



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

REGULAR MEETING AGENDA  
ELECTRONIC MEETING  
April 13, 2021 7:00 P.M.

*This Agenda is in Accordance with Town Code §2-6 F (3)*

**Please Be Advised That This Meeting Will Be Simulcasted on the Town of Dover's  
YouTube Channel found online here:**

**[https://www.youtube.com/channel/UC7DBVyMoQEXu1U0Z\\_BkaBHA](https://www.youtube.com/channel/UC7DBVyMoQEXu1U0Z_BkaBHA)**

**Zoom Information – Phone**  
**Phone: 929-205-6099**  
**Meeting ID: 926 7414 9697**  
**Passcode: 474500**

**Zoom Information - Computer**  
**Meeting ID: 926 7414 9697**  
**Passcode: SN202c**

**A) CALL MEETING TO ORDER / SUNSHINE STATEMENT** – Mayor Carolyn Blackman to call meeting to order and read the Sunshine Statement:

“This meeting is being held in accordance with the Open Public Meetings Act, also known as the Sunshine Law, N.J.S.A. 10:4-6. Notice of the meeting was sent to the Daily Record and Star Ledger on January 10, 2021 and published in the Record and Ledger on January 13, 2021. Notice was also posted on the Bulletin Board, in the Lobby and Entrance Doors of the Municipal Building and on the Town of Dover website.”

**B) PLEDGE OF ALLEGIANCE** – Mayor Carolyn Blackman to lead those in attendance in the Pledge of Allegiance to the Flag

**C) ROLL CALL** – Acting Municipal Clerk to Conduct Roll Call:

Name	Present	Absent	Excused
Alderman Correa			
Alderman Tapia			
Alderman Ballesteros			
Alderwoman Rugg			
Alderwoman Cruz			
Alderman Valencia			
Alderman Quinones			
Alderwoman Wittner			
Mayor Blackman			

**D) APPROVAL OF MINUTES**

1) Approval of February 23, 2021 Regular Meeting Minutes

**February 23, 2021 Regular Meeting Minutes**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**E) REPORT OF COMMITTEES**

**F) PRESENTATIONS, MUNICIPAL CORRESPONDENCE**

- 1) Correspondence from JIF - 2020-2021 Elected Officials Risk Management Seminar: Employment Practices Liability
- 2) Correspondence from Mayor Carolyn Blackman nominating John O. Bennett III to be Administrator of the Town of Dover / Presentation of Nomination

**Resolution 97-2021 Appointment of John O. Bennett III as Business Administrator**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**G) ORDINANCES FOR FIRST READING**

- 1) Ord. No. 6-2021 – Ordinance Prohibiting the Operation of any Class of Cannabis Businesses within the Geographical Boundaries of the Town of Dover and amending the Code of the Town of Dover

**Introduction of Ord. 6-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

2) Ord. No. 7-2021 – Ordinance Providing for Handicapped Parking Space at 36 Union Street

**Introduction of Ord. 7-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

3) Ord. No. 8-2021 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14)

**Introduction of Ord. 8-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**H) ORDINANCES FOR SECOND READING, PUBLIC HEARING AND ADOPTION**

1) Ord. 2-2021 Amending Chapter 68 “Department of Recreation” of the Code of the Town of Dover to Update the Name and General Duties of the Department

**Open the Public Hearing for Ord. 2-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Close the Public Hearing for Ord. 2-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Adoption of Ord. 2-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

2) Ord. No. 4-2021 – Supporting the Creation, Protection of Long Term Sustainability of Community Gardens.

**Open the Public Hearing for Ord. 4-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Close the Public Hearing for Ord. 4-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Adoption of Ord. 4-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

3) Ord. No. 5-2021 – Supporting the Integration of New Americans and Residents

**Open the Public Hearing for Ord. 5-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Close the Public Hearing for Ord. 5-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**Adoption of Ord. 5-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**I) APPROVAL OF BILLS**

1) Approval of Bills List (Res. 98-2021)

**Resolution 98-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**J) APPROVAL OF RESOLUTIONS**

1) CONSENT AGENDA RESOLUTIONS

- 1) Res. 99-2021 – Res. for Lien Redemption for Block 703, Lot 7 also known as 164 W. Clinton Street, Dover NJ
- 2) Res. 100-2021 – Res. Appointing Special Police Officers for the Town of Dover: Class III Officers Kevin Carroll
- 3) Res. 101-2021 – Res. for Lien Redemption for Block 832, Lot 1.04 also known as 83 White Street, Dover NJ
- 4) Res. 102-2021 – Res. for Lien Redemption for Block 1812, Lot 6 also known as 36 Jordan Terrace, Dover NJ

**Resolutions 99 to 102 2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**2) RESOLUTIONS FOR DISCUSSION AND CONSIDERATION**

- 1) Res. 103 -2021 – Res. Approving Taxis/Limos to be Licensed in the Town of Dover

**Resolution 103-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

- 2) Res. 104 -2021 – Res. Appointing Jonathan Delaney Chief of Police

**Resolution 104-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

3) Res. 105 -2021 – Res. Appointing Police Sergeant

**Resolution 105-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

4) Res. 106 -2021 – Res. Authorizing Inter-Local Transfer for the Police Department

**Resolution 106-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

5) Res. 107 -2021 – Res. Dedicating Capital Grant Repayment and Cancelling Capital Appropriations, both to be applied to Reducing Net Debt

**Resolution 107-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

6) Res. 109 -2021 – Res. Appointing Monica Madin as Special Prosecutor for Code Enforcement Through the Fair and Open Process

**Resolution 109-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

7) Res. 110 -2021 – Res. Appointing Arcari Iovino to Provide Consulting Architectural Services for the Year 2021 Through the Fair and Open Process

**Resolution 110-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

8) Res. 111 -2021 – Res. Condemning Anti-Asian Hate and Rhetoric

**Resolution 111-2021**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

**K) OLD BUSINESS**

1) Comments Received by Planning Board – Ord. 1-2021 RE: Electric Charging Stations

**L) NEW BUSINESS**

**1) NEW BUSINESS ITEMS**

1) Introduction of Municipal Budget – CFO John Gross

**Res. 108-2021 Resolution Approving the Introduction of the Town of Dover 2021**

**Municipal Budget**

	A.M. Correa	A.M. Tapia	A.M. Ballesteros	A.M. Rugg	A.M. Cruz	A.M. Valencia	A.M. Quinones	A.M. Wittner	Mayor Blackman
<b>Motion</b>									
<b>Second</b>									
<b>Yes</b>									
<b>No</b>									
<b>Abstain</b>									

2) Administration Report

**2) ITEMS REQUESTED FOR DISCUSSION BY INDIVIDUAL ALDERMEN**



## **M) PUBLIC COMMENT:**

The Town of Dover highly values the input of residents in making important decisions that affect the residents of our community. We also believe in the rights of residents to observe Governing Body Meetings. To ensure that all of our residents have the opportunity to offer comment, each statement/comment shall be held to a time period of five (5) minutes. Public comment has been solicited via the following manners:

**All comments must include your name and residential address at the beginning of your comment.**

- 1) By hand delivery - Comments may be submitted by hand deliver at Town Hall, located at 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments may be dropped off during normal business hours, which are 8:30a.m. to 4:30p.m. up until 1:00 p.m. the day of the meeting.
- 2) By mail - Comments may be submitted by mail to Town Hall, 37 N. Sussex Street, Dover, NJ 07801 addressed to Acting Municipal Clerk John P. Schmidt. Comments must be received by 1:00 p.m., on the day of the meeting.
- 3) By email – Comments may be submitted until 1:00p.m. on the day of the meeting via email to [publiccomment@dover.nj.us](mailto:publiccomment@dover.nj.us). The Subject of the Email Should be as follows “Public Meeting Comment” followed by the date of the meeting and Name. Example: **Public Comment 4/13/2021 John Public.**
- 4) All comments submitted in writing must include your name and residential address at the beginning of your comment.
- 5) Members of the public may also comment during the public comment portion by raising their hands via the Zoom platform, or if participating via phone by dialing \*9 on your telephonic device. After commenting, please dial \*9 again to lower your hand. All members of the public who wish to comment must state their name and residential address after being recognized to speak.

Public comment portions of our agenda are not structured as question and answer sessions, but rather they are offered as opportunities to share your thoughts with the Mayor and Board of Aldermen. The Mayor and Board will attempt to engage in dialogue but may not be able to respond to all public comments. However, all comments are considered and will be investigated and addressed as appropriate.

