

**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

MEETING CALLED TO ORDER

The Mayor of the Township of Mullica calls meeting to order

SUNSHINE STATEMENT

This meeting is being held in accordance with the Open Public Meetings Act N.J.S.A. 10:4-6. Notice of this meeting was published by the Hammonton Gazette on 1/10/2024, and the Press of Atlantic City on 1/13/2024, posted on Mullica Township’s website and the official bulletin board at the Municipal Building, stating the date, time, and location of the following meeting as required by P.L. 1975, Chapter 231 of the State of New Jersey. In addition, this meeting is being recorded.

FLAG SALUTE

(Call on Kayla to read)

ROLL CALL

Name	Present	Absent	Excused
Committee Member Forman			
Committee Member Hanselmann			x
Committee Member Muller			
Deputy Mayor DeMarco			
Mayor Hagaman			

OTHER OFFICIALS PRESENT

Ralph J. Condo, Business Administrator; Kayla Veltman, Deputy Clerk; David Patterson, Solicitor; and Brian Prohowich, Engineer

APPROVAL OF MINUTES

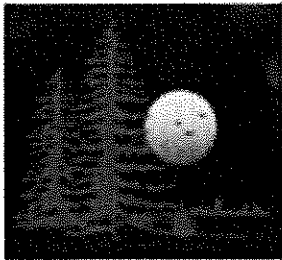
- Regular Meeting Minutes July 23, 2024
- Executive Session Meeting Minutes July 23, 2024

Motion to Approve Minutes:

Motion: Second:

Roll Call:

PRESENTATIONS – *None*



**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

(Call on Kayla to read)

DISCUSSION PERIOD ON AGENDA ITEMS

(This discussion period shall relate only to items as outlined and pending on the current agenda. Issues and concerns not related to agenda items shall be withheld to the public comment portion at the conclusion of the meeting. After being recognized by the Chair, state your name and town of residence in addition to completing the sign-in sheet. Comments are limited to three minutes per person. Please be respectful and mindful of the rights of others when providing comments.)

Motion to Open Discussion Period on Agenda Items only:

Motion: Second:

All in Favor:

Opposed:

Motion to Close Discussion Period on Agenda Items only:

Motion: Second:

All in Favor:

Opposed:

ORDINANCES ON FIRST READING:

2024-20 Establishing A New Code Chapter Entitled “Municipal Building Access and Visitor Policy”

Motion to Adopt Ordinance 2024-20 on First Reading:

Motion: Second:

Roll Call:

2024-21 Amending Chapter 122, Article VI Of The Code

Motion to Adopt Ordinance 2024-21 on First Reading:

Motion: Second:

Roll Call:

ORDINANCES ON SECOND READING:

2024-16 Amending Chapter 200 of the Code of the Township of Mullica Captioned “Stormwater Management”

Motion to Adopt Ordinance 2024-16 on Second Reading:

Motion: Second:

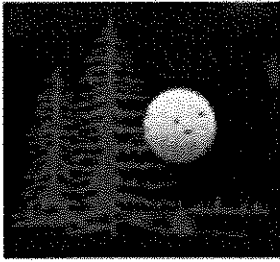
Roll Call:

2024-17 Repealing Ordinance 2024-9 Captioned “Ordinance Amending Chapter 144, Land Development and Chapter 200, Stormwater Management of the Code of the Township of Mullica, County of Atlantic and State of New Jersey” and replacing it with Two Separately Adopted Ordinances

Motion to Adopt Ordinance 2024-17 on Second Reading:

Motion: Second:

Roll Call:



**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

2024-18 Amending Chapter 200, Stormwater Management

(Solicitor to comment on Amendments)

Motion to Adopt Ordinance 2024-18 on Second Reading:

Motion: Second:

Roll Call:

2024-19 Amending Chapter 144, Land Development

Motion to Adopt Ordinance 2024-19 on Second Reading:

Motion: Second:

Roll Call:

CONSENT AGENDA

201-2024 Rescinding Resolution 192-2024

202-2024 Refund Construction Fees (Petruzzelli)

203-2024 ACIA Interlocal Agreement MTRA

204-2024 Cancel Alliance Grant Balance

205-2024 Resolution Authorizing Sustainable Jersey Grant Application

206-2024 Approving The Amending Budget – Chapter 159 Drive Sober

207-2024 Approving Columbia Road Remediation Bid Specification

208-2024 Approving Public Auction of Abandoned/Unclaimed Vehicle

209-2024 Authorizing Cancellation of Tax Sale Certificate #24-00014 (Block 3720, Lot 3)

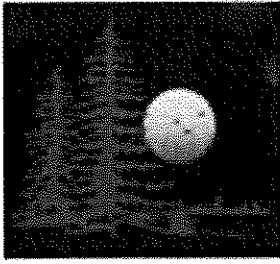
210-2024 Approving The New Government Record Counsel Public Record Request Form

Motion to Adopt Resolutions 201-2024 through 210-2024:

Motion: Second:

All in Favor:

Opposed:



**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

RESOLUTIONS

211-2024 Designating Depository of Funds and Authorized Signatories

Motion to Adopt Resolution 211-2024:

Motion: *Second:*

Roll Call:

212-2024 Appointing SROs and Increasing hourly rate.

Motion to Adopt Resolution 212-2024:

Motion: *Second:*

Roll Call:

213-2024 Extra Duty Solutions Contract

Motion to Adopt Resolution 213-2024:

Motion: *Second:*

Roll Call:

214-2024 Accepting Resignation from Lisa Marcolongo Planning Board Secretary

Motion to Adopt Resolution 214-2024:

Motion: *Second:*

All in Favor:

Opposed:

215-2024 Approving New Hire & Authorization Appointment Shelley Lea - Planning Board Secretary

Motion to Adopt Resolution 215-2024:

Motion: *Second:*

All in Favor:

Opposed:

216-2024 Authorizing the Endorsement of Designation for an Alternate Deputy Registrar

Motion to Adopt Resolution 216-2024:

Motion: *Second:*

All in Favor:

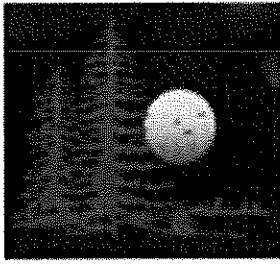
Opposed:

217-2024 Approving the Appointment of Patrolman Matthew Massino

Motion to Adopt Resolution 217-2024:

Motion: *Second:*

Roll Call:



**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

218-2024 Approving Fire Department Member Application for Volunteer Cullen Joseph Fetzer to the Weekstown Fire Company

Motion to Adopt Resolution 218-2024:

Motion: *Second:*

All in Favor:

Opposed:

219-2024 Approving The Technical Bid Specifications For The Reconstruction Of Richards Avenue

Motion to Adopt Resolution 219-2024:

Motion: *Second:*

Roll Call:

220-2024 Approving New Office Of Emergency Management Plan

Motion to Adopt Resolution 220-2024:

Motion: *Second:*

Roll Call:

COMMITTEE / DEPARTMENTAL REPORTS SUBMITTED

OLD BUSINESS - NONE

NEW BUSINESS - NONE

PAYMENT OF BILLS

221-2024 Payment of Bills: \$3,153,411.72

Bill List #1: \$2,362,051.17

Bill List #2: \$791,360.55

Motion to Adopt Resolution 221-2024:

Motion: *Second:*

Roll Call:

PUBLIC COMMENT

Motion to Open Public Comment:

Motion: *Second:*

All in Favor:

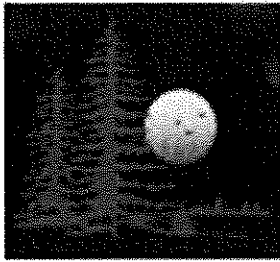
Opposed:

Motion to Close Public Comment:

Motion: *Second:*

All in Favor:

Opposed:



**AGENDA
TOWNSHIP OF MULLICA
500 ELWOOD ROAD
ELWOOD, NJ 08217
REGULAR MEETING
AUGUST 27, 2024
7:00 P.M.**

222-2024 Authorizing Executive Session (formal action may or may not be taken)

- Darmstadt Avenue
- River Road

Motion to Adopt Resolution 222-2024:

Motion: Second:

All in Favor:

All Opposed:

Motion to Open Executive Session:

Motion: Second:

Roll Call:

Motion to Close Executive Session:

Motion: Second:

Roll Call:

(Call on Kayla to read)

ROLL CALL

Name	Present	Absent	Excused
Committee Member Forman			
Committee Member Hanselmann			X
Committee Member Muller			
Deputy Mayor DeMarco			
Mayor Hagaman			

ADJOURNMENT

Motion to Adjourn Meeting:

Motion: Second:

All In Favor:

All Opposed:

***The Mayor & Committee of Mullica Township is scheduled to meet on Calander date:
September 24, 2024, at 7:00 p.m.***

ORDINANCE 2024 – 20

**ORDINANCE OF THE TOWNSHIP OF MULLICA ESTABLISHING A
NEW CODE CHAPTER ENTITLED
“MUNICIPAL BUILDING ACCESS AND VISITOR POLICY”**

WHEREAS, the Township of Mullica officials and employees are entrusted with the responsibility to maintain and safeguard public records that consist of or contain information deemed confidential pursuant to applicable federal, state or local laws; and

WHEREAS, the purpose of this Chapter is to maintain and safeguard records, reports and other information in Municipal Offices which may not be available for immediate public viewing since they may contain personnel information, phone numbers, social security numbers, medical data and other confidential and protected information; and

WHEREAS, securing and keeping these records confidential will support a safe work place while balancing the right of public access to the Municipal Building and to provide a safe, secure and productive work environment for the Township employees to perform their official duties and responsibilities unimpeded or disturbed by intrusion or distribution of documents; to designate public and non-public spaces within the buildings and to establish expectations regarding members of the public visiting the building and reviewing Township records and documents.

