayor	15,000 to 21,711
Council Members	12,856 to 14,474
Electrical Inspector	30,000 to 70,000
Elevator Sub-Code Official	40,000 to 75,000
Physician	10,000 to 20,000
Plumbing Inspector	25,000 to 60,000
Municipal Court Judges	45,000 to 110,000

ALL TITLES

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

Introduced	<u>J. CERVELLO</u>	Date of Introduction	<u>August 17, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>September 14, 2006</u>
		Date of Adoption	<u>September 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-48

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTION 43, SCHEDULE I, 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:

Name of Street	Side:	Location
(c) Edwin Avenue	West	From a Point <u>210</u> Feet South of the Southerly Curbline of Linwood Drive for a Distance of 75 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>M. VILLANO</u>	Date of Introduction	<u>September 14, 2006</u>
Seconded	<u>A. PUGHAN</u>	Public Hearing	<u>September 28, 2006</u>
		Date of Adoption	<u>September 28, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-49

**AN ORDINANCE AMENDING SALARY ORDINANCE #2006-47
ESTABLISHING TITLES, SALARIES AND WAGES FOR DEPARTMENT
HEADS, BOROUGH ADMINISTRATOR, BOROUGH CLERK, CHIEF
FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR AND
CERTAIN NON-UNION EMPLOYEES FOR 2006-2009**

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee that Ordinance #2006-47 is hereby amended as follows:

SECTION I Non-Union Personnel Schedule "C" shall be amended to reflect the salary for the position listed below for 2006-2009.

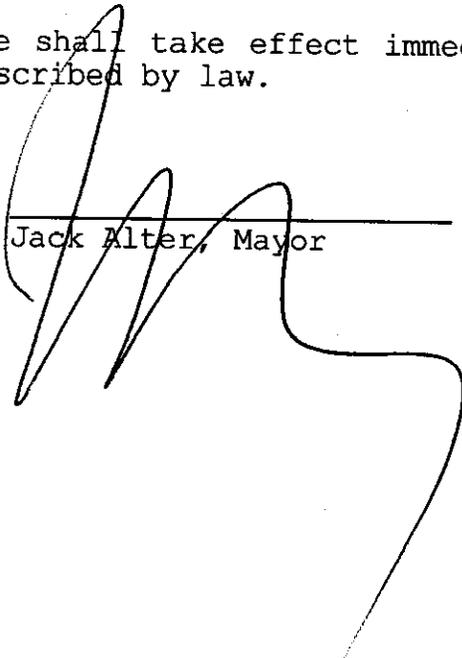
<u>Titles</u>	<u>2006 Salary</u>	<u>2007 Salary</u>	<u>2008 Salary</u>	<u>2009 Salary</u>
Plumbing Sub-Code Official	42,926	44,656	46,456	48,328

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>M. VILLANO</u>	Date of Introduction	<u>September 14, 2006</u>
Seconded	<u>A. PUGHAN</u>	Public Hearing	<u>September 28, 2006</u>
		Date of Adoption	<u>September 28, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-50

**AN ORDINANCE AMENDING SALARY ORDINANCE #'S 2004-36
AND 2004-37 PROVIDING SALARIES FOR THE POLICE CHIEF
AND DIRECTOR OF PUBLIC SAFETY**

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

SECTION I: The Police Chief and Director of Public Safety shall receive salaries during the period from January 1, 2006 through December 31, 2006, as set forth herein as follows:

	2006 Salary
Police Chief	\$162,826
Director of Public Safety	\$164,969

SECTION II: This Ordinance shall supercede any other salary ordinance established for the Police Chief and Director of Public Safety and shall take effect immediately upon passage and publication.