If you have a question that we are unable to answer at the Meeting, feel free to submit your questions to the Interim Town Administrator or the Office of the Municipal Clerk, in writing, and include your name, address and telephone number where you can be contacted. The email address of the Interim Town Administrator is [jbennett@dover.nj.us](mailto:jbennett@dover.nj.us) and the email address of the Clerk’s Office is [doverclerk@dover.nj.us](mailto:doverclerk@dover.nj.us). Questions will be answered within a reasonable time.

Please be courteous and mindful of the rights of others when providing comments. Comments may not be abusive, obscene or threatening. All members of the public attending Mayor and Board of Aldermen Meetings must treat each other and the Mayor and Board of Aldermen with respect. Individuals offering comments are not permitted to make personal attacks on any Town Employees, the Mayor or any Member of Town Government, other testifiers or members of the public.

## **ADJOURNMENT**



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 97-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING JOHN O. BENNETT III AS MUNICIPAL ADMINISTRATOR OF THE TOWN OF DOVER

**WHEREAS**, N.J.S.A. 40A:9-136 allows the governing body of any municipality by ordinance to create th office of municipal administrator and delegate to him all or a portion of the executive responsibilities of the municipality; and

**WHEREAS**, Town of Dover Code Section 2-8 provides for the appointment of an Administrator; and

**WHEREAS**, N.J.S.A. 40A:9-137 governs the appointment of an administrator which requires that the mayor of the municipality appointment the administrator with the advice and consent of the governing body; and

**WHEREAS**, the position of Administrator has been currently filled on an Interim basis during which time a search for a permanent Administrator was conducted; and

**WHEREAS**, following a search by the Town of Dover including a search by a consulting firm that specializes in Administrative searches for local municipalities, discussions with members of the community Mayor Carolyn Blackman has appointed John O. Bennett III as Municipal Administrator; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, that John O. Bennett III is hereby appointed as Municipal Administrator to be effective upon the passage of this resolution; and

**BE IT FURTHER RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, that the Mayor and Acting Municipal Clerk are hereby authorized to negotiate an Employment Agreement with John O. Bennett III on behalf of the Town of Dover subject to final approval of the Board of Aldermen.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# **TOWN OF DOVER MAYOR & BOARD OF ALDERMEN**

**ORDINANCE No. 6-2021**

**AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS AND STATE OF NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 236 OF THE TOWN OF DOVER 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, consisting of:

- 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 Distributor license, for businesses involved in transporting cannabis plants in bulk from one 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 purchased 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 3 of the Act defines a “cannabis establishment” as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”); and

**WHEREAS**, Section 31a of the Act authorizes municipalities to adopt by ordinance regulations governing the number of (1) cannabis establishments, (2) cannabis distributors and (3) cannabis delivery services, except for the delivery of cannabis items and related supplies by a cannabis delivery service based and initiated from outside of the municipality; and

**WHEREAS**, Section 31a of the Act also authorizes municipalities to adopt by ordinance regulations governing the local licensing endorsement, location, manner and times of operation of cannabis establishments and cannabis distributors, and the location and manner of cannabis delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, Section 31b of the Act authorizes municipalities to prohibit by ordinance the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality, except for the delivery of cannabis items and related supplies by a delivery service based and initiated from outside of 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 21, 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, in 2026, 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 with appropriate approvals within the municipality; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover has determined that, due to the detrimental impacts that permitting one or more classes of cannabis business might have on New Jersey municipalities in general, and on our community in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Dover’s residents and members of the public who visit, travel, or conduct business in the Town of Dover, to amend the Town of Dover’s

regulations to prohibit all manner of cannabis/marijuana-related within the geographic boundaries of the Town of Dover.

**NOW THEREFORE, BE IT ORDAINED**, by the Mayor and Board of Aldermen of the Town of Dover in the County of Morris and State of New Jersey, as follows:

**SECTION 1.** Article \_\_\_\_\_ of Chapter 236, of the Code of the Town of Dover is hereby amended to read as follows:

**§236-\_\_Definitions.**

For purposes of this Chapter, the following definitions shall apply:

“Cannabis” means all parts of the plant *Cannabis sativa* L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16 for use in cannabis products as set forth in this act, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. “Cannabis” does not include: medical cannabis dispensed to registered qualifying patients pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L.2009, c.307 (C.24:6I-1 et al.) and P.L.2015, c.158 (C.18A:40-12.22 et al.); marijuana as defined in N.J.S.2C:35-2 and applied to any offense set forth in chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L.2001, c.114 (C.2C:35B-1 et seq.), or marijuana as defined in section 2 of P.L.1970, c.226 (C.24:21-2) and applied to any offense set forth in the “New Jersey Controlled Dangerous Substances Act,” P.L.1970, c.226 (C.24:21-1 et al.); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the “New Jersey Hemp Farming Act,” P.L.2019, c.238 (C.4:28-6 et al.).

“Cannabis cultivator” means any licensed person or entity that grows, cultivates, or produces cannabis in this State, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“Cannabis delivery service” means any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer.

“Cannabis distributor” means any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment, and may

engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities.

“Cannabis establishment” means a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

“Cannabis manufacturer” means any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“Cannabis retailer” means any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off- premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer.

“Cannabis wholesaler” means any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers.

#### **§236-\_\_\_ Cannabis establishments, distributors and delivery services prohibited.**

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 Town of Dover, except for the delivery of cannabis items and related supplies by a licensed cannabis delivery service based and initiated from a cannabis delivery service licensed location outside of the Town of Dover.

**SECTION 2.** Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

**SECTION 3.** In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

**SECTION 4.** This Ordinance shall take effect in accordance with the law.

\_\_\_\_\_  
Carolyn Blackman, Mayor

Attest:

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

**INTRODUCED:** \_\_\_\_\_

**ADOPTED:** \_\_\_\_\_

DRAFT





# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 7-2021

## ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER PROVIDING FOR HANDICAPPED PARKING SPACE AT 36 UNION STREET

**BE IT ORDAINED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey, as follows:

**SECTION 1.** Description for handicap parking space to be located at 36 Union Street:

Said handicap parking space shall be located along the easterly curb line of Union Street beginning at a point 30 feet south of the southeasterly curb line intersection of Richards Avenue and Union Street thence continuing in a southerly direction for a distance of 20 feet to a point.

**SECTION 2.** All ordinances or parts of ordinances inconsistent with this within ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court 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 hereof.

**SECTION 4.** The Ordinance shall take effect in accordance with law.

\_\_\_\_\_  
Carolyn Blackman, Mayor

Attest:

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

**INTRODUCED:** \_\_\_\_\_

**ADOPTED:** \_\_\_\_\_



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 8-2021

CALENDAR YEAR 2021

**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. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% 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 Mayor and Board of Aldermen of the Town of Dover in the County of Morris finds it advisable and necessary to increase its CY 2021 budget limit 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 Mayor and Board of Aldermen hereby determines that a 3.5 % increase in the budget limit for said year, amounting to \$698,823.72 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Board of Aldermen 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 Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, 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 Town of Dover shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$698,823.72 and that the CY 2021 municipal budget for the Town of Dover be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any 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,





# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 2-2021

## ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING CHAPTER 68 'DEPARTMENT OF RECREATION', OF THE CODE OF THE TOWN OF DOVER TO UPDATE THE NAME AND GENERAL DUTIES OF THE DEPARTMENT

**WHEREAS**, the governing body of a municipality may make, amend, repeal, and enforce ordinances to adopt policies and procedures for the improvement of programs and services to enhance the residents' welfare; and

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover are committed to providing equitable access to arts and culture programs and initiatives for all our residents; and

**WHEREAS**, the Mayor and Board of Aldermen believes our town has a rich and varied collection of assets, including the diversity of its population, to develop a powerful and comprehensive plan to make Dover an arts and culture destination in the region; and

**WHEREAS**, equitable access to diverse and inclusive arts and cultural experiences, programs and initiatives improves the quality of life of our residents and visitors; and

**WHEREAS**, the creation of cultural programs and initiatives will strengthen our local economy by attracting artists and visitors and create opportunities in a range of creative fields; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, that Chapter 68 of the Town Code entitled, "Department of Recreation" is hereby amended to read as follows:

### **SECTION 1**

#### **§ 68-1 Department of Recreation; creation thereof.**

The name of the Department shall be amended to read as follows:

#### **§ 68-1 Department of Recreation, Arts and Cultural Affairs; creation thereof.**

Chapter 68 of the Revised Ordinances of the Town of Dover is hereby amended to rename the Department of Recreation call the Department of Recreation, Arts and Cultural Affairs.