WHEREAS, the Township wishes to establish an Access and Visitor Policy for the Township Municipal Building in order for the Township officials and employees to perform their statutorily defined responsibilities for the maintenance and custody of specific records as indicated above, see attached Policy; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, as follows:

Section 1. The Code of the Township of Mullica is hereby amended to establish a new Chapter entitled “Municipal Building Access and Visitor Policy”. See attached Policy which is incorporated by reference by adoption of this Ordinance

Section 2. Violations. Any unauthorized person or persons violating any provision of this Chapter shall be subject to a fine of not more than One Thousand (\$1,000.00) Dollars or imprisonment for not more than Ninety (90) days or community services not more than Thirty (30) days or any combination thereof at the discretion of the Municipal Court Judge or criminal prosecution under N.J.S.A. 2C-18-3.

Section 3. Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity of constitutionality of any other sections or parts thereto.

Section 4. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 5. This Ordinance shall take effect immediately upon final passage, approval, and publication by law.

INTRODUCTION: August 27, 2024

PUBLICATION: August 28, 2024

ADOPTION:

PUBLICATION:

EFFECTIVE:

Edward Hagaman
Mayor

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-20 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-20 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, September 24, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

TOWNSHIP OF MULLICA
“ACCESS AND VISITOR POLICY”

1. Purpose

The purpose of this Policy is to provide a safe, secure and productive work environment for Township of Mullica employees to perform their official duties and responsibilities unimpeded or disturbed by intrusion or disruption, designating restricted areas within the Township Building(s) and establishing procedures for management of the public access to the Municipal Building. While the general public may be permitted to access the Municipal Building during regular business hours, the intent of this Chapter is to safeguard public records that may contain confidential protected information or may be exempt from disclosure under the Open Public Records Act or other applicable laws, as well as protecting other Township assets and personal belongings and to continue to ensure a safe workplace.

2. Scope

This Policy applies to all Township personnel, full-time, part-time, temporary, interns, seasonal and members of the public.

3. Policy Guidelines

a. Definitions

First Amendment Audit or “Audit” – activity conducted for the purpose of investigating a government entity, government facility, employee or event, and testing whether or not the government entity allows or violated the member of the public’s “First Amendment rights”. The Audit is typically filmed or otherwise recorded and then shared on the internet.

Public Space- any area within a government facility that does not require a person to have authorization to enter or access. More specifically for the Township’s Municipal Building, this area is defined as the parking lot, the defined front lobby and reception area, and when applicable, the Public Meeting Room.

Non-Public Space - an area within the Township Municipal Building specifically marked with signage that reads “Authorized Personnel Only”, “Private”, “Access Not Permitted” or such other wording as determined to achieve the level of safety and security needed to permit the Township to maintain and safeguard its public records, digital data, as well as other city assets or personal belongings, and other written or copied materials that consist of or contain information deemed confidential or protected pursuant to federal, state or local law.

Visitor – a non-Township employee who has entered the Township Municipal Building to conduct business or a visitor who has been authorized to accompany a Township employee into a “Non-Public Space”.

4. Business Hours

The Township Municipal Building will be open to the public at 8:30 a.m. and closed to members of the public at 4:00 p.m., Monday through Friday, apart from posted Holidays, Township Meetings and other public events.

5. Signage

- a. A copy of this Policy shall be placed at the main entrance of the Building to which the public is permitted to access, together with the time the Building is open to the public and the time the Building is closed to the public.
- b. At the entry point of the Building, signage may be posted informing the entrant that they are being surveilled by security cameras while in the Building.
- c. At the entry point of all “Non-Public Spaces” signage shall be posted to mark the non-public space.

6. Conditions Established on Building Access

- a. All persons entering the Building shall be subject to the following conditions upon entering into the Building:
 - i. All persons are to enter through the Building’s front entry door, apart from delivery company representatives and contractors. Employees are not to aid in the entry into the Building through any doorway apart from the entry door.
 - ii. All persons shall have access only to areas that are designated a Public Space and shall not proceed past any posted sign as provided for herein and shall not enter before such time that the Building has been opened to the public or remain therein after the Building has been closed to the public.
 - iii. All persons entering the Building shall comply with the directions of any Township employee, official, or agent to immediately leave any area that has been designated a Non-Public Space, and to immediately relocate to the nearest Public Space. Such directions, notwithstanding any posted signage, shall constitute notice of violation of the conditions of entry imposed upon persons of the public.
 - iv. All people on official business with the Township who are authorized to enter a Non-Public Space must sign-in prior to entry into the Non-Public Space.
 - v. Members of the public remaining in the Public Space to conduct a First Amendment Audit are not required to sign-in.
 - vi. All persons must remain in the Public Space until the Township employee with whom they have official business physically meets them and accompanies them from the Public Space to the Non-Public Space.
 - vii. Meetings and prolonged discussions with members of the public shall not take place in the Public Space. If the member(s) of the public is on official business with the Township, employees shall accompany them to an office space, conference room, or other work location.

- viii. Any Visitor in a Non-Public Space must always be accompanied by the Township employee and shall not be allowed to freely roam the Building.
- ix. All Visitors authorized into the Non-Public Space shall be escorted back to the Public Space by a Township employee upon conclusion of the meeting or work and sign-out.

7. Conditions Established for the Public Space

a. General

- i. The Township Municipal Building is a “limited public forum”, whereby the Township has defined Public Space(s), has established restrictions on Non-Public Spaces for authorized personnel only, and has recognized Public Spaces during specific events or situations.
- ii. Exterior areas are generally considered to be Public Space, unless otherwise marked.
 - a) If a member of the public is seen to filming outside of the Municipal Building and there is concern that they are attempting to film employees and/or Non-Public Spaces (i.e., offices, lunchroom), employees should notify their supervisor immediately.
 - b) Employees can pull down any window shades or close blinds as an added level of privacy.

b. Preparing the Public Space -General

- i. For any work areas in a Public Space, employees shall secure sensitive information, business documents or mail by keeping them out of public view and recording sightlines.
- ii. Remove any personal items from your desk or from the public view and recording sightlines, including family photos.
- iii. For Township vehicles, ensure business information and vehicle information, such as registration and insurance card, is secured from public view.
- iv. Ensure all proper and appropriate signage is in the appropriate location.
- v. Ensure any surveillance is operational.
- vi. Regularly check and confirm that any documents provided for public education in the Public Space are up to date.
 - a) Commonly requested documents and forms that may be kept in the Public Space include items such as:
 - Hours of operation at each Municipal location, OPRA request forms, employment applications and job postings, any applicable Township Policies, including Equal Employment Opportunity Policy, Americans With Disabilities Policy, Policy Against Harassment and Policy

Prohibiting Workplace Violence, adopted meeting minutes and similar forms.

- There may also be clearly displayed notices and memos, including posters and information on the rights of the public at the facility.

c. Preparing the Public Space for Township Public Meetings and Public Event Days

- i. The Public Space should be established thirty (30) minutes prior to the Public Meeting or Public Event.
- ii. Immediately following the conclusion of the Public Meeting or Public Event, the Public Space shall be re-established to reflect Non-Public Event Days and Times

d. Members of the Public in a Non-Public Space

- i. Employees should report any suspicious unauthorized and/or unescorted persons to their Supervisor or his/her designee at once.
- ii. Should a Township employee feel unsafe, the employee should not hesitate to call the police in an unsafe situation.

INTRODUCTION: August 27, 2024

PUBLICATION:

ADOPTION:

PUBLICATION:

EFFECTIVE:

2024-20 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY NEW CODE CHAPTER
ENTITLED "MUNICIPAL BUILDING ACCESS AND VISITOR POLICY"

Notice is hereby given that Ordinance 2024-20 was introduced and passed on first reading at the scheduled meeting of the Mayor and Committee of the Township of Mullica on August 27, 2024. Ordinance 2024-20 will be open to the public for discussion and considered for adoption at the scheduled meeting on September 24, 2024, at 7:00 p.m. at Mullica Township School District located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance 2024-20 are available for public inspection in the Municipal Clerk's Office during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.

