

**MINUTES**  
**Regular Council Meeting**  
**Monday, May 10, 2021**  
**Community Center**  
**7:30pm**

**CALL THE MEETING TO ORDER**

Council President Bromberg called the meeting to order at 7:37pm.

**SALUTE TO FLAG**

Council President Bromberg asked all in attendance to join him in a Salute to the Flag.

**SUNSHINE LAW STATEMENT**

Council President Bromberg read the Sunshine Statement into the record, as follows:

*"In accordance with the provisions set forth in the Open Public Meetings Law, notification of this meeting has been sent to all officially appointed Township newspapers and notice is posted at the Municipal Office."*

**ROLL CALL**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg were present.

**Also present:** Township Attorney Silvana Raso, Business Administrator/CFO Gennaro Rotella, Township Engineer Chris Statile and Township Clerk Karen Campanelli.

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**Council Comments**

There were no Council comments this evening.

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**Business Administrator's Report**

Mr. Rotella reported that he is looking forward to various projects starting in Town and waiting on grant funding to come in. He added that he's applying for another round of Green Acres Funding.

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**Engineer's Report**

Mr. Statile reported that he will be sending his drawing of the new Police Department to the architect for incorporation into his final plans. He next reported that he is ready to deploy the 2021 Road Program and is only waiting on Gennaro for his decision on the final plan for the Country Club parking lot exit which will then be rolled into the Road Program.

Mr. Statile gave an update on the Central Avenue Road Improvements project. He is waiting on the developer to submit new plans for a sub-division on Central Avenue before he moves forward with repairing the road. He further reported that the contractor has starting working on the Polar Road sidewalks which will hopefully be finished in (2) weeks.

Mr. Statile is planning on applying for a Bikeway funding grant in 2021-2022 for approximately \$400,000. He is looking to extend the bike/foot path to Brookside and then to the County Park.

Councilwoman Sieg questioned using stamped concrete instead of pavers at the EMS Park. Mr. Statile responded that you could take the pavers out and replace with the stamped concrete. Councilwoman Sieg also asked if the donated bricks at the Giordano Playground could be power washed.

Mr. Rotella responded that he will ask Rich to power wash and restore the bricks.

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**1st Hearing of the Public**

Motion by Councilman Criscuolo; second by Councilman Donovan to open the meeting to the public.

There being no questions or comments from the public. Motion by Councilman Criscuolo; second by Councilwoman Sieg to close the meeting to the public.

**RESOLUTIONS**

Motion by Councilman Donovan; second by Councilwoman Sieg to approve Resolution #2021-119 as follows:

**Resolution #2021-119**

**RESOLUTION APPROVING MINUTES APRIL 26, 2021 COUNCIL MEETING**

**BE IT RESOLVED**, by the Township Council of the Township of River Vale that the minutes of the April 26, 2021 Regular meeting of the Township Council are hereby approved.

**ROLL CALL VOTE**

Councilman Donovan, Councilwoman Sieg and Council President Bromberg voted yes. Councilmen Ben-Yishay and Criscuolo abstained.

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Councilwoman Sieg commented on Resolution #2021-127 for the Library grant. She explained that the Library was turned down for the 1st round of funding. However, the State had a 2nd part and she is very hopefully the Library will be awarded the grant. Councilwoman Sieg added that the Library Director, under very trying times has done an amazing job.

Motion by Councilman Criscuolo; second by Councilman Ben-Yishay to approve Resolutions #2021-120 through #2021-129 as a Consent Agenda as follows:

**Resolution #2021-120**

**REFUND**

**(Camp Have Some Fun Registration Fee)**

**WHEREAS**, the following individuals have requested a refund of their Camp Have Some Fun registration fees; and

**WHEREAS**, the Treasurer has certified the availability of funds in the Recreation Account.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that said refunds are approved and the Treasurer is hereby authorized to issue municipal checks payable as follows:

**Payable to:**

Kathleen Cunningham  
648 Orangeburgh Road  
River Vale, NJ 07675  
**Refund: \$ 395.00**

**Payable to:**

Kelly Adeboye  
517 Herrmann Avenue  
River Vale, NJ 07675  
**Refund: \$ 395.00**

**Payable to:**

Anne Pinelli  
99 Ruckman Road  
Hillsdale, NJ 07642  
**Refund: \$395.00**

**Resolution #2021-121**

**REFUND**

**(First Friends Outdoor Music Class Registration Fee)**

**WHEREAS**, the following resident has requested a refund of the First Friends Outdoor Music Class registration fee; and