### **SECTION 2**

**§68-2 Department of Recreation, Establishment; general duties** of the Dover Code shall be amended to read as follows:

#### **§ 68-2 Department of Recreation, Arts and Cultural Affairs; establishment, general duties.**

The Department of Recreation, Arts and Cultural Affairs shall:

- a. Administer, operate and formulate recreational, arts and cultural indoor and outdoor programs and activities for children and adults during the entire calendar year
- b. Administer and operate facilities, functions and activities relating to public recreation, arts and cultural activities
- c. Use Town and public school property and buildings by agreement with the Dover Board of Education, to the extent that such property may be adaptable and available for use in recreational and arts and cultural program and purposes
- d. Plan and develop public recreational and arts and cultural areas and facilities
- e. Cooperate with the Recreation Advisory Committee, any special events committee and with civic and community organizations in sponsoring a broad range of recreational, arts and cultural activities for the resident of the Town of Dover.

### **SECTION 3**

**§68-3. Management of the Recreation Department** of the Dover Code shall be amended to read in its entirety as follows:

#### **§ 68-3 Management of the Department of Recreation, Arts and Cultural Affairs**

The staff of the Department of Recreation, Arts and Cultural Affairs shall report to the Town Administrator who shall supervise all full-time and part-time employees in the Department of Recreation, Arts and Cultural Affairs as such employees may be appointed by the Mayor and Board of Alderman.

### **SECTION 4**

**§68-4 Administration of the Recreation Department; powers and duties** of the Dover Code of the shall be amended to read in its entirety as follows:

#### **§68-4 Administration of the Department of Recreation, Arts and Cultural Affairs; powers and duties.**

The Town Administrator shall carry out the policies established by the Mayor and Board of Aldermen for community recreation, arts and cultural programs and initiatives; plan, promote, organize and administer a comprehensive recreation and arts and cultural affairs service for the entire community; establish administrative procedures to assure maximum service provided at a reasonable cost; check the effectiveness of the recreation and arts and cultural services; study community recreation and arts and cultural affairs needs to develop immediate and long-range plans to meet these needs; interpret the recreation organization, its philosophy, and objective as well as the arts and cultural needs of the community; establish and maintain cooperative planning and working relationships with all other local community agencies and interested individuals; organize, train, and supervise subordinates and provide them with needed advice and assistance when difficult and unusual problems arise; recommend budget estimates to the Mayor and Board of Aldermen and keep appropriate records of receipts and expenditures; recommend the acquisition, design and construction of facilities; direct the operation of recreation and arts and cultural facilities in areas and arrange for their proper maintenance and operation; prepare suitable

and comprehensive reports; interpret and stimulate public interest in recreation and arts and cultural activities; direct the establishment and maintenance of complete records of recreation and arts and cultural activities and services, correspondence, personnel and property; and perform such other duties as may be assigned by the Mayor and Board of Aldermen.

## **SECTION 5**

**§68-5 Sponsoring of events; charges and fees** of the Dover Code of the shall be amended to read in its entirety as follows:

### **§68-5 Sponsoring of events; charges and fees**

The Department of Recreation, Arts and Cultural Affairs may sponsor, arrange, and provide for the giving of indoor and outdoor exhibitions, concerts, games, and contests and may use and employ public property for such purposes. The Department may charge and collect for the use of the Town a reasonable admission fee for each person entering or using facilities, exhibitions, concerts, games, or contests.

## **SECTION 6**

**§ 68-6. Rules and regulations; violations and penalties** of the Dover Code of the shall be amended to read in its entirety as follows:

### **§ 68-6. Rules and regulations; violations and penalties.**

The Department of Recreation, Arts and Cultural Affairs, with the approval of the Town Administrator, may adopt reasonable rules and regulations for the use of Town facilities and for the conduct of all persons while on or using public or private property devoted to or being utilized for Town recreational and arts and cultural affairs purposes. Any rules and regulations adopted shall be filed with the Town Clerk, and copies shall be provided to the Mayor and Board of Aldermen within 15 days of their adoption. The Mayor and Board of Aldermen shall have the right to repeal or amend any rules and regulations adopted by the Department of Recreation, Arts and Cultural Affairs. Appropriate signs shall be posted to notify the public of the rules and regulations, and the copy of the rules and regulations on file with the Town Clerk shall be the official version of the rules and regulations. Any person who shall violate any rule or regulation shall, upon conviction, be subject to the general penalty prescribed in the Revised Ordinances of the Town of Dover.

## **SECTION 7**

**§ 68-7. Recreation Advisory Committee** of the Dover Code of the shall be amended to read in its entirety as follows:

### **§ 68-7. Recreation, Arts and Cultural Advisory Committee.**

The Mayor shall appoint a Recreation, Arts and Cultural Affairs Advisory Committee, to consist of up to nine members, with a majority percentage of those appointed to be residents of Dover, to advise the Mayor, Board of Aldermen, and the Town Administrator regarding the Town's recreational and arts and cultural initiative needs, including program, facility and equipment needs. The Recreation, Arts and Cultural Affairs Advisory Committee shall develop the Recreation, Arts

& Culture Master Plan a first town-wide recreational and cultural assessment of the community, which will provide long-term direction for planning efforts in the recreation, arts and cultural area. Appointments shall be for a period of one year, ending on December 31<sup>st</sup> of each year.

**SECTION 8**

If any Chapter, Article, Section, or Subsection, clause, phrase or this Ordinance is for any reason held unconstitutional or invalid by any court of competent jurisdiction such decisions shall not effect the remaining portions of this ordinance.

**SECTION 9**

All ordinances or parts of ordinances, rules or regulations of the Town of Dover, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of any inconsistency.

**SECTION 10**

This ordinance shall take effect upon the passage and publication according to law.

\_\_\_\_\_  
Carolyn Blackman, Mayor

Attest:

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

**INTRODUCED:** 2-23-2021

**ADOPTED:** \_\_\_\_\_



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 4-2021

## AN ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER SUPPORTING THE CREATION, PROTECTION OF LONG- TERM SUSTAINABILITY OF COMMUNITY GARDENS

### SYNOPSIS

The “Community Garden Act” provides a regulatory framework for the construction and operation of the Dover Community Garden in the Town of Dover, County of Morris, State of New Jersey.

**BE IT ENACTED** *by the Mayor and Board of Alderman of the Town of Dover, County of Morris, State of New Jersey:*

This act shall be known and may be cited as the “Community Garden Act.”

**WHEREAS**, the governing body of a municipality may make, amend, repeal, and enforce ordinances to adopt policies and procedures for the protection of public health, safety and welfare; and

**WHEREAS**, Community Gardens are any piece of private or public land where plants are grown and maintained by a group of individuals in the community. Community Gardens often produce food for individual consumption, and may produce food for charitable purposes, be designed for beautification of the community, and/or be used for educational purposes; and

**WHEREAS**, Community Gardens make a significant contribution to the civic and cultural life of communities and create gathering places that bring people together across boundaries of age and ethnicity; and

**WHEREAS**, Community Gardens provide access to healthy foods for people of all economic backgrounds, allowing residents to improve nutrition and lower food costs; and

**WHEREAS**, Community Gardens serve as a tool to fight obesity by positively contributing to the physical activity of participants, increasing access to nutritional foods, and serving as an important environmental and health educational tool; and

**WHEREAS**, Community Gardens provide positive attributes as urban green spaces: they beautify areas, build a sense of community among neighbors, abate criminal activity, and prevent trash accumulation, dumping, and littering in otherwise unused spaces; and

**WHEREAS**, Community Gardens contribute to the preservation, access to, and use of open spaces, vacant lots, and public parks; and



**WHEREAS**, Community Gardens empower residents to become more active in their communities, cultivating cross-cultural and intergenerational volunteers and leaders who come together to preserve open space and create gardens for the benefit of present and future generations.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover support the creation of sustainable Community Gardens on both public and private property and will establish policies and procedures to ensure the success of Community Gardens on both public and private property; and

**BE IT FURTHER RESOLVED** that the Town of Dover will work with local non-profit organizations, faith-based leaders, volunteer gardeners, and residents to identify public and private land suitable for Community Gardens; and

**BE IT FINALLY RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, as follows:

**SECTION 1.** That *Chapter 384* is hereby entitled “**Community Garden Act**,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

## **§ 384-1 Community Gardens**

### **A. Establishment**

#### **1. Purpose:**

The purpose of this section is to provide a regulatory framework for the construction and operation of the Community Garden(s) within the Town of Dover.

#### **2. Location:**

A permanent Community Garden is hereby established within the Town of Dover, to be located at Block 1905 – Lot 41, known as Richards Avenue Park. The Town of Dover may dedicate other public spaces for additional Community Gardens.

#### **3. Use:**

##### **a. Charitable**

The Community Garden of the Town of Dover shall be available for the purpose of growing fruits, vegetables, flowers, and herbs, and the crop yields shall be donated to food pantries and soup kitchens located within the Town of Dover.