Kayla M. Veltman
Deputy Municipal Clerk

ORDINANCE 2024 – 21

ORDINANCE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY AMENDING CHAPTER 122, ARTICLE VI OF THE CODE OF THE TOWNSHIP OF MULLICA

WHEREAS, it is necessary to amend the fee charged for returned checks to comply with N.J.S.A 40:5-18 which in part, sets the maximum fee for returned checks to \$20

NOW THEREFORE BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF MULLICA TOWNSHIP that Chapter 122, Article VI A. be amended as follows:

SECTION 1. The returned check fee is hereby set at \$20

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

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 action, 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 passage and publication in the manner required by New Jersey law.

INTRODUCTION: August 27, 2024

PUBLICATION: August 28, 2024

ADOPTION:

PUBLICATION:

EFFECTIVE:

Edward Hagaman
Mayor

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-21 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-21 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, September 24, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

2024-21 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY AMENDING CHAPTER 122,
ARTICLE VI OF THE CODE

Notice is hereby given that Ordinance 2024-21 was introduced and passed on first reading at the scheduled meeting of the Mayor and Committee of the Township of Mullica on August 27, 2024. Ordinance 2024-21 will be open to the public for discussion and considered for adoption at the scheduled meeting on September 24, 2024, at 7:00 p.m. at Mullica Township School District located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance 2024-21 are available for public inspection in the Municipal Clerk's Office during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.

Kayla M. Veltman
Deputy Municipal Clerk

ORDINANCE 2024-16

AN ORDINANCE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, AMENDING CHAPTER 200 OF THE CODE OF THE TOWNSHIP OF MULLICA CAPTIONED “STORMWATER MANAGEMENT”

WHEREAS, in order to properly codify Chapter 200 of the Code of the Township of Mullica captioned “Stormwater Management” it is necessary to amend the numbering of the Articles in that Chapter for clarity purposes and to incorporate Ordinance 2023-7 and Ordinance 2024-10 into this Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, as follows:
ARTICLE I

Stormwater Management

SECTION 1: Chapter 200, Stormwater Management, is hereby repealed and replaced in its entirety with the following:

Chapter 200. Stormwater Management

§200-1. Scope and Purpose

A. Policy Statement

Flood control, groundwater recharge, erosion control and pollutant reduction shall be achieved using stormwater management measures, including green infrastructure best management practices (BMPs) and nonstructural stormwater management strategies. Green infrastructure BMPs and low impact development should be utilized to meet the goal of maintaining natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. Green infrastructure BMPs and low impact development should be developed based upon physical site conditions and the origin, nature and the anticipated quantity, or amount, of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge contained in this Chapter.

B. Purpose

The purpose of this Chapter is to establish, within the Pinelands Area portion of Mullica Township, minimum stormwater management requirements and controls as authorized by the Pinelands Protection Act (N.J.S.A. 13:18A-1 et seq.) and consistent with the Pinelands Comprehensive Management Plan (CMP) (N.J.A.C. 7:50-1.1 et seq.) and the New Jersey Department of Environmental Protection (NJDEP) Stormwater

Management Regulations (N.J.A.C. 7:8-1.1 et seq.). The standards in this Chapter are intended to minimize the adverse impact of stormwater runoff on water quality and water quantity, to facilitate groundwater recharge, and to control and minimize soil erosion, stream channel erosion, sedimentation and pollution associated with stormwater runoff. Moreover, Pinelands Area resources are to be protected in accordance with the antidegradation policies contained in the New Jersey Surface Water Quality Standards (N.J.A.C. 7:9B-1.1 et seq.). Additionally, this Chapter is intended to ensure the adequacy of existing and proposed culverts and bridges and to protect public safety through the proper design and operation of stormwater BMPs. If there are any conflicts between a provision required by the Pinelands CMP and a provision required by the NJDEP, the Pinelands CMP provision shall apply.

C. Applicability

- (1) The terms “development,” “major development” and “minor development” are defined in §200-2 in accordance with the Pinelands CMP (N.J.A.C. 7:50-2.11) and differ from the definitions of “development” and “major development” contained in the NJDEP Stormwater Management Regulations (N.J.A.C. 7:8-1.2).
- (2) This Chapter shall apply within the Pinelands Area to all major development, and to minor development meeting the following criteria:
 - (a) Development involving the construction of four or fewer dwelling units;
 - (b) Development involving any non-residential use and resulting in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces; and
 - (c) Development involving the grading, clearing, or disturbance of an area in excess of 5,000 square feet within any five-year period. For development meeting this criterion, the stormwater management standards for major development set forth in this Chapter shall apply.
- (3) This Chapter shall apply to all development meeting the criteria of (2) above that is undertaken by Mullica Township.
- (4) Except as provided in §200-10, the exemptions, exceptions, applicability standards, and waivers of strict compliance contained in the NJDEP Stormwater Management Regulations at N.J.A.C. 7:8-1.1 et seq. shall not apply within the Pinelands Area.

D. Compatibility with Other Permit and Ordinance Requirements

- (1) Development approvals issued pursuant to this Chapter are to be considered an integral part of development approvals and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application,

the provisions of this Chapter shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.

- (2) This Chapter is not intended to interfere with, abrogate, or annul any other ordinances, rule or regulation, statute, or other provision of law except that, where any provision of this Chapter imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.
- (3) In the event that a regional stormwater management plan(s) is prepared and formally adopted pursuant to N.J.A.C. 7:8-1.1 et seq. for any drainage area(s) or watershed(s) of which Mullica Township is a part, the stormwater provisions of such a plan(s) shall be adopted by Mullica Township within one year of the adoption of a Regional Stormwater Management Plan (RSWMP) as an amendment to an Areawide Water Quality Management Plan. Local ordinances proposed to implement the RSWMP shall be submitted to the Pinelands Commission for certification within six months of the adoption of the RSWMP per N.J.A.C. 7:8 and the Pinelands CMP.

§200-2. Definitions

For the purpose of this Chapter , the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on the corresponding definitions in the NJDEP Stormwater Management Rules at N.J.A.C. 7:8-1.2 unless otherwise defined in the Pinelands CMP at N.J.A.C. 7:50-2.11 in which case the definition corresponds to the CMP definition.

“Compaction” means the increase in soil bulk density.

“Contributory drainage area” means the area from which stormwater runoff drains to a stormwater management measure, not including the area of the stormwater management measure itself.

“County review agency” means an agency designated by the County Commissioners to review municipal stormwater management plans and implementing ordinance(s). The county review agency may either be:

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

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

"Development" means the change of or enlargement of any use or disturbance of any land, the performance of any building or mining operation, the division of land into two or more parcels, and the creation or termination of rights of access or riparian rights including, but not limited to:

- (1) A change in type of use of a structure or land;
- (2) A reconstruction, alteration of the size, or material change in the external appearance of a structure or land;
- (3) A material increase in the intensity of use of land, such as an increase in the number of businesses, manufacturing establishments, offices or dwelling units in a structure or on land;
- (4) Commencement of resource extraction or drilling or excavation on a parcel of land;
- (5) Demolition of a structure or removal of trees;
- (6) Commencement of forestry activities;
- (7) Deposit of refuse, solid or liquid waste or fill on a parcel of land;
- (8) In connection with the use of land, the making of any material change in noise levels, thermal conditions, or emissions of waste material; and
- (9) Alteration, either physically or chemically, of a shore, bank, or flood plain, seacoast, river, stream, lake, pond, wetlands or artificial body of water.

In the case of development on agricultural land, i.e. lands use for an agricultural use or purpose as defined at N.J.A.C. 7:50-2.11, development means: any activity that requires a State permit, any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act, N.J.S.A. 4:1C-1 et seq.

“Disturbance” means the placement or reconstruction of impervious surface or motor vehicle surface, or exposure and/or movement of soil or bedrock or clearing, cutting, or removing of vegetation. Milling and repaving is not considered disturbance for the purposes of this definition.

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

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

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

“Green infrastructure” means a stormwater management measure that manages stormwater close to its source by:

- (1) Treating stormwater runoff through infiltration into subsoil;
- (2) Treating stormwater runoff through filtration by vegetation or soil; or
- (3) Storing stormwater runoff for reuse.

"High Pollutant Loading Areas" means areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than “reportable quantities” as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with NJDEP approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities.

"HUC-11" or "hydrologic unit code 11" means an area within which water drains to a particular receiving surface water body, also known as a sub watershed, which is identified by an 11-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

"HUC 14" or "hydrologic unit code 14" means an area within which water drains to a particular receiving surface water body, also known as a sub watershed, which is identified by a 14-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

“Impervious surface” means any surface that has been compacted or covered with a layer of material so that it prevents, impedes or slows infiltration or absorption of fluid, including stormwater directly into the ground, and results in either reduced groundwater recharge or increased stormwater runoff sufficient to be classified as impervious in Urban Areas by the

United States Department of Agriculture, Natural Resources Conservation Service Title 210 - Engineering, 210-3-1 - Small Watershed Hydrology (WINTR-55) Version 1.0, incorporated herein by reference, as amended and supplemented, available with user guide and tutorials at http://www.wsi.nrcs.usda.gov/products/W2Q/H&H/Tools_Models/WinTr55.html or at Natural Resources Conservation Service, 220 Davidson Avenue, Somerset, NJ 08873. Such surfaces may have varying degrees of permeability.