**WHEREAS**, the Treasurer has certified the availability of funds in the Recreation Account.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale that said refund is approved and the Treasurer is hereby authorized to issue a municipal check payable as follows:

**Payable to:**

Christina Gellis  
789 Rolling Hill Drive  
River Vale, NJ 07675

**Refund Amount: \$ 148.07**

**Resolution #2021-122**

**RESOLUTION**

**REFUND 2<sup>ND</sup> QUARTER PROPERTY TAX OVERPAYMENT**

**WHEREAS**, a tax overpayment was received for the 2<sup>nd</sup> quarter of 2021 and the property owner has requested a refund of said overpayment.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of River Vale, that the Treasurer is hereby authorized to issue a municipal check payable as follows:

**Payable to:**

Norma Reinfried

**Mail to:**

741 Westwood Avenue  
River Vale, NJ 07675  
(Block 2110, Lot 19)

**Refund Amount \$ 731.09**

**Resolution #2021-123**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN INTERLOCAL SERVICES AGREEMENTS WITH THE RVBOE FOR 2021 SUMMER CAMPS**

**WHEREAS**, the Interlocal Services Act, N.J.S.A. 40:8A-1 *et. seq.*, authorizes public entities to enter into a contract for the joint provision of services within their jurisdiction; and

**WHEREAS**, the River Vale Board of Education and the Township of River Vale wish to operate two (2) summer camps for the 2021 summer season as described;

- **Kindergarten Kamp**
- **Camp Have Some Fun**

**And**

**WHEREAS**, the Township to provide the benefits of a summer camp program to the residents.

**NOW THEREFORE BE IT RESEOLVED**, by the Township Council of the Township of River Vale that the Mayor is hereby authorized to sign the Interlocal Services Agreements for both Kindergarten Kamp and Camp Have Some Fun for the 2021 summer season.

**Resolution #2021-124**

**RESOLUTION ENDORSING GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE JULY 2020 THROUGH JUNE 2025**

**WHEREAS**, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

**WHEREAS**, the Township Council of the Township of River Vale, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS**, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

**WHEREAS**, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Bergen.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of River Vale, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize the submission of a strategic plan for the River Vale Municipal Alliance Grant for fiscal year 2022 in the amount of:
 

DEDR:	\$ 3,836.33
Cash Match:	\$ 959.08
In-Kind:	\$ 2,877.25
2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**Resolution #2021-125**

**RESOLUTION**

**INTRODUCTION OF 2021 BUDGET**

**BE IT RESOLVED**, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Township of River Vale, Bergen County, New Jersey for the year 2021.

**BE IT FURTHER RESOLVED**, that said budget be published in the Ridgewood News in the issue of May 14, 2021 and that a hearing on the Budget will be held at the River Vale Community Center on June 14, 2021 at 7:30 o’clock (P.M.) or as soon thereafter as the matter may be reached.

**Resolution #2021-126**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO ISSUE ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, c. 72**

**WHEREAS**, pursuant to NJSA 54:4-66.2, which permits the Tax Collector to issue an estimated tax bill for the third installment of taxes in a calendar year when the tax rate has not yet been certified; and,

**WHEREAS**, the County Tax Board of Taxation has not certified the tax rate at this time and the Tax Collector will be unable to mail the tax bills on a timely basis; and,

**WHEREAS**, the Tax Collector, in consultation with the Chief Financial Officer, has computed an estimate tax levy in accordance with N.J.S.A. 54:4-6.3; and,

**WHEREAS**, it is desirous of the Township of River Vale to issue estimated tax bills for the third installment of taxes payable to the Township in 2021 to ensure timely and consistent billings to the taxpayers; and

**WHEREAS**, the Township estimates a total Tax Levy of \$54,184,442, inclusive of the County, Local School, Regional School, and Municipal Levies.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Township of River Vale as follows:

1. The Tax Collector be and is hereby authorized and directed to prepare and issue estimated tax bills for the third installment bill for 2021 taxes. The tax collector shall proceed and take such actions as are permitted and required by New Jersey statutes, specifically N.J.S.A. 54:4-66.2 and 54:4-66.3.

2. The entire estimated tax levy for 2021 is hereby set at \$54,184,442 and the estimated tax rate is set at \$2.562.

3. In accordance with the law, the third installment of 2021 taxes shall not be subject to interest until the later of August 10 or the 25<sup>th</sup> calendar day after the date the estimated tax bills are mailed.