##### **b. Educational**

The Community Garden of the Town of Dover shall also serve as an educational space for residents to learn about food self-sustainability and the process of growing vegetables, fruits, flowers, and herbs.

#### **4. Operation:**

The Community Garden shall be operated by a group of residents and local non-profit volunteers as per section 384-1B of this Chapter. This group shall be known as the Dover Community Garden Advisory Committee.

#### **5. Fees:**

No plots of the Community Garden located at Block 1905 – Lot 41 in Richards Avenue Park shall be available for rent to residents. The Town of Dover may develop additional

spaces for additional Community Gardens and may rent plots to residents of the Town of Dover within these additional spaces.

## **B. Dover Community Garden Advisory Committee**

### **1. Appointment:**

The Dover Community Garden Advisory Committee shall be composed by a total of nine (9) members. Seven (7) of the members shall be residents of the Town of Dover and two shall be members of Dover charitable non-profit organizations, food pantries, or soup kitchens located in and serving residents of the Town of Dover.

### **2. Term:**

Advisory committee members shall be appointed every year by the Mayor and Board of Aldermen during the annual reorganization meeting for a term of one calendar year expiring on December 31 of the same year. Any vacancy occurring in a term of membership shall be filled in the same manner as the original appointment for the unexpired term.

### **3. Responsibilities:**

#### **a. Design and Implementation**

The Dover Community Garden Advisory Committee shall be responsible for the initial design and implementation of the Community Garden.

#### **b. Daily Operation**

The Dover Community Garden Advisory Committee shall be responsible for the daily operations of the Community Garden.

#### **c. Annual Budget and Donations**

The Dover Community Garden Advisory Committee shall be responsible for developing an annual operational budget and securing charitable donations to operate and maintain the Community Garden in coordination with the Mayor and the Board of Aldermen.

#### **d. Educational Campaign**

The Dover Community Garden Advisory Committee shall be responsible for developing a comprehensive educational and awareness campaign to reach the Town's residents in coordination with the Mayor and the Board of Aldermen.

#### **e. Enforcement of Rules, Regulations & Specifications**

The Dover Community Garden Advisory Committee shall be responsible for enforcing all the rules, regulations, and specifications set for in section 384-1C of this Chapter.

## **C. Rules, Regulations & Specifications**

The Community Garden shall be subject to the following rules, regulations, and specifications:

### **1. Hours:**

Dawn to dusk. Fence/gate must be kept closed and locked at all times when no gardeners are present.

### **2. Season:**

April 1 through November 15 or as otherwise established by the Dover Community Garden Advisory Committee. Any deviation from the identified season must be provided simultaneously in writing (email acceptable) to the Town Administrator, the Department of Public Works, the Chief Law Enforcement Officer, and the Chair of the Economic Development and Redevelopment Committee. Cultivation and planting must be started by May 1, and plots must be tended through the time of fall cleanup. The Dover Community

Garden Advisory Committee and their volunteer gardeners are expected to spend an appropriate amount of time in maintaining the Community Garden so that it remains attractive (recommended minimum four hours per week).

**3. Parking:**

In designated or legal parking areas only.

**4. Structures:**

Elaborate garden structures, fountains or the use of multiple decorative items are prohibited. However, stakes, tomato cages and similar gardening devices are allowed and must be stored and secured at the end of each season (wooden devices must be made of non-chemical treated wood).

**5. Raised Beds:**

The Community Garden located at Richards Avenue Park shall be made of raised beds made of food safe wood. Chemical-treated or pressure-treated wood shall not be allowed.

**6. ADA Accessible:**

Raised beds and educational areas should be accessible to residents with disabilities and the minimum width of a clear aisle must be 32 inches or more to allow a general wheelchair to pass between raised beds and passageways.

**7. Weeds:**

All waste, weeds, etc., shall be disposed of off-site except for compostable matter, which may be disposed of in areas designated by the Dover Community Garden Advisory Committee. No illegal or invasive species of plants are permitted.

**8. Water:**

If water is available at the Community Garden, please note that water from the watering spigots or rainwater storage containers provided in the Community Garden should be treated as nonpotable and is for use in the Community Garden only. Hoses are not permitted. Water must be securely turned off after each use.

**9. Fertilizers and pesticides:**

The use of nonorganic pesticides, fungicides, herbicides and fertilizers is prohibited.

**10. Tools and Storage:**

The Dover Community Garden Advisory Committee and their volunteer gardeners are responsible for storing tools in the designated shed(s) within the Community Garden.

**11. Children:**

Children under 18 must be supervised by an adult. Pets and other animals are always prohibited.

**12. Smoking/Vaping/Tobacco/Alcohol products:**

Smoking of any substance and Vaping of any substance is prohibited at all times. Chewing tobacco is prohibited at all times. Alcohol is prohibited at the Community Garden at all times.

**13. Rules of conduct:**

All volunteer gardeners and visitors shall observe all laws of the State of New Jersey, all ordinances of the Town of Dover, the rules of conduct established by the Dover Community Garden Advisory Committee, as well as the rules and regulations for the use of Town of Dover parks and recreation spaces, and all other regulations set forth in the Town of Dover Code.

**14. Indemnification:**

All persons using the Community Garden assume any and all risks associated with the use of the Community Garden. Prior to use of the Community Garden, each person shall execute and deliver to the Town of Dover a hold harmless and indemnification agreement, which the Town shall provide. No person shall be permitted to participate in the Community Garden until said hold harmless and indemnification agreement shall be signed and filed with the Clerk of the Municipality.

**15. Violations:**

Use of the Community Garden is a privilege. The Town of Dover reserves the right to suspend or permanently revoke the use of the Community Garden by any person for failure to observe the rules and regulations established in this article or by the Dover Community Garden Advisory Committee. Upon violation of any rule or regulation, a written notice will be issued, and the violator will be given a reasonable opportunity to correct the violation. If the violation does not cease or is not cured within 14 days, a second written notice will be issued. If the violation has not ceased or been cured within 14 days of the second notice, the person's entrance to the Community Garden may be revoked. Any violation of any federal laws or State of New Jersey laws may result in immediate suspension or revocation of all Garden privileges without notice pending the conclusion of an investigation by the proper authorities and possibly an internal administrative investigation. Volunteer Gardeners and visitors may also be suspended for any period of time ranging from 24 hours to Until Further Notice (UFN) for a violation or pending an investigation into any allegations of a violation of any regulation of the Garden, ordinance of the Town of Dover, or any state or federal law.

**SECTION 2:** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of any inconsistency.

**SECTION 3:** If any section, subsection, paragraph, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**SECTION 4:** This ordinance shall take effect upon the passage and publication according to law.

Attest:

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**INTRODUCED:** 3-23-2021

**ADOPTED:** \_\_\_\_\_



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE NO. 5-2021

## AN ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER SUPPORTING THE INTEGRATION OF NEW AMERICANS AND RESIDENTS

### SYNOPSIS

“New Americans Integration Act,” provides a regulatory framework for the development of comprehensive programs and initiatives to integrate New Americans and new residents to our community in the Town of Dover, State of New Jersey.

**BE IT ENACTED** by the Mayor and Board of Alderman of the Town of Dover, County of Morris, State of New Jersey:

This act shall be known and may be cited as the  
“New Americans Integration Act”

**WHEREAS**, the governing body of a municipality may make, amend, repeal and enforce ordinances to adopt policies and procedures for the protection of public health, safety and welfare; and

**WHEREAS**, on May 12, 2015 the Mayor and Board of Alderman adopted unanimously a resolution supporting driver licenses for undocumented immigrants; and

**WHEREAS**, on December 22, 2015 the Mayor and Board of Alderman adopted unanimously an ordinance creating a municipal identification program becoming the third municipality in New Jersey to adopt this initiative, and

**WHEREAS**, on July 11, 2017 the Mayor and Board of Alderman adopted unanimously a resolution designating the Town of Dover a Fair and Welcoming Community; and

**WHEREAS**, the Mayor and Board of Aldermen believe it is in the best interests of the Municipality to develop a comprehensive plan for addressing the needs of our New Americans and new residents; and

**WHEREAS**, a core value of this Mayor and Board of Aldermen is inclusion, the Town of Dover shall foster a culture and environment that makes it a vibrant, global town where our immigrant, refugee and new residents can fully participate in and be integrated into the social, civic, and economic fabric of Dover; and

**WHEREAS**, on January 28, 2020 the Mayor and Board of Aldermen adopted unanimously Ordinance 1-2020 the Mayor and Board of Aldermen which established a Wage Theft Prevention Act; and