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

“Major development” means any division of land into five or more lots; any construction or expansion of any housing development of five or more dwelling units; any construction or expansion of any commercial or industrial use or structure on a site of more than three acres; or any grading, clearing or disturbance of an area in excess of 5,000 square feet.

"Minor development" means all development other than major development.

“Motor vehicle” means land vehicles propelled other than by muscular power, such as automobiles, motorcycles, autocycles, and low speed vehicles. For the purposes of this definition, motor vehicle does not include farm equipment, snowmobiles, all-terrain vehicles, motorized wheelchairs, go-carts, gas buggies, golf carts, ski-slope grooming machines, or vehicles that run only on rails or tracks.

“Motor vehicle surface” means any pervious or impervious surface that is intended to be used by “motor vehicles” and/or aircraft, and is directly exposed to precipitation including, but not limited to, driveways, parking areas, parking garages, roads, racetracks, and runways.

“New Jersey Stormwater Best Management Practices (BMP) Manual” or “BMP Manual” means the manual maintained by the NJDEP providing, in part, design specifications, removal rates, calculation methods, and soil testing procedures approved by the NJDEP as being capable of contributing to the achievement of the stormwater management standards specified in this Chapter. The BMP Manual is periodically amended by the NJDEP as necessary to provide design specifications on additional best management practices and new information on already included practices reflecting the best available current information regarding the particular practice and the NJDEP’s determination as to the ability of that best management practice to contribute to compliance with the standards contained in this Chapter. Alternative stormwater management measures, removal rates, or calculation methods may be utilized, subject to any limitations specified in this Chapter, provided the design engineer demonstrates to the municipality, in accordance with **§200-3F** and N.J.A.C. 7:8-5.2(g), that the proposed measure and its design will contribute to achievement of the design and performance standards established by this Chapter.

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

"Permeability" means the rate at which water moves through a unit area of soil, rock, or other material at hydraulic gradient of one.

"Person" means an individual, corporation, public agency, business trust, partnership, association, two or more persons having a joint or common interest, or any other legal entity.

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

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

"Regulated motor vehicle surface" means any of the following, alone or in combination:

- (1) A net increase in motor vehicle surface; and/or
- (2) The total area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant, where the water quality treatment will be modified or removed.

"Seasonal high water table" means the level below the natural surface of the ground to which water seasonally rises in the soil in most years.

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

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

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

"Source material" means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

“Stormwater” means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, or is captured by separate storm sewers or other sewage or drainage facilities, or conveyed by snow removal equipment.

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

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

“Stormwater runoff” means water flow on the surface of the ground or in storm sewers, resulting from precipitation.

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

“Wetlands” or “wetland” means lands which are inundated or saturated by water at a magnitude, duration and frequency sufficient to support the growth of hydrophytes. Wetlands include lands with poorly drained or very poorly drained soils as designated by the National Cooperative Soils Survey of the Soil Conservation Service of the United States Department of Agriculture. Wetlands include coastal wetlands and inland wetlands, including submerged lands. The "New Jersey Pinelands Commission Manual for Identifying and Delineating Pinelands Area Wetlands--a Pinelands Supplement to the Federal Manual for Identifying and Delineating Jurisdictional Wetlands," dated January, 1991, as amended, may be utilized in delineating the extent of wetlands based on the definitions of wetlands and wetlands soils contained in N.J.A.C. 7:50-2.11, 6.3, 6.4 and 6.5.

“Wetland transition area” means an area within 300 feet of any wetland.

§200-3. Stormwater Management Requirements

- A. Stormwater management measures for development regulated under this Chapter shall be designed to provide erosion control, groundwater recharge, stormwater runoff quantity control and stormwater runoff quality treatment in accordance with this Chapter.

- (1) Major development shall meet the minimum design and performance standards for erosion control established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C. 2:90 and 16:25A.
 - (2) All development regulated under this Chapter shall meet the minimum design and performance standards for groundwater recharge, stormwater runoff quality, and stormwater runoff quantity at **§200-3O, P, and Q** by incorporating green infrastructure as provided at **§200-3N**.
- B.** All development regulated under this Chapter shall incorporate a maintenance plan for the stormwater management measures in accordance with **§200-9**.
- C.** Stormwater management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species in accordance with N.J.A.C. 7:8-5.2(c) and N.J.A.C. 7:50-6.27 and 6.33.
- D.** **Tables 1, 2, and 3** below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater BMP Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in **§200-3N, O, P, and Q**. When designed in accordance with the most current version of the New Jersey Stormwater BMP Manual and this Chapter, the stormwater management measures found in **Tables 1, 2, and 3** are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater BMP Manual to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPs designed in accordance with the New Jersey Stormwater BMP Manual, the NJDEP shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the NJDEP website at: https://njstormwater.org/bmp_manual2.htm.
- E.** Where the BMP tables at N.J.A.C. 7:8-5.2(f) differ with **Tables 1, 2 and 3** below due to amendment, the BMP Tables at N.J.A.C. 7:8-5.2(f) shall take precedence, except that in all cases the lowest point of infiltration must maintain a minimum separation of two (2) feet to seasonal high water table as required by **§200-3H(2)** unless otherwise noted.

Table 1: Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Cistern	0	Yes	No	--

Dry Well ^(a)	0	No	Yes	2
Grass Swale	50 or less	No	No	2 ^(e) 1 ^(f)
Green Roof	0	Yes	No	--
Manufactured Treatment Device ^{(a), (g)}	50 or 80	No	No	Dependent upon the device
Pervious Paving System ^(a)	80	Yes	Yes ^(b)	2 ^(b)
			No ^(c)	2 ^(c)
Small-Scale Bioretention Basin ^(a)	80 or 90	Yes	Yes ^(b)	2 ^(b)
			No ^(c)	1 ^(c)
Small-Scale Infiltration Basin ^(a)	80	Yes	Yes	2
Small Scale Sand Filter ^(a)	80	Yes	Yes	2
Vegetative Filter Strip	60-80	No	No	--

Table 2: Green Infrastructure BMPs for Stormwater Runoff Quantity (or for Groundwater Recharge and/or Stormwater Runoff Quality with a Variance from N.J.A.C. 7:8-5.3)

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Bioretention System	80 or 90	Yes	Yes ^(b)	2 ^(b)
			No ^(c)	1 ^(c)
Infiltration Basin	80	Yes	Yes	2
Sand Filter ^(b)	80	Yes	Yes	2
Standard Constructed Wetland	90	Yes	No	2 ⁽ⁱ⁾
Wet Pond ^(d)	50-90	Yes	No	2 ⁽ⁱ⁾

Table 3: BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Variance from N.J.A.C. 7:8-5.3

Best Management Practice	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High Water Table (Feet)
Blue Roof	0	Yes	No	N/A
Extended Detention Basin	40-60	Yes	No	2

Manufactured Treatment Device ^(h)	50 or 80	No	No	Dependent upon the device
Sand Filter ^(c)	80	Yes	No	2
Subsurface Gravel Wetland	90	No	No	2
Wet Pond	50-90	Yes	No	2 ⁽ⁱ⁾

Footnotes to Tables 1, 2, and 3:

- (a) subject to the applicable contributory drainage area limitation specified at **§200-3N(2)**.
- (b) designed to infiltrate into the subsoil.
- (c) designed with underdrains, where stormwater percolates into the underdrain through the soils and is not directed to the underdrain by an outlet control structure.
- (d) designed to maintain at least a 10-foot wide area of native vegetation along at least 50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation.
- (e) designed with a slope of less than two percent.
- (f) designed with a slope of equal to or greater than two percent.
- (g) manufactured treatment devices that meet the definition of green infrastructure at **§200-2**.
- (h) manufactured treatment devices that do not meet the definition of green infrastructure at **§200-2**.
- (i) the top elevation of the impermeable layer or liner must maintain this 2-foot minimum separation to the seasonal high water table.

F. An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the NJDEP and the Pinelands Commission in accordance with **§200-5B**. Alternative stormwater management measures may be used to satisfy the requirements at **§200-3N** only if the measures meet the definition of green infrastructure at **§200-2**. Alternative stormwater management measures that function in a similar manner to a BMP listed at **§200-3N(2)** are subject to the contributory drainage area limitation specified at **§200-3N(2)** for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at **§200-3N(2)** shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for compliance with the stormwater runoff quality standard unless a variance in accordance with **§200-10** is granted from **§200-3N**.