Attest:

Neil Grant

Neil Grant
Borough Clerk

[Signature]

Jack Alter, Mayor

Introduced	<u>J. KASZYSKY</u>	Date of Introduction	<u>September 14, 2006</u>
Seconded	<u>M. SARGENT</u>	Public Hearing	<u>September 28, 2006</u>
		Date of Adoption	<u>September 28, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-51

**AN ORDINANCE TO ADOPT A REDEVELOPMENT PLAN
FOR AREA 6 AND TO AMEND THE ZONING MAP TO
DELINEATE REDEVELOPMENT ZONE 6**

WHEREAS, by Resolution adopted on February 13, 2006, the Mayor and Council of the Borough of Fort Lee authorized the Planning Board of the Borough of Fort Lee to conduct an investigation and hearing in accordance with the requirements of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-6, to consider if a certain area located in the Borough of Fort Lee should be determined to be an area in need of redevelopment in accordance with the criteria of N.J.S.A. 40A:12A-5; and

WHEREAS, the area considered by the Planning Board of Fort Lee was designated as "Area 6" and consists of five contiguous tax lots, designated Block 5402, Lots 1, 2, 3, 4 and 15; and

WHEREAS, on February 27, 2006, the Planning Board of Fort Lee did conduct a hearing pursuant to notice and, at that time, retained the firm Phillips Preiss Shapiro Associates, Inc. to prepare a study of the said area for that purpose;

WHEREAS, on May 1, 2006, the Planning Board of Fort Lee did, pursuant to and in compliance with the notice and hearing requirements of N.J.S.A. 40A:12A-6, hold a public hearing at which the Planning Board did discuss and review a certain report entitled "Redevelopment Study for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated April 2006; and

WHEREAS, as a result of the hearing before the Planning Board of the Borough of Fort Lee on May 1, 2006, the Planning Board did recommend that the entire delineated area known as Area 6, be determined by the municipal governing body to be a redevelopment area; and

WHEREAS, by Resolution adopted on May 11, 2006, the Mayor and Council of the Borough of Fort Lee did review and accept the recommendation of the Planning Board that Area 6 be considered an area in need of redevelopment, as follows: Block 5402, Lots 1, 3 and 4, as

meeting the criteria of N.J.S.A. 40A:12A-5d, and Block 5402, Lots 2 and 15, as meeting the criteria of N.J.S.A. 40A:12A-5 b and e; and the Mayor and Council did further direct that all other necessary notices be provided in accordance with N.J.S.A. 40A:12A-6(b)(5); and referred the matter to the Planning Board of Fort Lee to propose a redevelopment plan for Redevelopment Area 6; and

WHEREAS, on August 14, 2006, the Planning Board of the Borough of Fort Lee held a hearing related to a redevelopment plan prepared by Phillips Preiss Shapiro Associates, Inc. entitled "Redevelopment Plan for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated August 2006, approved the same and forwarded a letter of such approval to the Mayor and Council of Fort Lee; and

WHEREAS, the Mayor and Council have approved and hereby intend to adopt the "Redevelopment Plan for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated August 2006, which is attached as Exhibit A to this Ordinance, (Available in the Office of the Borough Clerk) and hereby intends to amend the official Zoning Map of the Borough of Fort Lee to indicate Redevelopment Area 6 as Redevelopment Zone D-6,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee in the County of Bergen, State of New Jersey, as follows:

Article 1. The preceding clauses of this Ordinance are hereby incorporated by reference herein.

Article 2. Redevelopment Area 6 consisting of Block 5402, Lots 1, 2, 3, 4 and 15, and as further depicted on the excerpt of the Tax Map attached hereto as Exhibit B, (Available in the Office of the Borough Clerk) shall be deemed subject to the "Redevelopment Plan for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated August 2006, a true copy of which is attached hereto as Exhibit A, subject to the provisions of this Ordinance.

Article 3. Redevelopment Area 6 shall be shown as Redevelopment Zone D-6 on the official Zoning Map of the Borough of Fort Lee, and the official Zoning Map of the Borough of Fort Lee is hereby amended as illustrated on the attached Exhibit B to this Ordinance.

Article 4. The "Redevelopment Plan for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated August 2006, a true copy of which is attached hereto as Exhibit A, be and the same is hereby adopted.