**WHEREAS**, on August 25, 2020 the Mayor and Board of Aldermen adopted unanimously Resolution 207-2020 declaring racial inequity a public health crisis; and

**WHEREAS**, on February 9, 2021 the Mayor and Board of Aldermen passed Resolution 72-201 in support of President Biden’s comprehensive and humane immigration reforms proposal; and

**WHEREAS**, the Town of Dover is committed to continue building a welcoming, safe, and hate-free environment in all our neighborhoods, where all immigrants and refugees are welcomed, accepted, and integrated; and

**WHEREAS**, the Town of Dover encourages business leaders, civic groups, community institutions, and residents to join in a community-wide effort to adopt policies and practices that promote integration, inclusion, and equity; and

**WHEREAS**, according to the 2015-2019 U.S. Census – Quickfacts Report 46% of the population of the Town of Dover is foreign born, 69% speak a language other than English, and 68% of the population is Hispanic/Latino; and

**WHEREAS**, according to the 2015-2019 U.S. Census – Quickfacts Report, the annual per capita income averages \$29,026 and \$71,903 per household; and

**WHEREAS**, according to “Citizen Gain: The Economic Benefits of Naturalization for Immigrants and the Economy,” p.7. becoming an U.S. Citizen improves one’s standard of living where naturalized immigrants make at least \$10,000 more in income on average than non-citizen immigrants and are at least half as likely to live below the poverty line; and

**WHEREAS**, naturalized citizens are almost twice as likely as non-citizens to be homeowners (65 percent vs. 34 percent); and

**WHEREAS**, through naturalization, immigrants are more likely to integrate into their local communities through educational advances, home ownership, and an increased standard of living; and

**WHEREAS**, according to the Center and Migration Studies (CMS), about 311,000 immigrants in New Jersey are eligible to obtain naturalization; and

**WHEREAS**, New Jersey has the fifth largest immigrant population in the United States with more than 2 million foreign-born residents and the third largest proportion of immigrant residents; and

**WHEREAS**, on July 4, 2019, Governor Murphy signed Executive Order No. 74 to advance immigration integration and welcoming strategies in New Jersey and directing the Departments of Human Services and Labor and Workforce Development to collaboratively develop and launch an Office of New Americans (“ONA”), with the mission of empowering immigrants and refugees throughout the state; and

**WHEREAS**, the Town of Dover needs to fully engage New Americans and residents and encourage them to take part in our government, economy and community; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover supports the integration of New Americans and new residents to the fabric of our Town; and

**BE IT FURTHER RESOLVED** the Town of Dover will work with all its departments and employees, board and commissions, local non-profit organizations, faith-based organizations, civic leaders, labor and Civil Rights leaders, local businesses, and state and national government entities and representatives to develop comprehensive programs and initiatives to integrate New Americans and residents to our Town; and

**BE IT FINALLY RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, as follows:

**SECTION 1.** That the *Chapter 385* is hereby entitled “**New Americans Integration Act**,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

**§ 385-1 New Americans Integration Act**

**A. Establishment**

**1. Purpose:**

The purpose of this section is to provide the framework for the design of programs and initiatives to fully integrate New Americans and residents within the Town of Dover.

**2. Guiding Principles:**

The design of programs and initiatives to fully integrate New Americans in the Town of Dover shall follow the following guiding principles:

- a. Directly engage immigrant communities and new residents.
- b. Promote opportunity, equity, integration, inclusion, and economic mobility.
- c. Build trust and protect immigrant communities.

**B. Programs and Initiatives**

The New Americans Integration Act shall develop and implement programs, initiatives, and campaigns, and build partnerships with diverse organizations and institutions aimed to:

1. Developing and distributing of a comprehensive Welcoming Community Toolkit
2. Supporting job skills and professional development for New Americans
3. Connecting New Americans to business resources to harness their entrepreneurial spirit and nurturing entrepreneurship and small business growth
4. Strengthening outreach to immigrants and refugees to promote awareness of labor protections and rights
5. Reinforcing the connections between New Americans and our communities through civic engagement and other opportunities

6. Increasing access to English-for-Speakers-of-other-Languages (ESOL) training and Expanding the opportunities for linguistic integration and education
7. Preparing New Americans for the naturalization process and increase the availability of reduced-cost legal services for immigrants and refugees
8. Maximizing the number of young people receiving Deferred Action for Childhood Arrivals (DACA)
9. Promoting productive engagement between New Americans and law enforcement.
10. Reducing exploitation of New Americans by scammers and con artists including but not limited to Notario Fraud
11. Ensuring and enhancing language access at the various departments of the Town of Dover
12. Encouraging New Americans to volunteer and serve in their communities
13. Enhancing opportunities for home ownership for New Americans
14. Connecting New Americans with developmental disabilities and their families with needed resources, information, and services
15. Educating New Americans on the basics of our legal system and how to navigate the different levels and branches of government and the various services and programs available to them at the local, county, state, and federal levels
16. Supporting and developing programs and materials that educate New Americans about the history, architecture, and culture of the Town of Dover, State of New Jersey, and the United States of America
17. Supporting and developing programs and materials that promote respect amongst all members of our community

### **C. Implementation**

Any and all programs, initiatives, campaigns and partnerships set forth in article B of this act shall be implemented by the Office of the Mayor, the Town Business Administrator, the Municipal Attorney, the Constituent Affairs Coordinator, in conjunction with a Standing Committee on New Americans and Integration composed of up to three Aldermembers, who shall be appointed annually by the Mayor during the re-organization meeting. Nothing herein shall be construed as to restrict access to programs or materials created or produced pursuant to this ordinance to any resident of the Town of Dover.

SECTION 2: All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of any inconsistency.

SECTION 3: If any section, subsection, paragraph, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

SECTION 4: This ordinance shall take effect immediately upon publication as provided by law.



\_\_\_\_\_  
Carolyn Blackman, Mayor

Attest:

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

**INTRODUCED:** 3-9-2021

**ADOPTED:** \_\_\_\_\_

DRAFT



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 98-2021 BILL LIST RESOLUTION

**WHEREAS**, the Mayor and Board of Aldermen of the Town of Dover have examined all bills presented for payment; and

**WHEREAS**, the Chief Financial Officer has certified that there are sufficient funds in the account(s) to which respective bills have been charged.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Dover do hereby approve the bills as listed; and

**BE IT FURTHER RESOLVED** that the proper officials are hereby authorized to sign the checks for payment of same.

CURRENT APPROPRIATIONS RESERVE ACCT claims in the amount of:	\$9,493.11
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$2,695,347.36
GENERAL CAPITAL ACCT claims in the amount of:	\$5,854.00
WATER UTILITY RESERVE ACCT claims in the amount of:	\$3,316.02
WATER UTILITY ACCT claims in the amount of:	\$155,383.84
WATER CAPITAL ACCT claims in the amount of:	\$160,915.74
PARKING UTILITY RESERVE ACCT claims in the amount of:	\$0.00
PARKING UTILITY ACCT claims in the amount of:	\$7,985.27
PARKING CAPITAL ACCT claims in the amount of:	\$0.00
ANIMAL CONTROL TRUST ACCT claims in the amount of:	\$0.00
EVIDENCE TRUST ACCT claims in the amount of:	\$0.00
RECYCLING TRUST ACCT claims in the amount of:	\$81.00
COUNTY FORFEITED ASSETS TRUST ACCT claims in the amount of:	\$0.00
FEDERAL FORFEITED ASSETS ACCT claims in the amount of:	\$0.00
TRUST/OTHER ACCT claims in the amount of:	\$4,444.50
COAH TRUST ACCT claims in the amount of:	\$0.00
<b>TOTAL CLAIMS TO BE PAID</b>	<b>\$3,042,820.84</b>

**BE IT FURTHER RESOLVED** that the following claims have been paid prior to the Bill List Resolution in the following amounts:

TRUST/OTHER ACCT claims in the amount of:	\$20.00
CURRENT APPROPRIATIONS ACCT claims in the amount of:	\$2,976.00
PARKING UTILITY ACCT claims in the amount of:	\$0.00
WATER UTILITY OPERATING claims in the amount of:	\$1,259.79
<b>TOTAL CLAIMS PAID</b>	<b>\$4,255.79</b>

### **TOTAL BILL LIST RESOLUTION**

**\$3,047,076.63**

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

ADOPTED: 4/13/2021



# **TOWN OF DOVER MAYOR & BOARD OF ALDERMEN**

## **RESOLUTION NO. 99-2021**

### **RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY FOR LIEN REDEMPTION FOR BLOCK 703, LOT 7 KNOWN AS 164 W. CLINTON STREET**

**WHEREAS**, at the Municipal Tax Sale held on December 30, 2020 a lien was sold on Block 703 Lot 7, also known as 164 W. Clinton Street, Dover, New Jersey for delinquent 2019 taxes; and,