G. Hydraulic Impacts

- (1) For all major development, groundwater mounding analysis shall be required for purposes of assessing the hydraulic impacts of mounding of the water table resulting from infiltration of stormwater runoff from the maximum storm designed for infiltration. The mounding analysis shall provide details and supporting documentation on the methodology used. Groundwater mounds shall not cause stormwater or groundwater to breakout to the land surface or cause adverse impacts to adjacent water bodies, wetlands, or subsurface structures, including, but not limited to, basements and septic systems. Where the mounding analysis identifies adverse impacts, the stormwater management measure shall be redesigned or relocated, as appropriate.
- (2) For all applicable minor development, a design engineer's certification that each green infrastructure stormwater management measure will not adversely impact basements or septic systems of the proposed development shall be required.

H. Design standards for stormwater management measures are as follows:

- (1) Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; wetland transition areas; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
- (2) Stormwater management measures designed to infiltrate stormwater shall be designed, constructed, and maintained to provide a minimum separation of at least two feet between the elevation of the lowest point of infiltration and the seasonal high water table;
- (3) Stormwater management measures designed to infiltrate stormwater shall be sited in suitable soils verified by testing to have permeability rates between one and 20 inches per hour. A factor of safety of two shall be applied to the soil's permeability rate in determining the infiltration measure's design permeability rate. If such soils do not exist on the parcel proposed for development or if it is demonstrated that it is not practical for engineering, environmental, or safety reasons to site the stormwater infiltration measure(s) in such soils, the stormwater infiltration measure(s) may be sited in soils verified by testing to have permeability rates in excess of 20 inches per hour, provided that stormwater is routed through a bioretention system prior to infiltration. Said bioretention system shall be designed, installed, and maintained in accordance with the New Jersey Stormwater BMP Manual;
- (4) The use of stormwater management measures that are smaller in size and distributed spatially throughout a parcel, rather than the use of a single, larger stormwater management measure shall be required;

- (5) Methods of treating stormwater prior to entering any stormwater management measure shall be incorporated into the design of the stormwater management measure to the maximum extent practical;
- (6) To avoid sedimentation that may result in clogging and reduction of infiltration capability and to maintain maximum soil infiltration capacity, the construction of stormwater management measures that rely upon infiltration shall be managed in accordance with the following standards:
 - (a) No stormwater management measure shall be placed into operation until its drainage area has been completely stabilized. Instead, upstream runoff shall be diverted around the measure and into separate, temporary stormwater management facilities and sediment basins. Such temporary facilities and basins shall be installed and utilized for stormwater management and sediment control until stabilization is achieved in accordance with N.J.A.C. 2:90;
 - (b) If, for engineering, environmental, or safety reasons, temporary stormwater management facilities and sediment basins cannot be constructed on the parcel in accordance with (a) above, the stormwater management measure may be placed into operation prior to the complete stabilization of its drainage area provided that the measure's bottom during this period is constructed at a depth at least two feet higher than its final design elevation. When the drainage area has been completely stabilized, all accumulated sediment shall be removed from the stormwater management measure, which shall then be excavated to its final design elevation; and
 - (c) To avoid compacting the soils below a stormwater management measure designed to infiltrate stormwater, no heavy equipment, such as backhoes, dump trucks, or bulldozers shall be permitted to operate within the footprint of the stormwater management measure. All excavation required to construct a stormwater management measure that relies on infiltration shall be performed by equipment placed outside the footprint of the stormwater management measure. If this is not possible, the soils within the excavated area shall be renovated and tilled after construction is completed. Earthwork associated with stormwater management measure construction, including excavation, grading, cutting, or filling, shall not be performed when soil moisture content is above the lower plastic limit;
- (7) Dry wells shall be designed to prevent access by amphibian and reptiles;
- (8) Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm established at §200-3P(4). For elevations higher than the water

quality design storm, the parallel bars at the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars of six inches. In addition, the design of trash racks must comply with the requirements of **§200-7C(1)**;

- (9) Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
 - (10) Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs at **§200-7**; and
 - (11) The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.
- I. Manufactured treatment devices may be used to meet the requirements of this Chapter, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the NJDEP. Manufactured treatment devices that do not meet the definition of green infrastructure at **§200-2** may be used only under the circumstances described at **§200-3N(4)**.
 - J. Any application for a new agricultural development that meets the definition of major development at N.J.A.C. 7:8-1.2 shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at **§200-3N, O, P, and Q** and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
 - K. If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at **§200-3O, P, and Q** shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
 - L. Any stormwater management measure authorized under the municipal stormwater management plan or this Chapter shall be reflected in a deed notice recorded in the Atlantic County Clerk's Office. A form of deed notice shall be submitted to the municipality for approval prior to filing. The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at **§200-3N, O, P, and Q** and shall identify the location of the stormwater

management measure(s) in NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to **§200-9B(5)**. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded on the deed shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.

M. A stormwater management measure approved under the municipal stormwater management plan or this Chapter may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards contained in **§200-3N, O, P, and Q** and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Atlantic County Clerk’s Office and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with **L** above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with **L** above.

N. Green Infrastructure Standards

- (1)** This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards of this Chapter.
- (2)** To satisfy the groundwater recharge and stormwater runoff quality standards at **§200-3O and P**, the design engineer shall utilize BMPs identified in **Table 1** at **§200-3E** and/or an alternative stormwater management measure approved in accordance with **§200-3F**. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

Best Management Practice	Maximum Contributory Drainage Area
Dry Well	1 acre
Manufactured Treatment Device	2.5 acres
Pervious Pavement System	Area of additional inflow cannot exceed three times the area occupied by the BMP
Small-scale Bioretention Systems	2.5 acres
Small-scale Infiltration Basin	2.5 acres
Small-scale Sand Filter	2.5 acres

- (3) To satisfy the stormwater runoff quantity standards at §200-3Q, the design engineer shall utilize BMPs identified in **Table 1** or **2** at §200-3E and/or an alternative stormwater management measure approved in accordance with §200-3F.
- (4) If a variance in accordance with §200-10 is granted from the requirements of this subsection, then BMPs from **Table 1, 2, or 3** at §200-3E and/or an alternative stormwater management measure approved in accordance with §200-3F may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at §200-3O, P, and Q.
- (5) For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right-of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at §200-3O, P, and Q.

O. Groundwater Recharge Standards

- (1) This subsection contains the minimum design and performance standards for groundwater recharge as follows:
- (2) For all major development, the total runoff volume generated from the net increase in impervious surfaces by a 10-year, 24-hour storm shall be retained and infiltrated onsite.
- (3) For minor development that involves the construction of four or fewer dwelling units, the runoff generated from the total roof area of the dwelling(s) by a 10-year, 24-hour storm shall be retained and infiltrated through installation of one or more green infrastructure stormwater management measures designed in accordance with the New Jersey Stormwater BMP Manual. Appropriate green infrastructure stormwater management measures include, but are not limited to dry wells, pervious pavement systems, and small scale bioretention systems, including rain gardens.
- (4) For minor development that involves any nonresidential use and will result in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces, the water quality design storm volume generated from these surfaces shall be recharged onsite.
- (5) Stormwater from areas of high pollutant loading and/or industrial stormwater exposed to source material shall only be recharged in accordance with §200-3P(8).

P. Stormwater Runoff Quality Standards

- (1) This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of:
 - (a) Major development;
 - (b) Minor development that involves any nonresidential use and will result in an increase of greater than 1,000 square feet of regulated motor vehicle surfaces; and
 - (c) Any development involving the grading, clearing, or disturbance of an area in excess of 5,000 square feet within any five-year period.
- (2) Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm established at §200-3P(4) as follows:
 - (a) Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
 - (b) If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
- (3) The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollutant Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NJPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with (2) above, unless the major development is itself subject to a NJPDES permit with a numeric effluent limitation for TSS or the NJPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.
- (4) The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in **Table 4**, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

Table 4: Water Quality Design Storm Distribution

Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)	Time (Minutes)	Cumulative Rainfall (Inches)
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.0083	45	0.2	85	1.117
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.235	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.0166	50	0.2583	90	1.15
11	0.01828	51	0.2783	91	1.155
12	0.01996	52	0.2983	92	1.16
13	0.02164	53	0.3183	93	1.165
14	0.02332	54	0.3383	94	1.17
15	0.025	55	0.3583	95	1.175
16	0.03	56	0.4116	96	1.18
17	0.035	57	0.465	97	1.185
18	0.04	58	0.5183	98	1.19
19	0.045	59	0.5717	99	1.195
20	0.05	60	0.625	100	1.2
21	0.055	61	0.6783	101	1.205
22	0.06	62	0.7317	102	1.21
23	0.065	63	0.785	103	1.215
24	0.07	64	0.8384	104	1.22
25	0.075	65	0.8917	105	1.225
26	0.08	66	0.9117	106	1.2267
27	0.085	67	0.9317	107	1.2284
28	0.09	68	0.9517	108	1.23
29	0.095	69	0.9717	109	1.2317
30	0.1	70	0.9917	110	1.2334
31	0.1066	71	1.0034	111	1.2351
32	0.1132	72	1.015	112	1.2367
33	0.1198	73	1.0267	113	1.2384
34	0.1264	74	1.0383	114	1.24
35	0.133	75	1.05	115	1.2417
36	0.1396	76	1.0568	116	1.2434
37	0.1462	77	1.0636	117	1.245
38	0.1528	78	1.0704	118	1.2467
39	0.1594	79	1.0772	119	1.2483
40	0.166	80	1.084	120	1.25

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

$$R = A + B - (A \times B) / 100$$

Where,

R = total TSS Percent Load Removal from application of both BMPs, and
A = the TSS Percent Removal Rate applicable to the first BMP
B = the TSS Percent Removal Rate applicable to the second BMP.

