

**LAKWOOD TOWNSHIP COMMITTEE MEETING
MINUTES
MARCH 23, 2006**

The Lakewood Township Committee held a Meeting on Thursday, March 23, 2006 in the Lakewood Municipal Building, at 6:30 P.M. for the Executive Session, and 7:30 P.M. for the Public Meeting, with the following present:

Mayor.....	Meir Lichtenstein
Deputy Mayor.....	Raymond Coles
Committee Members.....	Absent..... Senator Robert Singer
	Menashe Miller
	Charles Cunliffe
Municipal Manager.....	Frank Edwards
Municipal Attorney.....	Ed Delanoy
Municipal Clerk.....	Bernadette Standowski

CLOSED SESSION

Motion by Mr. Cunliffe, second by Mr. Miller.
Resolution No. 2006-163 – Adopted.

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to open the meeting.

Adequate notice of this meeting has been provided in accordance with the provisions of the Open Public meetings Act, N.J.S.A. 10:4-6, by Resolution of the Township Committee adopted January 1, 2006 and published in the Ocean County Observer on January 17, 2006.

ROLL CALL

Mr. Miller advised that Senator Singer is not present this evening because of another commitment.

MOTION TO APPROVE MINUTES OF: 3/9/06

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to approve the above Minutes.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Minutes approved.

MOTION TO APPROVE CLOSED SESSION MINUTES: 3/16/06

Motion by Mr. Cunliffe, second by Mr. Miller, to approve the above Closed Session Minutes.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Closed Session Minutes approved.

PRESENTATIONS:

Brotherhood Essay Contest

Certificates were presented to the winners of the Brotherhood Essay Contest.

Russ Corby - Brownsfield update

Mr. Corby advised that in early 2005, the Lakewood Development Corporation applied to the US Environmental Protection Agency for a pilot program dealing with Brownsfield. They were successful in that application, and the Township received some \$200,000.00 for a pilot program. The intention was to identify areas within the Township which may be in need of redevelopment and may in fact have environmental issues, and to study that issue itself. Over the last year and a half, through a group called the stakeholders and partners, they have been meeting with their project team, Birdsall Services Group, to gain consensus and to bring before the Township Committee, and the community, a plan that could be added to the Township's own Master Plan, in terms of a future vision of the community. Mr. Corby thanked the stakeholders and partners who have worked over the last year and a half, voluntarily participating in this program. Mr. Corby introduced Tim Concella and Joseph McGinty, from the Birdsall Services Group, who explained the consensus of the working group, and how they chose areas to look at, and other technical issues, and to discuss the outreach portion of the project.

ORDINANCES FOR DISCUSSION:

Mayor Lichtenstein advised that the representatives from T & M Associates could not attend this evening. He wanted to let the Committee know, from what he sees, these proposed Ordinances will go for first reading at the next meeting. If anyone feels they do not want to go ahead with this because T & M is not here, please advise.

Mr. Cunliffe advised he has some questions regarding the changes, on both Ordinances, and requested that this matter be carried to the next meeting.

Deputy Mayor Coles also advised he has questions.

Mayor Lichtenstein agreed that the following Ordinances for discussion are to be carried to the next meeting.

1. Guards and Watchmen in the M-1 Zone.
2. RM Multifamily Residential Zone

Mayor Lichtenstein reviewed quality of life issues from the previous meeting.

As to the issues on Lincoln Street, Mr. Mignella advised that they visited the site, and they are in agreement that it needs to be striped and signed, and he has drafted a memo which will go to Mr. Franklin. It should be done as soon as weather permits. It will be striped to match the other side of the street which will alleviate the turning problems.

Mr. Miller advised they went out to Martin Luther King Drive, and there were also issues on Lincoln Street where the buses could not make the turn. They are going to eliminate some of the parking to make it match the opposite side of the street, which will enhance the turning radius. Also, they have assessed the situation with the double yellow line, which was supposed to be the middle of the road, and at the end of the block, where cars are stacking up, once they move the line over they will be able to make the turn properly, and the cars will be able to flow a lot quicker. This will be a tremendous enhancement to Martin Luther King Drive.

Mayor Lichtenstein asked Mr. Mignella if he was able to take care of the left turn signal at Cross Street and Route 9.