**WHEREAS**, this lien, known as Tax Sale Certificate No. 19-00002 was sold to Henry Hansch, Jr; and;

**WHEREAS**, redemption fees for Certificate 19-000002 were received in full.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey as follows that the Treasurer is authorized to issue a check in the amount of \$9,133.06 for redemption payment payable to Henry Hansch, Jr, 504 Chandler Lane, Whippany, NJ 07981-1439.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### **CERTIFICATION**

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 100-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING SPECIAL POLICE OFFICERS CLASS III FOR THE TOWN OF DOVER

**WHEREAS**, the Mayor and Board of Aldermen adopted Ordinance **25-2020** on December 1, 2020 amending Chapter 57 to allow for the appointment of Class III Special Police Officers to be appointed annually by the Mayor and Board of Aldermen; and

**WHEREAS**, a search was conducted to fill the Class III Special Police Officers positions; and

**WHEREAS**, the administration of the Police Department and Town Administrator determined that there was a need to fill the vacant positions and advertised the available positions and conducted interviews, and

**WHEREAS**, following interviews, the Chief Law Enforcement Officer and Business Administrator have recommended candidates be hired at a salary of \$30.00 per hour, and

**NOW, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, in the County of Morris, State of New Jersey, that the following be and are hereby appointed SPECIAL POLICE OFFICERS for the Town of Dover with a term expiring December 31, 2021:

**Class III Special Police Officers**  
Kevin Carroll

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021.

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 101-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY FOR LIEN REDEMPTION FOR BLOCK 832, LOT 1.04 KNOWN AS 83 WHITE STREET

**WHEREAS**, at the Municipal Tax Sale held on November 14, 2019 a lien was sold on Block 832 Lot 1.04, also known as 83 White Street, Dover, New Jersey for delinquent 2018 taxes; and,

**WHEREAS**, this lien, known as Tax Sale Certificate No. 18-00001 was sold to Pro Cap 8 LLC/US Bank Cust; and;

**WHEREAS**, redemption fees for Certificate 18-00001 were received in full.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey as follows that the Treasurer is authorized to issue a check in the amount of \$34,243.33 for redemption payment payable to Pro Cap 8 LLC/US Bank, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

ADOPTED: \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 102-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY FOR LIEN REDEMPTION FOR BLOCK 1812, LOT 6 KNOWN AS 36 JORDAN TERRACE

**WHEREAS**, at the Municipal Tax Sale held on May 24, 2018 a lien was sold on Block 1812 Lot 6, also known as 36 Jordan Terrace, Dover, New Jersey for delinquent 2017 taxes; and,

**WHEREAS**, this lien, known as Tax Sale Certificate No. 17-00009 was sold to Skyview Investors LLC; and;

**WHEREAS**, redemption fees for Certificate 17-00009 were received in full.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris, State of New Jersey as follows that the Treasurer is authorized to issue a check in the amount of \$34,125.12 for redemption payment and Premium made at time of sale payable to Skyview Investors LLC., 184 S. Livingston Avenue, Suite 9-152, Livingston, NJ 07039.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 103-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPROVING TAXIS/LIMOS TO BE LICENSED IN THE TOWN OF DOVER

WHEREAS, the following companies, have applied for a license to operate the vehicle(s) listed below on Schedule A hereto and made a part hereof as taxicab(s)/limo(s) in the Town of Dover; and

WHEREAS, the appropriate municipal departments have reviewed the application(s) as required and have no objections to same being licensed as taxicab(s)/limo(s);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that the taxicab(s)/limo(s) listed below are hereby approved for taxi/limo license(s) in the Town of Dover.

#### FIRST CLASS OF DOVER

2013 TOYOTA	OT1575	5TDKK3DC6DS330270	TAXI #4
2011 TOTOTA	OT408C	4T1BF3EK6BU150463	TAXI #5
2014 TOYOTA	OT4528	5TDZK3DCXES449181	TAXI #8
2012 TOYOTA	OT4518	4T1BF1FK7CU049081	TAXI #3

#### PREMIER CAR SERVICES CORP

2014 TOYOTA	OT386C	4T1BF1FKXEU383852	TAXI #16
2012 DODGE	OT340A	2C4RDGBG4CR213817	TAXI #19
2015 TOYOTA	OT403C	5TDKK3DC1FS629412	TAXI #30
2015 HONDA	OT401C	1HGCR2F32FA005396	TAXI #22

#### CARMEN TAXI SERVICE INC.

2012 TOYOTA	OT379C	5TDKK3DC0CS205201	TAXI #42
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ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

ADOPTED: \_\_\_\_\_

#### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 104-2021

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,  
COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING JOHNATHAN DELANEY AS  
CHIEF OF POLICE**

**WHEREAS**, a vacancy exists in the position of Chief of Police by reason of the retirement of the former Chief;  
and

**WHEREAS**, the Mayor and Board of Aldermen heretofore appointed Jonathan Delaney as Deputy Chief of  
Police of the Police Department by Resolution 149-2020; and

**WHEREAS**, the Police Committee and Personnel Committee have made a recommendation for the promotion  
of Deputy Chief Jonathan Delaney to the position of Chief of Police after giving due regard and consideration to  
all applicable Ordinances, Laws and Civil Service Requirements; and

**WHEREAS**, the Mayor and Board of Aldermen finds and determines that this candidate meets and exceeds all  
qualification requirements for appointment to said position;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County  
of Morris and State of New Jersey that Deputy Chief Jonathan Delaney is hereby promoted and appointed to  
the position of Chief of Police effective April 13, 2021; and

**BE IT FURTHER RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, by the Mayor  
and Board of Aldermen of the Town of Dover, that the Mayor, Administrator and Acting Municipal Clerk are  
hereby authorized to negotiate an Employment Agreement with Jonathan Delaney on behalf of the Town of Dover  
subject to final approval of the Board of Aldermen.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey,  
do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted  
by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk





# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 105-2021

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,  
COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING KRZYSZTOF J. WOJTYLO AS  
POLICE SERGEANT**

**WHEREAS**, the Administration Department and the Deputy Chief has determined that a need exists to promote a Police Officer to Police Sergeant; and

**WHEREAS**, there is an active Civil Service List and the top individual on the eligible list is Police Officer Krzysztof F. Wojtylo who has been employed with the Dover Police Department since May 30, 2014; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey that Krzysztof F. Wojtylo is promoted to the rank of Sergeant and will be paid in accordance to the existing Collective Bargaining Agreement.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

RESOLUTION NO. 106-2021

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER,  
COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING AN INTER-LOCAL  
GOVERNMENT TRANSFER FOR POLICE OFFICER GERMAN LIRANZO**

**WHEREAS**, the Administration Department and the Deputy Chief has determined there exists a need to hire another Police Officer within the Police Department of the Town of Dover; and

**WHEREAS**, it has been recommended by the Deputy Chief that Dover hire German Liranzo who has been a Police Officer in the Borough of North Arlington since 2017; and

**WHEREAS**, the Civil Service Commission has authorized an Inter-Local Government Transfer request for Police Officer German Liranzo to transfer from the North Arlington Police Department to the Dover Police Department; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey approves the above transfer and hiring of German Liranzo as a member of the Dover Police Department who shall be paid in accordance to the existing Collective Bargaining Agreement.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

### CERTIFICATION

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# **TOWN OF DOVER MAYOR & BOARD OF ALDERMEN**

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## **RESOLUTION NO. 107-2021**

### **RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY RESOLUTION DEDICATING CAPITAL GRANT REPAYMENT AND CANCELING CAPITAL APPROPRIATIONS, BOTH TO BE APPLIED TO REDUCING NET DEBT**

**WHEREAS**, on or about July 2017, the Town entered into a First Amendment to the Redevelopment Agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC for the redevelopment of Block 1216, Lot 3 and Block 1217, Lots 9 & 20 which provided for, amongst other terms, an \$8 million Grant from Dover taxpayers to the developer as an additional redeveloper incentive; and

**WHEREAS**, later that year, the Town of Dover approved a \$8 million Bond Ordinance to finance the abovementioned \$8 million grant, with no guarantee of return; and

**WHEREAS**, in 2018 the Town of Dover approved the purchase of Berkeley College Building and property for the purpose of relocating the Town Hall to that location, and

**WHEREAS**, later that year the Town of Dover approved a \$15 million Bond Ordinance to finance the purchase and renovation of the abovementioned property's offices for use as a public Building; and

**WHEREAS**, on 12/31/2019, the Town of Dover's net debt stood at 2.962%, just 0.538% away from the statutory maximum; and