Article 5. The Borough of Fort Lee, or any entity hereafter designated by the Mayor and Council as the redeveloper of Redevelopment Area 6, may proceed with the clearance, replanning, development and redevelopment of the area designated in the "Redevelopment Plan for Redevelopment Area 6 in the Borough of Fort Lee, New Jersey," dated August 2006.

Article 6. Any and all other ordinances which are inconsistent with the terms and

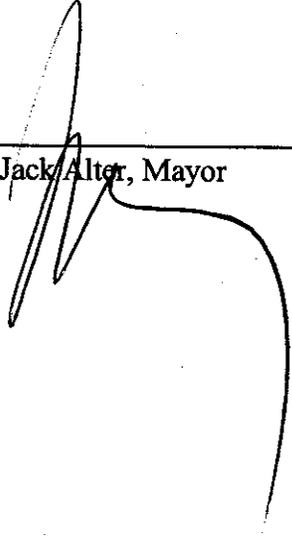
provisions of this Ordinance shall be, and hereby are, repealed to the extent of such inconsistency.

Article 7. This Ordinance shall take effect 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>September 28, 2006</u>
Seconded	<u>A. POWAN</u>	Public Hearing	<u>October 12, 2006</u>
		Date of Adoption	<u>October 12, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-52

AN ORDINANCE AMENDING CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE V SCHEDULES, SECTION 43 SCHEDULE I: NO PARKING, IN ACCORDANCE WITH CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE II PARKING, SECTION 5 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 43 Schedule I: No Parking, of the Code of the Borough of Fort Lee, is hereby amended as follows:

SECTION 1. That Borough Ordinance 388-43, Schedule I, No Parking, in accordance with the provisions of 388-5 be amended regarding the north side of Stillwell Avenue to remove "entire length" and add "between Anderson Avenue and 15th Street" and "from the west curbline of the westernmost driveway of the Middle School to its terminus".

SECTION 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

SECTION 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter

Jack Alter, Mayor

Introduced	<u>J. CERVELLI</u>	Date of Introduction	<u>September 28, 2006</u>
Seconded	<u>M. SARGENTI</u>	Public Hearing	<u>October 12, 2006</u>
		Date of Adoption	<u>October 12, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-53

AN ORDINANCE AMENDING CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE V SCHEDULES, SECTION 44 SCHEDULE II: PARKING PROHIBITED CERTAIN HOURS, IN ACCORDANCE WITH CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE II PARKING, SECTION 6 PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 44 Schedule II: Parking Prohibited Certain Hours, of the Code of the Borough of Fort Lee, is hereby amended as follows:

SECTION 1. That Borough Ordinance 388-44, Schedule II, Parking prohibited certain hours, in accordance with the provisions of 388-6 be amended to include "the north side of Stillwell Avenue between 15th Street and the West curblineline of the westernmost driveway" between the hours of 7:00 a.m. and 4:00 p.m. excluding Saturdays, Sundays and Holidays.

SECTION 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

SECTION 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter

Jack Alter, Mayor

Introduced	<u>J. CERVELLI</u>	Date of Introduction	<u>September 28, 2006</u>
Seconded	<u>M. SARGENI</u>	Public Hearing	<u>October 12, 2006</u>
		Date of Adoption	<u>October 12, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-54

AN ORDINANCE AMENDING CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE V SCHEDULES, SECTION 43 SCHEDULE I: NO PARKING, IN ACCORDANCE WITH CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE II PARKING, SECTION 5 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. (Schedules), Section 43 Schedule I: No Parking, of the Code of the Borough of Fort Lee, is hereby amended as follows:

SECTION 1. That Borough Ordinance 388-43, Schedule I, No Parking, in accordance with the provisions of 388-5 be amended to include the following: Along the south curblineline of Stillwell Avenue, beginning at a point 110 feet east of the apex formed by the south curblineline of Stillwell Avenue and the east curblineline of 11th Street, and extending along the same curblineline until the apex formed by the south curblineline of Stillwell Avenue and the west curblineline of 14th Street.