- (6) Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm established at **§200-3P(4)**. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in **§200-3O, P, and Q**.
- (7) For all major development, stormwater management measures shall be designed to achieve a minimum of 65 percent reduction of the post-construction total nitrogen load from the developed site, including those permanent lawn or turf areas that are specifically intended for active human use as described at N.J.A.C. 7:50-6.24(c)3, in stormwater runoff generated from the water quality design storm established at **§200-3P(4)**. In achieving a minimum 65 percent reduction of total nitrogen, the design of the site shall include green infrastructure in accordance with the New Jersey Stormwater BMP Manual and shall optimize nutrient removal. The minimum 65 percent total nitrogen reduction may be achieved by using a singular stormwater management measure or multiple stormwater management measures in series.
- (8) In high pollutant loading areas (HPLAs) and/or areas where stormwater runoff is exposed to source material, as defined in **§200-2**, the following additional water quality standards shall apply:
- (a) The areal extent and amount of precipitation falling directly on or flowing over HPLAs and/or areas where stormwater is exposed to source material shall be minimized through the use of roof covers, canopies, curbing or other physical means to the maximum extent practical in order to minimize the quantity of stormwater generated from HPLA areas and areas where stormwater runoff is exposed to source material;
- (b) The stormwater runoff originating from HPLAs and/or areas where stormwater runoff is exposed to source material shall be segregated and prohibited from comingling with stormwater runoff originating from the remainder of the parcel

unless it is first routed through one or more stormwater management measures required at (c) below;

- (c) The stormwater runoff from HPLAs and/or areas where stormwater runoff is exposed to source material shall incorporate stormwater management measures designed to reduce the post-construction load of TSS by at least 90 percent in stormwater runoff generated from the water quality design storm established at §200-3P(4) using one or more of the measures identified at [1] or [2] below. In meeting this requirement, the minimum 90 percent removal of total suspended solids may be achieved by utilizing multiple stormwater management measures in series:
 - [1] Any measure designed in accordance with the New Jersey Stormwater BMP Manual to remove total suspended solids. Any such measure must be constructed to ensure that the lowest point of infiltration within the measure maintains a minimum of two feet of vertical separation from the seasonal high-water table; and
 - [2] Other measures certified by the NJDEP, including a Media Filtration System manufactured treatment device with a minimum 80 percent removal of total suspended solids as verified by the New Jersey Corporation for Advanced Technology; and
- (d) If the potential for contamination of stormwater runoff by petroleum products exists onsite, prior to being conveyed to the stormwater management measure required at (c) above, the stormwater runoff from the HPLAs and areas where stormwater runoff is exposed to source material shall be conveyed through an oil/grease separator or other equivalent manufactured filtering device providing for the removal of petroleum hydrocarbons. The applicant shall provide the review agency with sufficient data to demonstrate acceptable performance of the device.
- (9) The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.
- (10) Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post-construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.

Q. Stormwater Runoff Quantity Standards

- (1) This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts related to applicable major and minor development.
- (2) In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at §200-4, complete one of the following:
 - (a) Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the 2-, 10-, and 100-year storm events do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - (b) Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the 2-, 10- and 100-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - (c) Design stormwater management measures so that the post-construction peak runoff rates for the 2-, 10- and 100-year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
 - (d) In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with (a), (b), and (c) above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that the increased volume, change in timing, or increased rate of the stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
- (3) The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.
- (4) There shall be no direct discharge of stormwater runoff from any point or nonpoint source to any wetland, wetlands transition area, or surface waterbody. In addition, stormwater runoff shall not be directed in such a way as to increase the volume and rate of discharge into any wetlands, wetlands transition area, or surface water body from that which existed prior to development of the parcel.

- (5) To the maximum extent practical, there shall be no direct discharge of stormwater runoff onto farm fields to protect farm crops from damage due to flooding, erosion, and long-term saturation of cultivated crops and cropland.

R. As-built requirements for major development are as follows:

- (1) After all construction activities have been completed on the parcel and finished grade has been established in each stormwater management measure designed to infiltrate stormwater, replicate post-development permeability tests shall be conducted to determine if as-built soil permeability rates are consistent with design permeability rates. The results of such tests shall be submitted to the municipal engineer or other appropriate reviewing engineer. If the results of the post-development permeability tests fail to achieve the minimum required design permeability rate, utilizing a factor of safety of two, the stormwater management measure shall be renovated and re-tested until the required permeability rates are achieved; and
- (2) After all construction activities and required testing have been completed on the parcel, as-built plans, including as-built elevations of all stormwater management measures shall be submitted to the municipal engineer or other appropriate reviewing engineer to serve as a document of record. Based upon that engineer's review of the as-built plans, all corrections or remedial actions deemed necessary due to the failure to comply with design standards and/or for any reason concerning public health or safety, shall be completed by the applicant. In lieu of review by the municipal engineer, the municipality may engage a licensed professional engineer to review the as-built plans and charge the applicant for all costs associated with such review.

§200-4. Calculation of Stormwater Runoff and Groundwater Recharge

- A. Stormwater runoff shall be calculated by the design engineer using the USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented, except that the Rational Method for peak flow and the Modified Rational Method for hydrograph computations shall not be used. This methodology is additionally described in Technical Release 55 - Urban Hydrology for Small Watersheds (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at: https://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1044171.pdf or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873.
- B. In calculating stormwater runoff using the NRCS methodology, the appropriate 24-hour rainfall depths as developed for the parcel by the National Oceanic and Atmospheric Administration, https://hdsc.nws.noaa.gov/hdsc/pfds/pfds_map_cont.html?bkmrk=nj, shall be utilized.

- C. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover has existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
- D. In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.
- E. In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, urban impervious area modifications as described in the NRCS Technical Release 55 – Urban Hydrology for Small Watersheds or other methods may be employed.
- F. If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the design of structural stormwater management measures.
- G. Groundwater recharge may be calculated in accordance with the New Jersey Geological Survey Report GSR-32, A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the New Jersey Stormwater Best Management Practices Manual; at the New Jersey Geological Survey website at: <https://www.nj.gov/dep/njgs/pricelst/gsreport/gsr32.pdf> or at New Jersey Geological and Water Survey, 29 Arctic Parkway, PO Box 420 Mail Code 29-01, Trenton, New Jersey 08625-0420.

§200-5. Sources for Technical Guidance

- A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the NJDEP's website at: http://www.nj.gov/dep/stormwater/bmp_manual2.htm.

- (1) Guidelines for stormwater management measures are contained in the New Jersey Stormwater BMP Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in **Tables 1, 2, and 3** of **§200-3E**. The New Jersey Stormwater BMP Manual may be utilized as a guide in determining the extent to which stormwater management activities and measures meet the standards of this Chapter.
- (2) Additional maintenance guidance is available on the NJDEP's website at: https://www.njstormwater.org/maintenance_guidance.htm.

B.

- (1) Submissions required for review by the NJDEP should be mailed to:

The Division of Water Quality, New Jersey Department of Environmental Protection, Mail Code 401-02B, PO Box 420, Trenton, New Jersey 08625-0420.

- (2) Submissions required for review by the Pinelands Commission should be emailed to appinfo@pinelands.nj.gov.

§200-6. Solids and Floatable Materials Control Standards

- A.** Site design features identified under **§200-3E**, or alternative designs in accordance with **§200-3F**, to prevent discharge of trash and debris from drainage systems shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see **(2)** below.

- (1) Design engineers shall use one of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
 - (a) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines; or
 - (b) A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

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

open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- (c) For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

(2) The standard in (1) above does not apply:

- (a) Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
- (b) Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
- (c) Where flows from the water quality design storm established at **§200-3P(4)** are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
 - [1] A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
 - [2] A bar screen having a bar spacing of 0.5 inches.

Note that these exemptions do not authorize any infringement of requirements in the Residential Site Improvement Standards for bicycle safe grates in new residential development (N.J.A.C. 5:21-4.18(b)2 and 7.4(b)1).