Mr. Mignella answered that appears to be an ongoing issue. DOT told him that the signal is actuated and therefore it does not warrant a sign. However, they will look at it because the Township made a request. The only problem is that they get forty to sixty requests per month. But they will get to it, and when they do, they will contact the Township.

Mr. Cunliffe asked what could possibly take so long, but his frustration is with DOT. What could possibly take so long to have someone come out, when they are in this area, and all the town is asking for is a sign that at least says delayed green so people know what is going on.

Mr. Mignella advised he understands, and that is what he explained to DOT, but they claim it was designed as an actuated signal, so therefore, if no one is in the left turn lanes, those greens can be simultaneous, but if someone is in the left, which normally cars are, then you are going to have a delay. They did not promise a day, but they did promise to go out there. They need to verify it with their own people before they put up a sign.

Mr. Cunliffe suggested that they request that Senator Singer use his contacts in the State, and maybe he can also send a letter to the DOT to see if they can get some quicker action on this matter.

Mayor Lichtenstein asked Mr. Edwards to take care of this matter, and also asked that it be brought back to the next meeting.

As to the issues on Forest Avenue, Mr. Miller advised that Mr. Edwards has set up a meeting, on March 30th, which he will be attending also with members of the staff, to try to rectify the issue.

Mayor Lichtenstein asked if Mr. Secare had the opportunity to send a letter about the businesses.

Mr. Delanoy advised he did not know if the letter was sent, and was unable to answer that question.

Mayor Lichtenstein asked that this matter be brought back at the next meeting.

As to the issue of the fence around Ocean County Park, Mr. Edwards advised he received a written response from the County Administrator, saying that they understand and realize there is a problem with some of the fencing around the park, and as soon as the County Budget is adopted, they will begin some maintenance and some replacement of the sections that need to be replaced at the park.

As to the issue of the State Inspection Station on Route 70, Mr. Mignella advised he spoke with DOT, after some correspondence, he actually spoke with Katherine Schaffer. At this time, she is going to review the landscaping plan. He was told that the Budget situation today is not what it was a few years ago. They have to review their budget, and look at what is not growing in Spring, and they will get back to the Township as to what they can replace, if anything.

Mayor Lichtenstein asked that they follow up on this issue from meeting to meeting, and make sure they hear back from the DOT.

As to the issue of the trees that have died along Squankum Road and Eighth Street, where the realignment project was done, Mr. Kielt advised that the inspector went out there and he is going to wait a couple of weeks. Apparently some of those trees were replaced by Earle a while back. He is going to wait a couple more weeks to see what is happening. He seems to think that some of those trees are coming back. Once they see how many need to be replaced, they will contact Earle, and that will be done.

Mayor Lichtenstein asked Mr. Kielt if he was able to contact Todd Place about the ADA markings.

Mr. Kielt answered he spoke with Mr. Fred Todd, who is probably one of the most cooperative people that he has spoken to about situations such as this. He basically told him to just give him a sketch, and that he would take care of it. Mr. Kielt met with his representative, and showed him what the Township expected to be done. They have proposed to put a directional arrow right where that one way is near Dunkin Donuts, two signs, and while he was out there, he did notice that the parking lot is a very busy parking lot. It took him three turns around the parking lot to find a space. He spoke with a few tenants there, and there seems to be a real problem where they are losing customers because there is not enough parking. He called the Rabbi who runs the SCHI School, and requested a meeting as far as finding some alternate locations for his teachers. They are going to try to work something so he can park some of the teachers in the back, to try to free up about thirty (30) parking spaces for the tenants. He said he would do that, so hopefully that will also be resolved.

Mr. Cunliffe thanked Mr. Kielt for moving on this matter so quickly. He further asked that Mr. Todd be requested to pay attention to the driveway first. Of all the things at that location, he feels that the one way is the most dangerous situation, so the directional arrow and two signs will be appreciated.

As to the issue of the trees at the townhouse development on East County Line Road (where the old Agway building was), Mr. Kielt advised they did send a letter to the developer, and in addition they have set up a meeting with the developer on Monday, with regard to that project as well as other projects he is working on in town. There are some great concerns, and they may have to hold up some CO's, or whatever it may take, but not on that particular project, because they are all CO'd already. The developer has some other projects where he is requesting CO's, and they will have to look at holding those up if they do not do what is required.

As to the question from Mrs. Little about trees that were cut down by JCPL on Spruce Street, Mr. Kielt advised that will be one of the issues to be discussed at the meeting on March 30th.