SECTION 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

SECTION 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Aiter

Jack Aiter, Mayor

Introduced	<u>A. POWAN</u>	Date of Introduction	<u>October 12, 2006</u>
Seconded	<u>M. SARGENT</u>	Public Hearing	<u>October 26, 2006</u>
		Date of Adoption	<u>October 26, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-55

AN ORDINANCE AMENDING ORDINANCE # 2006-43 AN ORDINANCE FOR THE ACQUISITION OF REAL PROPERTY AND IMPROVEMENTS, BY PURCHASE OR CONDEMNATION, FOR THE PURPOSE OF COMPLETING THE MAIN STREET AND HUDSON TERRACE ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT

WHEREAS, the Borough of Fort Lee (hereafter "the Borough"), on August 17, 2006, adopted Ordinance # 2006-43, authorizing the acquisition of real property and improvements, by purchase or condemnation, for the purpose of completing the Main Street and Hudson Terrace Roadway and Traffic Signal Improvements Project; and

WHEREAS, said Ordinance provided for the acquisition, either by negotiations and purchase, or upon the failure to negotiate a purchase, through condemnation, the fee simple estate of the real property known as 33-35 Main Street and identified on the Tax Assessment Map of the Borough of Fort Lee as Block 4305, Lot 36, at a price set forth at \$840,000.00; and

WHEREAS, the Borough, through its Special Counsel, has entered into negotiations with the property owners, Steven and Hanna Rimac, which negotiations have resulted in an offer to sell, by the property owners, for \$855,000.00; and

WHEREAS, the Borough's Special Counsel and appraiser have recommended that the price of \$855,000.00 is fair and reasonable for said property.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. That Section 2 of Ordinance # 2006-43 be and is hereby amended to provide that the value of the subject property be and is hereby set at \$855,000.00.
2. This Ordinance shall take effect immediately upon passage at its second reading.

ATTEST:

Neil Grant
Neil Grant, Borough Clerk

Jack Alter, Mayor

Introduced	<u>M. SARGINI</u>	Date of Introduction	<u>October 12, 2006</u>
		Public Hearing	<u>October 26, 2006</u>
Seconded	<u>A. PUNAN</u>	Date of Adoption	<u>October 26, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-56

AN ORDINANCE AMENDING CHAPTER 372, TAXICABS AND LIMOUSINES, ARTICLE I, TAXICABS AND ARTICLE II, LIMOUSINES, OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 372, Taxicabs and Limousines, Article I, Taxicabs and Article II, Limousines, of the Code of the Borough of Fort Lee, are hereby amended as follows:

Article I - Taxicabs

Section I: Section 372-12, Insurance required for owner's license, is hereby amended to read as follows:

Every applicant for a taxicab owner's license shall submit the insurance policy or bond required by N.J.S.A. 48:16-3 and 48:16-4. If submitting an insurance policy, the policy shall be from a company duly licensed to transact business under the insurance laws of this State conditioned for the payment of a sum of not less than \$10,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of, any 1 person, resulting from an accident, and a sum of not less than \$20,000.00 to satisfy all claims for damages, by reason of the bodily injuries to, or the death of, all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such taxicab upon any public street; and conditioned for the payment of a sum not less than \$5,000.00 to satisfy any claim for damages to property of any 1 person, resulting from an accident, and a sum not less than \$5,000.00 to satisfy all claims for damages to property of all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such taxicab upon any public street.

The municipal consent to operate the taxicab shall become effective and operation thereunder shall be permitted only so long as the insurance policy shall remain in force to the full and collectible amounts as aforesaid.

The insurance policy shall provide for the payment of any final judgment recovered by any

person on account of the ownership, maintenance, or use of the taxicab or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid.

If an owner operates more than one taxicab, he may file with the clerk of the municipality, in lieu of the insurance policy required above, a bond or insurance policy of a company duly licensed to transact business under the insurance laws of this state, in the sum of fifty thousand dollars, which shall be a blanket insurance covering all cabs operated by such owner which shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of any such taxicabs or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid.

All applicants shall also execute and deliver to the Borough Clerk, concurrently with the filing of the policy or bond aforesaid, a power of attorney wherein and whereby the owner shall appoint the Borough Clerk his true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy or bond filed in accordance with N.J.S.A. 48:16-5.