- (d) Where flows are conveyed through a trash rack that has parallel bars with one-inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm established at **§200-3P(4)**; or
- (e) Where the NJDEP determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

§200-7. Safety Standards for Stormwater Management Basins

- A.** This section sets forth requirements to protect public safety through the proper design and operation of stormwater management BMPs. This section applies to any new stormwater management BMP.
- B.** The provisions of this section are not intended to preempt more stringent municipal or county safety requirements for new or existing stormwater management BMPs. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management BMPs to be retrofitted to meet one or more of the safety standards in **C(1), (2) or (3)** below for trash racks, overflow grates, and escape provisions at outlet structures.
- C. Requirements for Trash Racks, Overflow Grates and Escape Provisions**
 - (1)** A trash rack is a device designed to catch trash and debris and prevent the clogging of outlet structures. Trash racks shall be installed at the intake to the outlet from the Stormwater management BMP to ensure proper functioning of the BMP outlets in accordance with the following:
 - (a)** The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars;
 - (b)** The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure;
 - (c)** The average velocity of flow through a clean trash rack is not to exceed 2.5 feet per second under the full range of stage and discharge. Velocity is to be computed on the basis of the net area of opening through the rack; and
 - (d)** The trash rack shall be constructed of rigid, durable, and corrosion resistant material and designed to withstand a perpendicular live loading of 300 pounds per square foot.
 - (2)** An overflow grate is designed to prevent obstruction of the overflow structure. If an outlet structure has an overflow grate, the grate shall comply with the following requirements:
 - (a)** The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
 - (b)** The overflow grate spacing shall be no greater than two inches across the smallest dimension

- (c) The overflow grate shall be constructed of rigid, durable, and corrosion resistant material, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.

(3) Stormwater management BMPs shall include escape provisions as follows:

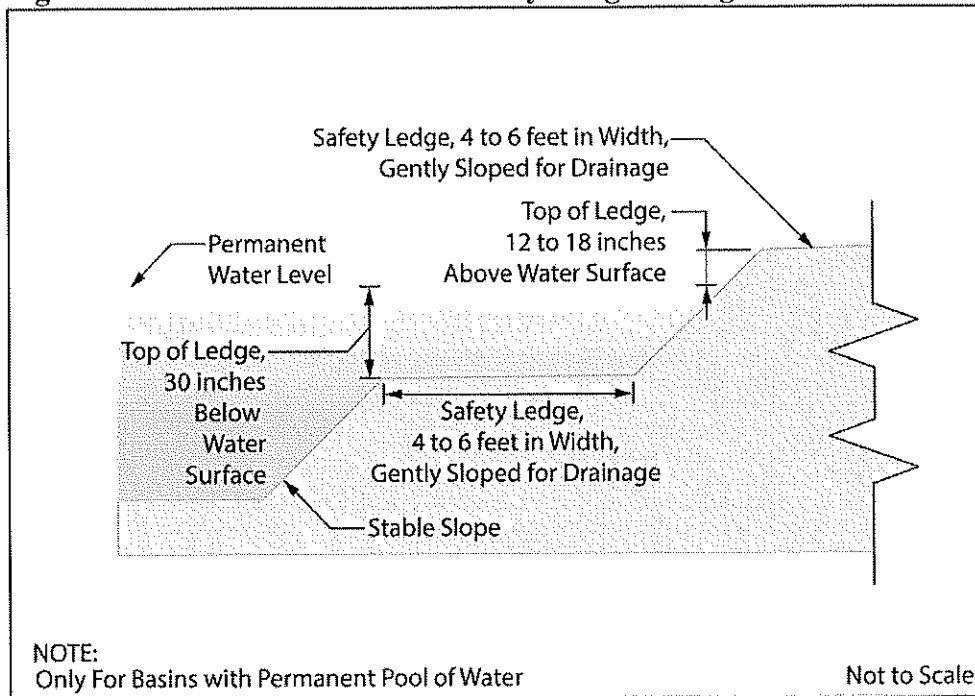
- (a) If a stormwater management BMP has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management BMPs. With the prior approval of the municipality pursuant to **D** below, a free-standing outlet structure may be exempted from this requirement;
- (b) Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See **E** below for an illustration of safety ledges in a stormwater management BMP; and
- (c) In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

D. Variance or Exemption from Safety Standard

A variance or exemption from the safety standards for stormwater management BMPs may be granted only upon a written finding by the municipality that the variance or exemption will not constitute a threat to public safety.

E. Safety Ledge Illustration

Figure 1. Elevation View – Basin Safety Ledge Configuration



§200-8. Requirements for a Site Development Stormwater Plan

A. Submission of Site Development Stormwater Plan.

- (1) Any application for major development approval shall include a Site Development Stormwater Plan containing all information required in **§200-8C**.
- (2) Any application for minor development approval that is subject to this Chapter shall include a Site Development Stormwater Plan containing all information required in **§200-8D**.
- (3) The Site Development Stormwater Plan shall demonstrate that the proposed development meets the standards of this Chapter.
- (4) The Site Development Stormwater Plan shall contain comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in **§200-3P(4)**. The standards for groundwater recharge and stormwater runoff rate, volume and quality required by **§200-3O, P, and Q** and shall be met using the methods, calculations and assumptions provided in **§200-4**.

- (5) The application submission requirements of (1) and (2) above shall be in addition to all other applicable application submission requirements of the municipality's land development regulations.
- (6) The applicant shall submit three copies of the Site Development Stormwater Plan. All required engineering plans shall be in CAD Format 15 or higher, registered and rectified to NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Shape Format NAD 1983 State Plane New Jersey FIPS 2900 US Feet. All other required documents shall be submitted in both paper and commonly used electronic file formats such as .pdf, word processing, database or spreadsheet files. Three copies of each item shall be submitted. (Note: Mullica Township in its discretion may select a different number of copies, if appropriate).

B. Site Development Stormwater Plan Approval.

The Site Development Stormwater Plan shall be reviewed as a part of the development review process by the municipal board or official from whom municipal approval is sought. That municipal board or official shall consult the engineer retained by the Planning and/or Zoning Board (as appropriate) to determine if all the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this Chapter.

C. Checklist Requirements for major development.

Any application for major development approval shall include a Site Development Stormwater Plan containing, at minimum, the following information.

(1) Topographic Base Map.

The Site Development Stormwater Plan shall contain a topographic base map of the site that extends a minimum of three hundred (300) feet beyond the limits of the proposed development, at a scale of one (1) inch = two hundred (200) feet or greater, showing one (1) foot contour intervals. The map shall indicate the following: existing surface water drainage, shorelines, steep slopes, soils, highly erodible soils, perennial or intermittent streams that drain into or upstream of any Category One or Pinelands Waters, wetlands and floodplains along with any required wetlands transition areas, marshlands and other wetlands, pervious or vegetative surfaces, existing surface and subsurface human-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown. Mullica Township or the Pinelands Commission may require upstream tributary drainage system information as necessary.

(2) Environmental Site Analysis.

The Site Development Stormwater Plan shall contain a written description along with the drawings of the natural and human-made features of the site and its environs. This description shall include:

- (a) A discussion of environmentally critical areas, soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention shall be given to unique, unusual or environmentally sensitive features and to those features that provide particular opportunities for or constraints on development; and
 - (b) Detailed soil and other environmental conditions on the portion of the site proposed for installation of any stormwater management measures, including, at a minimum:
 - [1] A soils report based on onsite soil tests;
 - [2] Location and spot elevations in plan view of all test pits and permeability tests;
 - [3] Permeability test data and calculations;
 - [4] Any other required soil or hydrogeologic data (e.g., mounding analyses results) correlated with location and elevation of each test site;
 - [5] A cross-section of all proposed stormwater management measures with side-by-side depiction of soil profile drawn to scale and seasonal high water table elevation identified; and
 - [6] Any other information necessary to demonstrate the suitability of the specific proposed stormwater management measures relative to the environmental conditions on the portion(s) of the site proposed for implementation of those measures.
- (3) Project description and site plan(s).

The Site Development Stormwater Plan shall contain a map (or maps), at the same scale as the topographical base map, indicating the location of existing and proposed buildings, roads, parking areas, utilities, structural facilities for stormwater management and sediment control, and other permanent structures. The map(s) shall also clearly show areas where alterations will occur in the natural terrain and cover, including lawns and other landscaping, and seasonal high groundwater elevations. A written description of the site plan and justification for proposed changes in natural conditions shall also be provided.

- (4) Land Use Planning and Source Control Plan.

The Site Development Stormwater Plan shall contain a Land Use Planning and Source Control Plan demonstrating compliance with the erosion control, groundwater recharge, stormwater runoff quantity control and stormwater quality treatment required by this Chapter. This shall include, but is not limited to:

- (a) Information demonstrating that the proposed stormwater management measures are able to achieve a minimum 65 percent reduction of the post-construction total nitrogen load, in accordance with §200-3P(7).
- (b) Where any stormwater generated from high pollutant loading areas or where stormwater will be exposed to source material, information demonstrating that the proposed stormwater management measures are consistent with §200-3P(8).