**BE IT FURTHER RESOLVED** that certified copies of the resolution be filed with the New Jersey Division of Local Government Services and with the Bergen County Board of Taxation.

**Resolution #2021-127**

**RESOLUTION APPROVING AND MATCHING FUNDING FOR THE NEW JERSEY  
LIBRARY CONSTRUCTION BOND ACT GRANT APPLICATION**

**WHEREAS**, the Library Board wishes to expand the Library’s Community Room, perform repairs to the building and renovate the rear patio by applying for funding through the New Jersey Construction Bond Act; and

**WHEREAS**, as part of the Application process the Library Board requires a commitment of funds from the Township to match the Library’s contribution to the project as follows:

Estimated Cost of Project:	\$ 1,513,512
Construction Grant:	\$ 756,756
Library Funds:	\$ 300,000
<b><u>Township Commitment:</u></b>	<b><u>\$ 456,756</u></b>

**WHEREAS**, the Mayor and Township Council are in support of the needed improvements to the Library Building and the many benefits these improvements will bring the residents.

**WHEREAS**, it is the Township’s intention to bond for the requested matching funds in the amount of \$ 456,756.00.

**NOW THEREFORE BE IT RESOLVED** that the Township Council of the Township of River Vale hereby approves matching the funding in the amount of \$ 456,756 for the New Jersey Library Construction Bond Act Grant Application for the River Vale Library.

**Resolution #2021-128**

**RESOLUTION AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES FOR  
REGIONAL HIGH SCHOOL TAXES**

**WHEREAS**, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any amounts, and

**WHEREAS**, the Township wishes to increase Deferred School Taxes to an amount permitted under State statutes and to be effective at December 31, 2020.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2020 as follows:

**Deferred  
Regional High  
School District  
Taxes**

Amount Deferred December 31, 2019	\$4,157,136
Amount Deferred December 31, 2020	<u>4,457,136</u>
Amount of Increase	<u>\$ 300,000</u>

**BE IT FURTHER RESOLVED**, by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

**Resolution #2021-128**

**RESOLUTION FOR UTILIZATION OF THREE YEAR AVERAGE METHOD TO  
DETERMINE ANTICIPATED REVENUES**

**WHEREAS**, the State of New Jersey, Department of Community Affairs, Division of Local Government Services requires a resolution by Municipalities that desire to utilize a three year average to determine the maximum amount of revenue permitted to be anticipated in the annual budget as otherwise provided under NJSA 40A:4-26; and

**WHEREAS**, the Township incurred certain revenue shortfalls during 2020 as a result of the COVID-19 pandemic; and

**WHEREAS**, it is beneficial for the Township to utilize a three year average of revenues to be anticipated in the 2021 budget for Municipal Court Fines and Costs.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of River Vale, County of Bergen and State of New Jersey, that it approves the utilization of the three year average method for the following revenues to be anticipated in the 2021 budget:

	<b>Anticipated</b>
	<b>in 2021</b>
	<b><u>Budget</u></b>
<b>Municipal Court Fines &amp; Costs</b>	<b>\$ 85,000</b>

**BE IT FURTHER RESOLVED**, by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

**ROLL CALL VOTE**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

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**Ordinances for 1<sup>st</sup> Reading**

**Ordinance #379-2021**

**Motion to Introduce:** Councilman Ben-Yishay

**Second:** Councilman Criscuolo

TOWNSHIP OF RIVER VALE  
BERGEN COUNTY, NEW JERSEY  
CALENDAR YEAR 2021 ORDINANCE TO EXCEED  
THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A-4-45.14)

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

**WHEREAS**, the cost of living adjustment for calendar year 2021 budgets is calculated at 1.0% pursuant to N.J.S.A. 40A:4-45.2; 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 Governing Body of the Township of River Vale in the County of Bergen finds it advisable and necessary to increase its CY 2021 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 Governing Body hereby determines that a 2.5% increase in the budget of said year, amounting to \$271,994 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Governing Body 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 Governing Body of the Township of River Vale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of River Vale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by up to 3.5%, amounting to \$380,792, and that the CY 2021 municipal budget for the Township of River Vale be approved and adopted in accordance with this ordinance.

**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.

**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.

**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.

**ROLL CALL VOTE**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

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**Ordinances for 2<sup>nd</sup> Reading & Public Hearing**

**Ordinance #377-2021**

**Motion to Adopt:** Councilman Criscuolo

**Second:** Councilman Donovan

Motion by Council Ben-Yishay second by Councilman Donovan to open the public hearing on Ordinance #377-2021.