Nothing in this Section shall be deemed to deny a taxicab owner of their right to obtain an exemption from insurance from the Commissioner of Banking and Insurance pursuant to N.J.S.A. 48:16-8.

Article II – Limousines

Section II: Section 372-36(D), License fees, is hereby amended to read as follows:

A \$50.00 fee shall be charged by the Borough Clerk for registration of a vehicle with the New Jersey Department of Motor Vehicles for all businesses or residents of Fort Lee which do not operate a limousine business in Fort Lee but reside in the Borough of Fort Lee; own a limousine; and demonstrate appropriate insurance requirements on the limousine. In no way shall the aforesaid registration with the New Jersey Department of Motor Vehicles be interpreted as granting permission to operate a limousine business within the Borough of Fort Lee.

Section III: Section 372-41, Insurance required, is hereby amended to read as follows:

No license shall be issued by the Borough Clerk unless the applicant has filed a copy of their insurance policy with the clerk pursuant to the requirements of N.J.S.A. 48:16-14. Except as provided in section 14 of P.L.1999, c.356 (C.48:16-22.4), no limousine shall be operated wholly or partly along any street in any municipality until the owner of the limousine shall have filed with the clerk of the municipality in which the owner has his principal place of business, an insurance policy of a company duly licensed to transact business under the insurance laws of this State in the sum of \$1,500,000 against loss by reason of the liability imposed by law upon every limousine owner for damages on account of bodily injury or death suffered by any person as the result of an accident occurring by reason of the ownership, maintenance or use of the limousine upon any public street. The insurance company shall supply to the Director of the Division of Motor Vehicles notice concerning all motor vehicle liability insurance policies canceled for non-payment and new policies issued after the effective date of P.L.2001, c.416 (C.48:16-18.1 et al.).

The notice shall be supplied monthly. After receipt of the notice of cancellation, the division shall notify the owner of the date the policy was canceled. If the director has not received proof of liability insurance within 30 days of the date the notification was sent to the owner, the director shall suspend the registration of the limousine until new proof is supplied that motor vehicle liability insurance has been secured for the limousine. If the owner fails to provide proof of insurance or surrender the license plates within 60 days of the date the notification was sent to him by the division, the division shall suspend the owner's corporation code registration privilege.

Such operation shall be permitted only so long as the insurance policy shall remain in force to the full and collectible amount of \$1,500,000.

The insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance and use of such limousine or any fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as aforesaid.

Section IV: Section 372-43(C), Existing licenses, is hereby amended to read as follows:

Any business or individual owning a current license to operate shall be deemed to have abandoned such license in the event that the limousine service is not operated for a continuous period of one year. In that event, the Borough Clerk shall notify the licensee of the fact of the forfeiture of the license, and the licensee shall have 20 days within which to appeal the notice of forfeiture to the Mayor and Council.

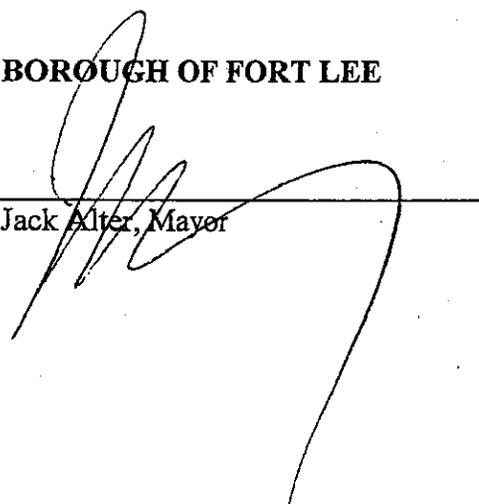
Section V: Validity

This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

BOROUGH OF FORT LEE

Neil Grant



A large, stylized handwritten signature in black ink, appearing to read 'Jack Alter', is written over a horizontal line. The signature is highly cursive and extends significantly below the line.