Mr. Miller advised he went out to the locations and took pictures which he will bring to the meeting.

As to the issues brought up by Ann Richardson, three road problems, County Line Road from Route 9, Airport Road and Route 70, and the traffic signal at Joe Parker Road, Mr. Mignella advised that as to the potholes on County Line Road, he spoke with the Ocean County Road Supervisor, Joseph Protto, and they are currently repairing potholes. As to the status when they will be completed, he will advise. As to the situation on Airport Road, they visited that intersection and he forwarded a letter to Douglas Bartlett at DOT, and DOT claims they want to visit that intersection. The Township is not allowed to stripe that intersection because it is state jurisdiction. He was in agreement that it should be signed and striped to match the movement of the vehicles.

As to the issue of tree clearing before development begins, Mr. Mack advised they issue permits for tree removal. One of the topics they talked about with the Engineering Department is about looking at the entire Ordinance. There are some exemptions contained in the Ordinance which are outdated. He feels they need to update the Ordinance. Someone can cut a tree down, for example, and use it for firewood, it does not matter where it is, they can cut it down. There are a lot of old things still in the Ordinance, and it needs to be redone.

Mayor Lichtenstein asked Mr. Mack to forward that to T & M. At this time, the Master Plan/UDO is going to be reviewed, and he asked that they look at this matter. The Master Plan Committee has a subcommittee just on environmental issues.

Comments from Committee Members:

Mr. Miller directed his question to Mr. Franklin. He advised that last year some of the Association members from certain developments came to him and indicated locations where the curbing is very high, and therefore the catch basins have very large openings.

When the children are playing, it is dangerous for them, they may fall into it. At the time they thought they might get bars to cover it over. Now that the Winter is over, he received another letter, and he gave a copy to Mr. Franklin. He asked if anything can be done for these certain developments. Is there anything they can put over the catch basins to prevent children from falling into them.

Mr. Franklin advised there are covers that go over the catch basins.

Mr. Miller advised he will have the developments direct their request to Mr. Franklin's department, as to what locations these covers would be appropriate.

Mayor Lichtenstein advised he was at Georgian Court College this week, and one of their concerns is that on County Line Road and Route 9, where a lot of the students and facility travel, there is no left turn signal. There are a lot of accidents at that location. There are a lot of people waiting to make left turns onto Route 9 to head North after leaving the University. He asked that the DOT be requested to consider doing some left turn signalization at that location.

COMMENTS FROM THE PUBLIC will be heard for a limit of one (1) hour. Each speaker will have four (4) minutes and shall be limited to one time at the Podium.

Mayor Lichtenstein opened the meeting to the public.

Rich Orne, Vine Street – Commented with regard to the Resolution for Military Leave of Absence. Also commented regarding the presentations to the winners of the Brotherhood Essay contest. Also commented on the passing of George Osborne.

Larry Simons – Commented on the matter of affordable housing.

David Drukaroff, 1433 Laurelwood Avenue – Commented on the issues of religion, and brotherhood.

Claire Winter, Leisure Village East – Commented on the new site for the Costco shopping center on Route 70, and the possible contamination of the site.

Jim Corsaro, 28 Autumn Tide – Commented on the site for the Costco project on Route 70, and the possible contamination of the site.

Sam Christopher, Central Avenue – Commented on the need for left turn signalization at County Line Road and Route 9. He had previously requested a left turn signal on Central Avenue; going north on Route 9, he had requested a left turn signal going into Central Avenue where he lives. He was told that the Engineering Department would look into it, but he has not heard anything.

Mayor Lichtenstein asked the Engineering Department to look into this matter.

Mr. Christopher also commented with regard to the manholes on Route 9; some are too low, and some are too high, particularly in the northbound lane. He understands it is a state highway, and it is a DOT problem. But he suggested that the DOT be requested to either raise or lower the manholes, as necessary.

Mr. Christopher further commented with regard to the Brownsfield project.

Bernard Williams – Commented on the passing of George Osborne. He further commented with regard to the area of East Fourth Street, near the synagogue. The people attending services at the synagogue walk, and he has noticed there has been an increase in young kids, and the way that the road is constructed, there are drivers who are not acknowledging the stop sign. He is requesting that the Township consider installing a traffic signal, because there is no reason why someone who is going to a place of worship, and then have to run across the street for their own safety. If it is not possible to install a traffic signal, could they put yellow stripes in the area, and restrict the speed limit to five or ten miles per hour in that yellow stripe zone.