**WHEREAS**, the above-mentioned \$15 million purchase of the Berkeley College Building/Renovation and \$8 million redevelopers incentive grant was the primary driver in the Town of Dover's extremely high net debt, then representing well over 50% of the Town of Dover's Net Debt; and

**WHEREAS**, on 01/01/2020, the voters of the Town of Dover seated a new Mayor and Board of Alderman; and

**WHEREAS**, that Mayor and Board of Alderman determined that moving the Town Hall to the Berkeley College Building would cost far beyond what the taxpayers of Dover should have to pay to maintain a functional Town Hall; and

**WHEREAS**, on 12/30/2020 the current Mayor and Board of Alderman negotiated a Second Amendment to the Redevelopment Agreement with Meridia, Transit Plaza Urban Renewal, Dover, LLC which provided for, amongst other terms, the voluntary return of the granted \$8 million to the Dover taxpayers; and

**WHEREAS**, the Berkeley College site is now the subject of an ongoing Request for Proposal process to determine the sites future contribution to reducing Dover residents tax burden; and

**NOW, THEREFORE BE IT RESOLVED**, be it resolved that the Town of Dover Mayor and Board of Alderman do hereby dedicate the \$8 million of the grant refund to pay down that amount in Bond Anticipation notes when they come due in 2021; and

**BE IT FURTHER RESOLVED**, that the remaining \$7,000,000 in appropriations originally reserved for the renovations of the Berkeley College Building are hereby cancelled, and

**BE IT FURTHER RESOLVED**, that the Mayor and Board of Alderman hereby extend their sincere appreciation to its professional staff who participated in these efforts that will lower the Town of Dover's net debt by almost \$15 million and its debt ratio from a precarious 2.962% to a safe 1.776%.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

**CERTIFICATION**

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021.

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 109-2021

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING MONICA MADIN OF MADIN & MADIN, LLC AS SPECIAL PROSECUTOR FOR CODE ENFORCEMENT FOR THE YEAR 2021 THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Town of Dover (the "Town"), has a need for Special Prosecutor for Code Enforcement; and

**WHEREAS**, N.J.S.A. 19:44A-20.4 provides for a Fair and Open Process through Requests for Qualifications (RFQ's), and

**WHEREAS**, the Town advertised a Request for Qualifications for the position; and

**WHEREAS**, each submitted RFQ was opened by the Qualified Purchasing Agent and Acting Municipal Clerk and all responsive RFQ's were reviewed by the Qualified Purchasing Agent; and

**WHEREAS**, the proposal submitted from Monica Madin was found qualified; and

**WHEREAS**, it has been recommended that a contract be awarded to Monica Madin of Madin & Madin, LLC located at 84 Washington Street, Mooristown, NJ and

**WHEREAS**, the Chief Financial Officer has certified that funds are available for this award; and

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. Monica Madin of Madin & Madin, LLC be and hereby is appointed, through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., as Special Prosecutor for Code Enforcement at a rate of \$375.00 per court session.
2. That the Mayor and Acting Municipal Clerk are hereby authorized to enter into a contract with Monica Madin for services outlined above.
3. That the Professional Service Vendor shall submit a standard form contract, Business Registration Certificate and W-9 within 45 days of the date of this resolution to the Office of the Municipal Clerk.
4. That the Municipal Clerks Office is authorized to publish notice of this award in the Daily Record, within 10 days of the award.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

**CERTIFICATION**

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021.

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk

DRAFT



# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 110-2021

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY APPOINTING ARCARI IOVINO, ARCHITECTS PC TO PROVIDE CONSULTING ARCHITECTURAL SERVICES FOR THE YEAR 2021 THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Town of Dover (the "Town"), has a need for Professional Consulting Architectural Services; and

**WHEREAS**, N.J.S.A. 19:44A-20.4 provides for a Fair and Open Process through Requests for Qualifications (RFQ's), and

**WHEREAS**, the Town advertised a Request for Qualifications for the position; and

**WHEREAS**, each submitted RFQ was opened by the Qualified Purchasing Agent and Acting Municipal Clerk and all responsive RFQ's were reviewed by the Qualified Purchasing Agent; and

**WHEREAS**, the proposal submitted from Arcari Iovino Architects PC (Arcari Iovino) was found qualified; and

**WHEREAS**, it has been recommended that a contract be awarded to Arcari Iovino; and

**WHEREAS**, the Interim Chief Financial Officer has certified that funds are available for this award; and

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey as follows:

1. Arcari Iovino with offices located at One Katherine Street, Little Ferry, NJ 07643 be and hereby is appointed, through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., to provide Consulting Architectural to the Town of Dover as outlined in the RFQ response in the amount of \$160.00 per hour for Principal Architect, \$135.00 per hour for Project Architect, \$125.00 per hour for Project Manager, \$100.00 for Senior Technical Staff, \$85.00 for Technical Staff and \$45.00 per hour for Administrative/Clerical 150.00.
2. That the Mayor and Acting Municipal Clerk are hereby authorized to enter into a contract with Arcari Iovino for services outlined above.
3. That the Professional Service Vendor shall submit a standard form contract, Business Registration Certificate and W-9 within 45 days of the date of this resolution to the

Office of the Municipal Clerk. Failure to do so will result in the voiding of this appointment.

4. That the Municipal Clerks Office is authorized to publish notice of this award in the Daily Record, within 10 days of the award.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

**CERTIFICATION**

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021.

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk





# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

## RESOLUTION NO. 111-2021

### RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF DOVER, COUNTY OF MORRIS, STATE OF NEW JERSEY CONDEMNING ANTI-ASIAN HATE AND RHETORIC

**WHEREAS**, 23 million Asian Americans and Pacific Islanders account for 7 percent of the population in the United States, 10 percent of the population in New Jersey, and 1.9 percent in Dover; and

**WHEREAS**, the nation has seen a dramatic increase in anti-Asian rhetoric since the beginning of the Covid-19 pandemic; and

**WHEREAS**, the outbreak of Covid-19 has been referred to as “China Coronavirus”, “Chinese Coronavirus”, “Chinese Virus”, “Kung-Flu” and “Wuhan Virus” in public discourse; and

**WHEREAS**, such rhetoric is inaccurate and stigmatizing, tends to incite fear and xenophobia, and may put individuals of Asian ancestry at risk of retaliation and deterrence from accessing resources and services, appearing in public, and expressing their identity; and

**WHEREAS**, the Stop Asian Hate Reporting Center released the 2020-2021 National Report on March 16, 2021 and identified 3,795 hate incidents reported from March 19, 2020 to February 28, 2021; and

**WHEREAS**, those incidents are only a fraction of the number of incidents that actually occur, due to fear of retaliation or doubt that justice will be served; and

**WHEREAS**, on March 17th, 2021, in Atlanta, Georgia, a shooter with suspected anti-Asian bias targeted Asian-owned businesses and killed eight people, six of them who were women of Asian descent; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey condemns and denounces all forms of anti-Asian sentiment and racist acts, including those relating to COVID-19;

**BE IT FURTHER RESOLVED**, that the Mayor and Board of Aldermen will continue their commitment to the safety and well-being of its residents and visitors with ancestry from the Asia Pacific region, and to curb hate acts related to COVID-19;

**BE IT FURTHER RESOLVED**, that the Mayor and Board of Aldermen supports the Asian community in Dover, and encourages its residents to patronize Asian-owned businesses in the Town of Dover.

ATTEST:

TOWN OF DOVER, COUNTY OF MORRIS

\_\_\_\_\_  
John P. Schmidt, Acting Municipal Clerk

\_\_\_\_\_  
Carolyn Blackman, Mayor

**ADOPTED:** \_\_\_\_\_

**CERTIFICATION**

I, John P. Schmidt, Acting Municipal Clerk of the Town of Dover in the County of Morris, State of New Jersey, do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by the Mayor and Board of Aldermen of the Town of Dover at its meeting on April 13, 2021.

\_\_\_\_\_  
John P. Schmidt  
Acting Municipal Clerk

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# TOWN OF DOVER MAYOR & BOARD OF ALDERMEN

ORDINANCE No. 1-2021

## ORDINANCE OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE TOWN OF DOVER AMENDING CHAPTER 236-43 'LAND USE AND DEVELOPMENT - OFF STREET PARKING AND LOADING', OF THE CODE OF THE TOWN OF DOVER TO INCLUDE PLUG-IN ELECTRIC VEHICLES CHARGING STATIONS

### SYNOPSIS

“Electric Charging Stations Act,” provides a regulatory framework for the construction and operation of plug-in electric vehicle charging stations in the Town of Dover, State of New Jersey.