Neil Grant
Borough Clerk

Jack Alter, Mayor

Introduced	<u>J. CLAVIER</u>	Date of Introduction	<u>October 26, 2006</u>
Seconded	<u>M. VILLANO</u>	Public Hearing	<u>November 9, 2006</u>
		Date of Adoption	<u>November 9, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-57

AN ORDINANCE AMENDING CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE V SCHEDULES, SECTION 53, SCHEDULE IX: STOP INTERSECTIONS, IN ACCORDANCE WITH CHAPTER 388 VEHICLES AND TRAFFIC, ARTICLE III TRAFFIC REGULATIONS, SECTION 22 STOP INTERSECTIONS OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen and State of New Jersey, that Chapter 388, Vehicles and Traffic, Article V. Schedules, Section 53 Schedule IX: Stop Intersections, of the Code of the Borough of Fort Lee, is hereby amended as follows:

Section 1. A Stop Intersection shall be added to the following location: northwest corner of Palisades Boulevard and 16th Street.

Section 2. Any ordinance or part thereof inconsistent with this ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect following adoption and approval in a time and manner provided by law.

ATTEST:

Neil Grant

Neil Grant
Borough Clerk

BOROUGH OF FORT LEE

Jack Alter, Mayor

Introduced	<u>J. CURVIERE</u>	Date of Introduction	<u>November 9, 2006</u>
		Public Hearing	<u>December 14, 2006</u>
Seconded	<u>M. SIKOLICH</u>	Date of Adoption	<u>December 14, 2006</u>

BOROUGH OF FORT LEE

ORDINANCE # 2006-58

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 370 OF THE
THE GENERAL ORDINANCES OF THE BOROUGH OF FORT LEE,
ESTABLISHING ARTICLE II, FOR A MUNICIPAL PARKING SALES TAX
IN RESPONSE TO IMPOSITION OF THE STATE PARKING SALES TAX**

WHEREAS, on October 1, 2006, the State of New Jersey imposed a new statewide 7% sales tax on "[t]he receipts from parking, storing or garaging a motor vehicle," but exempted from this new tax "parking receipts subject to tax imposed by any other law or ordinance." N.J.S.A. 54:32B-3(i); and

WHEREAS, but for the imposition of this 7% municipal parking sales tax, all persons parking within the Borough in non-exempt lots would otherwise be subject to a 7% state parking sales tax. Its is in the best interest of the Borough to retain the revenues from parking sales within the Borough to reduce dependence on municipal property taxes; and

WHEREAS, the Borough of Fort Lee ("Borough") has a land area of 2.58 square miles, and according to the 2000 federal decennial census, has a population of 35,461 persons, and thus has a population density exceeding 10,000 persons per square mile, and is faced with unique traffic issues, a high volume of vehicles, and parking problems due to its proximity to the George Washington Bridge and several major highways; and

WHEREAS, the Borough is authorized and empowered to enact an ordinance imposing a parking sales tax pursuant to the Local Tax Authorization Act, N.J.S.A. 40:48C-1.3 on any facility situated entirely within its borders, or on any portion of a facility situated within its borders, but which, in part, is also situated in a contiguous municipality which has enacted an ordinance imposing a parking sales tax; and

WHEREAS, it is determined to be in the best interests of the Borough of Fort Lee to establish a parking sales tax; and

WHEREAS, the Borough administration and professionals are authorized to take any and all steps necessary to effectuate and implement this ordinance; and