Mayor Lichtenstein asked the Engineering Department to look into this matter.

Gerry Ballwanz, Governors Road – Commented with regard to the dead trees at the development at County Line Road and East End Avenue, at the former Agway site. Advised that east of the East End Avenue traffic signal, there are many mature trees that were not cut down when the townhouses and shopping center were constructed. Her concern is that those old trees were part of a conservation easement for protection, and therefore were not cut down. However, a few days ago she saw heavy equipment, and a dumpster, and also a pick-up truck in this grove of trees, ruining the soil and the roots of these trees. She is wondering why this is being allowed.

Mayor Lichtenstein asked Mr. Mack to look into this matter.

Seeing no one else wishing to be heard, Mayor Lichtenstein closed the meeting to the public.

Mr. Cunliffe asked the professionals a question with regard to the Ordinance for first reading, concerning the execution of a deed of easement and right of way agreement with respect to Block 1051, Lots 34 and 44. He asked Mr. Kiert and Mr. Mack to take a look at the second “Whereas” where it talks about replanting in the area that serves as a buffer.

Mr. Kiert said he did not have a copy of the Ordinance.

Mr. Cunliffe wanted to suggest a change. It says....Whereas, aforesaid property is a wooded area that the Township intends to utilize as a buffer to the sports complex.....and we are giving an easement and it must be replanted. He asked that they consider tighter language, because one of the situations was that they had guaranteed the residents that they would get that full three hundred, or three hundred and fifty foot buffer, and he is afraid that to put water and sewer lines in is going to require some substantial equipment. They may have to deforest that area to get that through. He does not want to see a bunch of one gallon plants there. He wants to know what they can add to make that

language a little bit tighter. He asked that they forward their suggestions.

Mr. Cunliffe also asked Mr. Delanoy if they put that language in after first reading, is that going to be a major change so they would not be able to go to second reading.

Mr. Delanoy answered he did not believe so; they could go right to second reading.

Mr. Cunliffe asked the Engineering Department or Inspection Department to forward something to the Township Attorney; just something more than replanting, because replanting could be anything and he does not want that neighborhood coming to the Committee saying that the trees are gone.....the lights are in.....he is afraid they will get complaints if all of the trees disappear.

At this time, the professionals left the meeting.

CONSENT AGENDA

The below listed items are considered to be routine by the Township of Lakewood and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

1. Resolution authorizing Bingo and Raffle Applications:
Kimball Medical Center Foundation, Leisure Village Ballroom Dance Club, Caregiver Volunteers of Central Jersey, PTSO Performing Arts Academy.
Resolution No. 2006-164 – Adopted.
2. Resolution authorizing a Military Leave of Absence to Nathan Reyes for the time period of March 25, 2006 through September 20, 2007.
Resolution No. 2006-165
3. Resolution reappointing John F. Russo, Jr. of the firm of Russo & Cassidy, LLC, as Deputy Public Defender, said term to expire February 19, 2007.
Resolution No. 2006-166
4. Professional Services Resolution awarding contract to Birdsall Engineering for the development of a passive recreational park area and parking area on Clifton Avenue, sum not to exceed \$41,500.00.
Resolution No. 2006-167

Motion by Mr. Cunliffe, second by Mr. Miller, to approve Resolutions 1 through 4 on the Consent Agenda.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Resolution Nos. 2006-164 through 2006-167 – Adopted.

ORDINANCES SECOND READING

- An Ordinance within Article VIII “Design Standards” of the Township of Lakewood’s Land Use Regulations and adopting a new Section 815.1 “Stormwater Management/ Residential Site Improvement Standards” of Article VIII “Design Standards”.
Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public.

Gerry Ballwanz, Governors Road – Stated that she does hope that the Township is going to adopt this Ordinance. She can see that developers may not want this Ordinance, because it will add extra expense to the development of the project. But it is important to protect the stormwater. She asked about the minimum management requirements. If these are minimum requirements, what maximum requirements are being omitted from this Ordinance.

Mayor Lichtenstein advised this Ordinance came to them from the State.

Mr. Cunliffe advised it is a term of art....when you do something like that, you say this is the absolute minimum, and you had better meet these requirements. It does not mean you can not do more, it means that you must at least meet the minimum requirements.