There being no questions or comments from the public. Motion by Councilman Criscuolo second by Councilman Donovan to close the public hearing on Ordinance # 377-2021.

**Council Comments:**

Councilman Donovan shared the determination from the Planning Board was that the ordinance was consistent with the Master Plan. He added that much of the Planning Board would like to re-visit this ordinance in the future with the possibility of seeing some revenue for the Town.

Councilman Ben-Yishay supports the ordinance but going forward he would like to monitor other Towns and also revisit in the future.

**AN ORDINANCE BY THE TOWNSHIP OF RIVER VALE IN BERGEN COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND ADOPTING SECTION 142-236.5 OF THE RIVER VALE TOWNSHIP CODE**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and,

**WHEREAS**, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and,

**WHEREAS**, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and,

**WHEREAS**, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

**WHEREAS**, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or



prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and,

**WHEREAS**, the Township Council of the Township of River Vale has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on the Township of River Vale in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Township of River Vale’s residents and members of the public who visit, travel, or conduct business in the Township of River Vale, to amend the Township of River Vale’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Township of River Vale; and,

**WHEREAS**, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act’s 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of River Vale, in the County of Bergen, State of New Jersey, as follows:

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Township of River Vale, except for the delivery of cannabis items and related supplies by a delivery service.
2. Section 142-236.5 of the Township of River Vale Code is hereby adopted. Section 142-236.5 of the Township of River Vale Code shall state: “The following uses of property in the Township of River Vale are prohibited: All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service.”
3. Any article, section, paragraph, subsection, clause, or other provision of the Township of River Vale Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.
4. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.
5. This ordinance shall take effect upon its passage and publication and filing with the Bergen County Planning Board, and as otherwise provided for by law.

**ROLL CALL VOTE**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

**Ordinance #378-2021**

**Motion to Adopt:** Councilman Criscuolo

**Second:** Councilman Donovan

Motion by Council Ben-Yishay second by Councilman Donovan to open the public hearing on Ordinance #378-2021.

There being no questions or comments from the public. Motion by Councilman Donovan second by Councilman Criscuolo to close the public hearing on Ordinance # 378-2021.

**AN ORDINANCE AMENDING CHAPTER 142 OF THE CODE ENTITLED "LAND USE" PART 7 "SOIL REMOVAL" SECTION 142-180 "PERMIT APPLICATION PROCEDURE"**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF RIVER VALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY**, that Chapter 142 of the Code is hereby amended as follows:

**§ 142-180. Permit application procedures.**

**D. Filing fee.**

(1) Fees and deposits.

<u>Volume of Soil (cubic yards)</u>	<u>Filing Fee</u>	<u>Escrow Deposit</u>
Under 25	\$ 10.00	None
25-125	\$ 75.00	<del>\$ 375</del> <b>\$600</b>
126-500	\$ 75.00	<del>\$ 550</del> <b>\$ 800</b>
501-1,000	\$ 75.00	\$ 1,000
1,001 and over	\$ 75.00	\$ 1,500 + \$0.50/cubic yard

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

**ROLL CALL VOTE**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

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**2<sup>nd</sup> Hearing of the Public**

Motion by Councilman Ben-Yishay; second by Councilwoman Sieg to open the meeting to the public.

There being no questions or comments from the public. Motion by Councilman Criscuolo; second by Councilwoman Sieg to close the meeting to the public.

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**RESOLUTION**

Motion by Councilman Criscuolo; second by Councilman Donovan to approve Resolution #2021-130 as follows:

**Resolution #2021-130**

**RESOLUTION AUTHORIZING THE COUNCIL TO ENTER INTO CLOSED SESSION**

**BE IT RESOLVED**, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 *et seq.* the Township Council of the Township of River Vale will now convene into Closed Session to discuss operations at the North Firehouse.

**BE IT FURTHER RESOLVED** that upon adjourning from Closed Session no action will be taken.

**ROLL CALL VOTE**

Councilman Ben-Yishay, Councilman Donovan, Councilman Criscuolo, Councilwoman Sieg and Council President Bromberg voted yes.

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Motion by Councilman Criscuolo; second by Councilman Donovan to adjourn from Closed Session.

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**ADJOURNMENT**

Motion by Councilman Criscuolo; second by Councilwoman Sieg to adjourn the meeting at 10:00pm.

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ATTEST:  
*Karen Campanelli, Township Clerk*

\_\_\_\_\_  
Council President Mark Bromberg