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

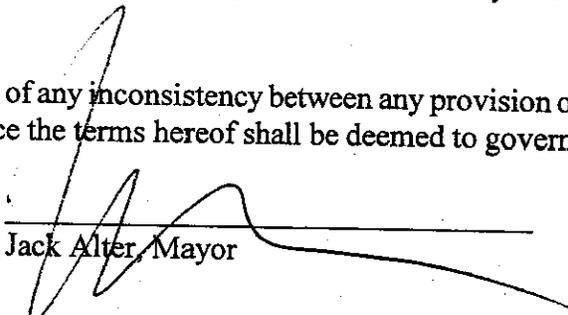
1. Parking tax established. There is hereby established a municipal parking sales tax in the Borough of Fort Lee which shall be fixed at a uniform percentage rate of seven percent (7%) pursuant to N.J.S.A. 40:48C-6 on the receipts from parking, storing or garaging a motor vehicle in or on any facility situated entirely within its borders, or on any portion of a facility situated within its borders, but which, in part, is also situated in a contiguous municipality which has enacted an ordinance imposing a parking tax; and
2. Exemption. This municipal parking sales tax shall not apply to charges for (1) the "parking in a garage which is part of premises occupied solely as a private one or two-family dwelling" or to any parking facility which is not situated within the physical boundaries of the Borough, N.J.S.A. 40:48C-6; (2) transactions of any religious, charitable, or educational institution organization organized not for profit, N.J.S.A. 40:48C-41 other than public entities which are not exempt, N.J.S.A. 40:48C-42 ; and (3) to the extent permitted by law, the following parking are also exempt from this municipal parking sales tax: residential parking; employee parking, when provided by an employer or at a facility owned or operated by the employer; and municipal metered parking as defined by comparable state law and regulation.
3. Payment of tax. All taxes imposed by this article shall be paid by the purchaser.
 - a. A vendor shall not assume or absorb any tax imposed by this article.
 - b. A vendor shall not in any manner advertise or hold out to any person or the public in general, in any manner, directly or indirectly, that the tax will be assumed or absorbed by the vendor, that the tax will not be separately charged and stated to the customer, or that the tax will be refunded to the customer.
 - c. A vendor may nonetheless include the sales tax may in the rate charged for parking, but the vendor must "indicate to the purchaser that the rate includes the sales tax. This can be accomplished by a sign, a notation on a parking receipt, or by any other public means" in accordance with Local Finance Notice 2006-16 at page 5.
 - d. Each assumption or absorption of the tax shall be deemed a separate offense and each representation or advertisement by a vendor for each day that the representation or advertisement continues shall be deemed a separate offense.

- e. The penalty for violation of the foregoing provisions shall be a fine not exceeding \$2,000, a term of imprisonment not exceeding 90 days or a period of community service for a period not exceeding 90 days, or any combination thereof, for each offense. N.J.S.A.40:49-5; N.J.S.A.40:48C-35.
4. Collection and remittance. All taxes imposed by this ordinance shall be collected on behalf of the Borough by the vendor providing parking services to the purchaser. N.J.S.A.40:48C-7. Every person and entity required to collect shall be personally liable for the tax imposed, collected or required to be collected hereunder. All taxes collected hereunder, shall be reported on forms prescribed by the Borough and remitted to the Borough's chief fiscal officer on a quarterly basis. N.J.S.A.40:48C-34.
5. Municipal Use. All taxes remitted to the Chief Financial Officer shall constitute revenues of the Borough available for any lawful purpose. N.J.S.A.40:48C-34.
6. Interest and penalties. If for any reason the tax is not paid when due, interest at a rate of 12% per annum on the amount of said tax, and an additional penalty of 0.5 of 1% of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid, shall be added and collected. Where action is brought for the recovery of any such tax, the taxpayer liable therefore shall, in addition, be liable for the costs of collection and the interest and penalties therein imposed. N.J.S.A.40:48C-37.
7. Publication. This Ordinance shall be published in accordance with the provisions of N.J.S.A.40:49-2 and other applicable law. The Borough Clerk shall immediately forward a copy of this Ordinance to the Director of the Division of Local Finance in the Department of Community Affairs and the Director of the Division of Taxation in the Department of the Treasury. N.J.S.A.40:48C-40.
8. Effective date. This Ordinance shall take effect on January 1, 2007. N.J.S.A.40:48C-34b.
9. Severability. The provisions of this ordinance are hereby declared severable should any provision or part be deemed invalid. Such finding shall not affect any other provision or part hereof;
10. Inconsistent Ordinances. In the event of any inconsistency between any provision of this ordinance and any other ordinance the terms hereof shall be deemed to govern.

ATTEST:

Neil Grant

Neil Grant, Municipal Clerk


Jack Alter, Mayor