Mrs. Ballwanz asked if there was a particular problem, who would say that something else needs to be done.

Mr. Edwards advised this is a model Ordinance that the State is requiring every community to adopt as part of stormwater pollution prevention. The Planning Board has already reviewed and endorsed these standards. So basically, when items come before the Planning Board for review, they will have to apply the standards, and the Engineers will review whether or not the management practices are the correct ones, or not.

Jim Corsaro, 28 Autumn Tide – He asked if this is for new developments or does this pertain to existing developments.

Mayor Lichtenstein stated that usually the enforcement after an approval is for new developments.

Mr. Corsaro asked whose responsibility is it to make certain that what is being done is in fact being done correctly.

Mayor Lichtenstein stated that when someone comes into the Planning Board, any development of this nature would end up either before the Zoning Board or the Planning Board. Usually, before the members even vote on it, the map, that shows the elevations and storm drains are hashed out between the two engineers to make sure that they meet the requirements. Because this is so technical, most of the people that sit on the Planning Board or Zoning Board do not understand it. Then, if the application is approved, and constructed, the Engineering Department actually goes out and does site inspections. Part of that site inspection is to check elevations, check storm drains, etc.

Mr. Corsaro continued that storms drains are not necessarily always the problem. Where the problem seems to exist is where you have the run-off into a catch basin, and he believes that within two days all the water that is caught in there is supposed to disappear. If you take a look at Cedar Bridge, where you have the new intersection going on to the Garden State Parkway, he assumes there is supposed to be a detention basin there, not a retention basin, and yet you can go weeks, and it is still filled with water.

Mayor Lichtenstein stated it is retaining the water.

Mr. Corsaro stated he believed it was not supposed to retain the water. This is what bothers him. When you see something like that, you have to deal with mosquitoes, as well as a place for garbage to collect.

Mr. Edwards stated they are getting off the topic of the Ordinance.

Mayor Lichtenstein agreed this was getting off the topic of the Ordinance, and suggested that Mr. Corsaro call the Manager's Office with exact locations and he will request the Engineering Department to look at it.

Mr. Corsaro stated he was only using that as an example.

Mr. Cunliffe added that the Ordinance talks about applicability, and is for all site plans and subdivisions and major developments. It also contains a check list. Even a well versed Planning Board Member would have a hard time following the engineering, except if they happen to be a civil engineer. But this is for our professionals to interact with their professionals and there is a check list that they meet all of these requirements. Then if the Engineer says that you do not meet the requirements, then when they have their hearing in front of the Planning Board, that is addressed.

Mr. Corsaro stated that his concern is that a developer, instead of digging deep enough, may be putting in sand, so that it perks through.....doesn't do it.....he asked what is going to happen to make certain that it is done.

Mayor Lichtenstein and Mr. Cunliffe answered that is up to the Inspection Department and Engineering Department.

Seeing no one else wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-22 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the sale of Block 1064, Lot 1, in the Township of Lakewood, at a private sale to N.J.S.A. 40A:12-1 et seq.
Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-23 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating all right, title and interest of and to a portion of McKinley Avenue in the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40:67-1 et seq.
Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-24 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating all right, title and interest of and to a portion of Charles Avenue in the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40:67-1 et seq.
Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public.

Gerry Ballwanz, Governors Road – Advised that she noticed that most of the other streets in this area were vacated about two years ago, together with a portion of Charles Avenue. She asked why was this parcel not included at that time...was it an oversight.... and as to the rest of Charles Avenue to Cedar Bridge, is that still Township owned property, or will all of Charles Avenue be owned by the property owner.

Mayor Lichtenstein answered that at this point, that is still owned by the Township.

Mrs. Ballwanz asked...halfway through from Cedar Bridge to the river where this property is to be vacated, to the right of it, is it still Township owned land?

Mayor Lichtenstein answered yes. Anything coming from Cedar Bridge, from looking at the map, anything from Cedar Bridge going into Charles Avenue up to the point that they are vacating this evening, would continue to be owned by the Township.

Mr. Cunliffe stated this was not an oversight, but it became clear that after it was done, and everything was laid out, there was a jagged edge, and all they are doing is vacating that portion so that the lot line comes clear across to the boundary. It squares off the lot.

Seeing no one else wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-25 adopted on second reading.