**BE IT ENACTED** by the Mayor and Board of Alderman of the Town of Dover, County of Morris, State of New Jersey:

**WHEREAS**, plug-in electric vehicle charging stations can provide an incentive to attract new residents by ensuring new private or public redevelopment and development projects provide electric vehicle charging stations, and

**WHEREAS**, proliferation of plug-in electric charging stations encourage electric vehicle adoption, and

**WHEREAS**, smart and responsible redevelopment and development must consider the impact on the environment and ensure Dover is a sustainable community, and

**WHEREAS**, Dover joins other municipalities in New Jersey such as Maplewood, Westfield, and Morris Township in adopting a policy for electric vehicle charging stations; and

**WHEREAS**, the most cost-effective time to prepare building electrical infrastructure for plug-in electric vehicle charging is when electric service is installed or upgraded due to construction, because workers are already on-site, infrastructure for electric vehicle charging need only pay the marginal costs of increased utility service, permitting, construction project management, and financing, and marginal cost is much less than full cost; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Dover, County of Morris and State of New Jersey, as follows:

**SECTION 1.** That the *Chapter 236-43 – Land Use and Development, Off Street Parking and Loading* is hereby amended and supplemented by the addition of section **236-43.2** entitled “**Electric Charging Stations Act**,” pursuant to N.J.S.A. 40:49-4 (Codification of Ordinances) as follows:

### § 236-43.2 Electric Vehicle Charging Stations A. Purpose

The purpose of this section is to provide a regulatory framework for the construction and operation of plug-in electric vehicle charging stations in the Town of Dover. Electric vehicles provide many benefits for the public health, safety, and welfare, including reducing air pollution, greenhouse gas emissions and stormwater runoff contaminants; promoting savings in motor vehicle operating costs for vehicle owners; and contributing overall to sustainability goals and objectives of the Town and the State. New Jersey is becoming a primary market for electric vehicles, and the accompanying demand for charging stations is projected to grow with the increase of electric vehicle models on the market. This section seeks to promote the provision of appropriate infrastructure in the Town to support the transition to electric vehicle use, while ensuring that such infrastructure does not pose detriments to the existing neighborhoods or community character of the Town of Dover.

## **B. Definitions**

As used in this section, the following terms shall have the meanings indicated:

### **Electric Vehicle Charging Station**

A public or private parking space installed with electric vehicle charging equipment that allows for the transfer of electric energy (by conductive or inductive means) to a battery or other energy storage device in an electric vehicle.

### **Electric Vehicle**

Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets; and operates, either partially or exclusively, on electrical energy from the grid or other off-board source that is stored on-board via a battery or similar energy storage device for propulsion. “Electric vehicle” includes: (1) a battery electric vehicle; and (2) a plug-in hybrid vehicle.

### **Electric Vehicle Charging Equipment**

Any equipment or electrical component used for the purpose of charging an electric vehicle, including but not limited to power cabinets, transformers, switchboards, outlets, electric meters, circuit breakers, network interfaces, point of sale equipment, and other associated apparatus and utilities such as electric lines and cables, conductors, connectors, couplers, enclosures, and attachment plugs. Electric vehicle charging equipment shall not include equipment located within the electric vehicles themselves.

### **Charging Levels**

The standardized indicators of electrical force or voltage, at which an electric vehicle’s battery is recharged. The terms Level 1, Level 2, and Level 3 are the most common charging levels, and include the following specifications:

- Level 1: slow charging; operates on an alternating current (AC) circuit with voltage up to 120 volts.
- Level 2: medium charging; operates on an alternating current (AC) circuit with voltage commonly at 208 or 240 volts.

- Level 3: fast or rapid charging; operates on a direct current (DC) circuit with voltage of 480 volts or higher. Level 3 charging is primarily utilized for commercial and public applications and is typically characterized by industrial grade electrical outlets that allow for faster recharging or electric vehicles.

**C. Siting and design standards**

**(1) Permitted locations**

Electric vehicle charging stations shall be permitted as follows:

- (a) Level 1 and Level 2 charging stations shall be permitted in all zoning districts when accessory to a permitted use.
- (b) Level 3 charging stations shall be permitted in all other zoning districts when accessory to a permitted use other than single family detached or two-family dwellings.
- (c) Notwithstanding the above regulations, public electric vehicle charging stations can be constructed in any public parking lot maintained and operated by the Town of Dover or other public entity.

**(2) Minimum charging stations required for multifamily residential and non-residential uses**

- (a) All new parking facilities and all expansions of existing parking facilities resulting in an increase in parking capacity by more than 50% that are associated with multifamily residential or non-residential uses shall include electric vehicle charging stations in accordance with the table below.

Required Minimum Number of Parking Spaces	Required Minimum Number of Electric Vehicle Charging Stations
0 to 25	0
26 to 100	2% of total required number of parking spaces
> 100	4% of total required number of parking spaces

- (b) It is strongly encouraged but not required, that a minimum of one ADA accessible electric vehicle charging station be provided in any parking facility that is required to have electric vehicle charging stations.
- (c) A fraction of a space shall be rounded up to the nearest whole number for purposes of calculating the minimum required number of parking spaces.

- (d) When electric vehicle charging stations are provided in accordance with this section, they shall count towards the calculation for the minimum number of off-street parking spaces required as established in the Code of the Town of Dover §*Chapter 236-43 – Land Use and Development, Off Street Parking and Loading.*

**(3) Design and installation standards**

Where provided, electric vehicle charging stations shall comply with the following standards:

- (a) The parking stall of an electric vehicle charging station shall be not less than 9 feet wide or 18 feet in length.
- (b) Charging station outlets and connector devices shall be no less than 36 inches and no higher than 48 inches from the ground or pavement and shall contain a retraction device and/or a place to hang permanent cords and connectors at a sufficient and safe distance above the ground or pavement surface. Any cords connecting the charger to a vehicle shall be configured so that they do not cross a driveway, sidewalk, or passenger unloading area.
- (c) Equipment mounted on pedestals, lighting posts, or other devices for on- street charging stations shall be designed and located as to not impede pedestrian travel or create trip hazards.
- (d) Adequate charging station equipment protection such as wheel stops and concrete-filled steel bollards shall be used. Non-mountable curbing may be used in lieu of bollards, if the charging station is set back a minimum of 24 inches from the face of the curb.
- (e) Lighting of electric vehicle charging stations shall be done in accordance with regulations for the appropriate zoning district pursuant to *Chapter 236 – Land Use and Development.*

**(4) Signs**

Electric vehicle charging stations, except when accessory to a single-family detached or two-family dwelling, shall have signage subject to the following standards:

- (a) Number of signs: 1 sign shall be required and permitted for each charging station.
- (b) Maximum sign dimensions: 17 inches by 22 inches.
- (c) Required and recommended notices: each sign shall clearly identify the electric vehicle charging station as reserved for use by electric vehicles for charging purposes. Additional information recommended for inclusion on the signage are as follows:

- (i) Voltage and amperage levels
- (ii) Hours of operation if time limits or tow-away provisions are to be enforced by the property owner
- (iii) Usage fees, if any
- (iv) Safety information
- (v) Contact information for reporting when the equipment is not operating or other problems.

**(5) Site plan review exemptions**

Notwithstanding the above, the following shall be exempt from site plan review:

- (a) Installation of electrical vehicle charging equipment at existing parking facilities, if conversions of conventional parking spaces to electric vehicle charging stations do not result in a deficiency in the number of off-street parking spaces below the minimum number required.
- (b) Installation of electric vehicle charging equipment and charging stations that are accessory to a single-family detached or two-family dwelling.

**(6) Public electric vehicle charging stations**

Public electric vehicle charging stations are reserved for parking and charging electric vehicles only. It shall be unlawful for any person to park or leave a standing vehicle in a space designated for the charging of plug-in electric vehicles unless the vehicle is connected for charging purposes and actively charging. Electric vehicles may be parked in any space designated for public parking, subject to the restrictions that would apply to any other vehicle that would park in that space.

**(7) Restrictions**

Except when accessory to a detached single-family or two-family dwelling, all electric vehicle charging stations shall be reserved for charging of electric vehicles only, meaning that an electric vehicle is parked at the station and connected to the charging equipment.

SECTION 2: All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of any inconsistency.

SECTION 3: If any section, subsection, paragraph, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

SECTION 4: This ordinance shall take effect upon the last to occur of the (i) filing with the Morris County Planning Board, and (ii) and passage and publication in the manner required by New Jersey law.

\_\_\_\_\_  
Carolyn Blackman, Mayor

Attest:

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John P. Schmidt, Acting Municipal Clerk

**INTRODUCED:** \_\_\_\_\_

**ADOPTED:** \_\_\_\_\_

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