ORDINANCES FIRST READING (2nd Reading and Public Hearing (4/6/06))

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter III of the Code of the Township of Lakewood entitled “Police Regulations”. (Consumption of Alcoholic Beverages on Public or Private Property)
Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-26 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the execution of a deed of easement and right of way agreement with respect to Block 1051 Lots 34 and 44. (Salem Avenue)
Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller, to include amended language suggested by the professionals, so that the buffer gets replanted.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-27 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, redefining the “Crystal Lake Preserve Area” pursuant to N.J.S.A. 40:61-1 et seq. and revised general ordinances of the Township of Lakewood, Section 8-4 entitled “Parks and Playgrounds; Recreational Facilities Designated.”
Read by title only for first reading.

The above Ordinance was offered Mr. Cunliffe, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-28 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XVIII entitled Unified Development Ordinance. Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Coles, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-29 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

- An Ordinance amending the Code of the Township of Lakewood, Chapter 18, Unified Development Ordinance, by adding regulations relating to privacy fences in the Township of Lakewood, County of Ocean, State of New Jersey. Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Coles, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-30 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter 18 entitled Unified Development Ordinance to provide for temporary school classrooms and temporary housing for residents of a single family home destroyed by a natural disaster or catastrophic accident. Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.

Mayor Lichtenstein advised he was going to ask the Committee to entertain a slight change in this Ordinance, and asked the Township Attorney if it could go to second reading. What it says, at least for the school portion, not in the home portion, under 1, one of the things they are looking to do is that if a non-profit or a school wants to start out, and they need to start immediately and do not have the funds, they would be able to get their two years and then proceed with the two one-year extensions while they are under construction. He thinks that the application for construction has to be filed by the Planning or Zoning Board and should not apply to the first two years but rather to the two one-year extensions. Because if someone wanted to get started in a hurry, you may not have that opportunity to do that within those two years. He is asking the Committee to entertain that change.

Mr. Cunliffe added, that with all due respect, that is a different issue. This Ordinance is to correct a problem they had. There was a house that burned down on Cross Street. So this is not for new construction. This is just for temporary location. He does not really think that would be an issue. This Ordinance is in case they lose classrooms because of some type of disaster.

So this is for replacement.

Mayor Lichtenstein stated this is not necessarily for replacement.

Mr. Cunliffe answered that is how it reads to him. It says.....to provide temporary school classrooms and temporary housing for residents of a single family home destroyed by a natural disaster or catastrophic accident.

Mayor Lichtenstein stated that is 909. If you look at the difference between the first part and then it switches over to 909 for the temporary structures for residents of single family homes. So the single family homes portion addresses what Mr. Cunliffe was saying about the fire or flood, if the property is not habitable.

Mr. Miller stated that in the title, instead of saying and, there should be a comma. He would make that recommendation, in the title instead of saying, provided for temporary school classrooms and, it should be school classrooms, temporary housing for residents, etc.

Mr. Cunliffe stated he feels it is too confusing...it should be split.

Mayor Lichtenstein stated he would ask Mr. Delanoy about that, but asked Mr. Cunliffe, who made the Motion, would he amend the Motion for that one, first paragraph, and then he will ask the Engineer about splitting into two.

Mr. Cunliffe agreed to accept the amendment. Mr. Miller, who offered the second to the Motion, also accepted the amendment.

Mayor Lichtenstein asked Mr. Delanoy if this Ordinance needs to be split into two, or should it stay as one. Does it just need to be corrected for second reading.

Mr. Delanoy stated he felt they could leave it as one, and correct it for second reading. That would be fine.

Mayor Lichtenstein added, with a comma, so it is not so confusing.

Mr. Delanoy stated that it is not a substantial change.

Mayor Lichtenstein asked Mr. Cunliffe if he was okay with that.

Mr. Cunliffe stated he intended to vote no on this Ordinance.

On Roll Call – Affirmative: Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.
Negative: Mr. Cunliffe

Ordinance No. 2006-31 adopted on first reading. Second reading and public hearing to be held on April 6, 2006.

CORRESPONDENCE – PARKS AND EVENTS

Per schedule of one (1) item, attached hereto and made a part hereof.

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to approve the above request.

MOTION TO APPROVE BILL LIST OF: 3/21/06

Motion by Mr. Cunliffe, second by Mr. Miller, to approve the above Bill List.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Negative: Mr. Miller

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS - None

ADJOURNMENT

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to adjourn the meeting.

Meeting adjourned at 9:15 P.M.