(5) Stormwater Management Facilities Map.

The Site Development Stormwater Plan shall contain a Stormwater Management Facilities Map, at the same scale as the topographic base map, depicting the following information:

- (a) The total area to be disturbed, paved and/or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to manage and recharge stormwater; and
- (b) Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention (if applicable) and emergency spillway provisions with maximum discharge capacity of each spillway.

(6) Groundwater Mounding Analysis.

The Site Development Stormwater Plan shall contain a groundwater mounding analysis in accordance with §200-3G(1).

(7) Inspection, Maintenance and Repair Plan.

The Site Development Stormwater Plan shall contain an Inspection, Maintenance and Repair Plan containing information meeting the requirements of §200-9B of this Chapter.

D. Checklist Requirements for minor development.

Any application for minor development approval that is subject to this Chapter shall include a Site Development Stormwater Plan, certified by a design engineer, containing, at minimum, the following information:

- (1) All existing and proposed development, including limits of clearing and land disturbance.
- (2) All existing and proposed lot lines.
- (3) All wetlands and required wetland transition areas.
- (4) The type and location of each green infrastructure stormwater management measure.
- (5) A cross sectional drawing of each stormwater management measure showing the associated:
 - (a) soil profile;
 - (b) soil permeability test elevation;
 - (c) soil permeability rate; and
 - (d) the elevation of, and vertical separation to, the seasonal high water table.
- (6) A design engineer's certification that each green infrastructure stormwater management measure will not adversely impact basements or septic systems of the proposed development, in accordance with **§200-3G(2)**.
- (7) A Maintenance Plan containing information meeting the requirements of **§200-9B** of this Chapter.

E. Exception from submission requirements.

With the exception of **C(7)** and **D(7)** above, the municipality may modify or waive any required element of the Site Development Stormwater Plan, provided that sufficient information can be provided to demonstrate compliance with the standards of this Chapter. However, application information required in accordance with the Pinelands CMP (N.J.A.C. 7:50-4.2(b)) shall be submitted to the Pinelands Commission, unless the Executive Director of the Pinelands Commission waives or modifies the application requirements.

§200-9. Maintenance and Repair

- A.** All development regulated under this Chapter shall incorporate a maintenance plan, prepared by the design engineer, consistent with **B** below. Maintenance and repair shall be implemented in accordance with maintenance plan and **C** below.
- B.** The maintenance plan shall include the following:

- (1) Specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.
- (2) Responsibility for maintenance of stormwater management measures approved as part of an application for major development shall not be assigned or transferred to the owner or tenant of an individual property, unless such owner or tenant owns or leases the entire site subject to the major development approval. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume these tasks; however, the individual cannot be legally responsible for all the maintenance required.
- (3) Responsibility for maintenance of stormwater management measures approved as part of an application for minor development may be assigned or transferred to the owner or tenant of the parcel.
- (4) If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
- (5) If the person responsible for maintenance identified under (1) above is not a public agency, the maintenance plan and any future revisions based on §200-9C(2)(b) shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
- (6) For all major development, the following additional standards apply:
 - (a) The maintenance plan shall include accurate and comprehensive drawings of all stormwater management measures on a parcel, including the specific latitude and longitude and block/lot number of each stormwater management measure. Maintenance plans shall specify that an inspection, maintenance, and repair report will be updated and submitted annually to the municipality;
 - (b) Stormwater management measure easements shall be provided by the property owner as necessary for facility inspections and maintenance and preservation of stormwater runoff conveyance, infiltration, and detention areas and facilities.

The purpose of the easement shall be specified in the maintenance agreement;
and

- (c) An adequate means of ensuring permanent financing of the inspection, maintenance, repair, and replacement plan shall be implemented and shall be detailed in the maintenance plan. Financing methods shall include, but not be limited to:
 - [1] The assumption of the inspection and maintenance program by a municipality, county, public utility, or homeowners association;
 - [2] The required payment of fees to a municipal stormwater fund in an amount equivalent to the cost of both ongoing maintenance activities and necessary structural replacements.
- (7) For all minor development, maintenance plans shall be required for all stormwater management measures installed in accordance with this Chapter and shall include, at a minimum, the following information:
 - (a) A copy of the certified plan required pursuant to **§200-8D**;
 - (b) A description of the required maintenance activities for each stormwater management measure; and
 - (c) The frequency of each required maintenance activity.

C. General Maintenance and Repair

- (1) Preventative and corrective maintenance shall be performed to maintain the function of the stormwater management measure, including, but not limited to, repairs or replacement to the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
- (2) The person responsible for maintenance identified under **§200-9B(2)** shall perform all of the following requirements:
 - (a) maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;
 - (b) evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and

(c) retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by (a) and (b) above.

(3) The requirements of B(2), (3), and (4) above do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as issued by the Department.

(4) In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.

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

§200-10. Variances

A. The exemptions, exceptions, applicability standards, and waivers of strict compliance contained in the NJDEP Stormwater Management Regulations at N.J.A.C. 7:8-1.1 et seq. shall not apply within the Pinelands Area except in accordance with this Section.

B. The municipal review agency may grant a variance from the design and performance standards for stormwater management measures set forth in its municipal stormwater management plan and this Chapter, provided that:

(1) No variances shall be granted from §200-3Q(4), which prohibits the direct discharge of stormwater runoff to any wetlands, wetlands transition area, or surface waterbody and the direction of stormwater runoff in such a way as to increase in volume and rate of discharge into any wetlands, wetlands transition area, or surface water body from that which existed prior to development of the parcel;

(2) The municipal stormwater plan includes a mitigation plan in accordance with N.J.A.C. 7:8-4.2(c)11 and N.J.A.C. 7:50-3.39(a)2viii;

(3) The applicant demonstrates that it is technically impracticable to meet any one or more of the design and performance standards on-site. For the purposes of this analysis, technical impracticability exists only when the design and performance

standard cannot be met for engineering, environmental, or safety reasons. A municipality's approval of a variance shall apply to an individual drainage area and design and performance standard and shall not apply to an entire site or project, unless an applicant provides the required analysis for each drainage area within the site and each design and performance standard;

- (4) The applicant demonstrates that the proposed design achieves the maximum possible compliance with the design and performance standards of this Chapter on-site; and
- (5) A mitigation project is implemented, in accordance with the following:
 - (a) All mitigation projects shall be located in the Pinelands Area and in the same HUC-14 as the parcel proposed for development. If the applicant demonstrates that no such mitigation project is available, the municipality may approve a variance that provides for mitigation within the same HUC-11 as the parcel proposed for development, provided the mitigation project is located in the Pinelands Area.
 - (b) The proposed mitigation project shall be consistent with the municipal stormwater management plan certified by the Pinelands Commission. If said stormwater management plan does not identify appropriate parcels or projects where mitigation may occur, the applicant may propose a mitigation project that meets the criteria in (a) above.
 - (c) The mitigation project shall be approved no later than preliminary or final site plan approval of the major development.
 - (d) The mitigation project shall be constructed prior to, or concurrently with, the development receiving the variance.
 - (e) The mitigation project shall comply with the green infrastructure standards at **§200-3N**.
 - (f) If the variance that resulted in the mitigation project being required is from the green infrastructure standards at **§200-3N**, then the mitigation project must use green infrastructure BMPs in **Table 1** contained at **§200-3E**, and/or an alternative stormwater management measure approved in accordance with **§200-3F** that meets the definition of green infrastructure to manage an equivalent or greater area of impervious surface and an equivalent or greater area of motor vehicle surface as the area of the major development subject to the variance. Grass swales and vegetative filter strips may only be used in the mitigation project if the proposed project additionally includes a green infrastructure BMP other than a grass swale or vegetative filter strip. The green infrastructure used in the mitigation project must be sized to manage the water quality design storm established at **§200-3P(4)**, at a minimum, and is subject to

the applicable contributory drainage area limitation specified at **§200-3N(2)**, as applicable.

- (g) A variance from the groundwater recharge standards at **§200-3O** may be granted provided that the total volume of stormwater infiltrated by the mitigation project equals or exceeds the volume required at **§200-3O**.
- (h) A variance from the stormwater runoff quality standards at **§200-3P** may be granted if the following are met:
 - [1] The total drainage area of motor vehicle surface managed by the mitigation project(s) must equal or exceed the drainage area of the area of the major development subject to the variance and must provide sufficient TSS removal to equal or exceed the deficit resulting from granting the variance for the major development; and
 - [2] The mitigation project must remove nutrients to the maximum extent feasible in accordance with **§200-3P(7)**.
- (i) A variance from the stormwater runoff quantity standards at **§200-3Q** may be granted if the following are met:
 - [1] The applicant demonstrates, through hydrologic and hydraulic analysis, including the effects of the mitigation project, that the variance will not result in increased flooding damage below each point of discharge of the major development;
 - [2] The mitigation project indirectly discharges to the same watercourse and is located upstream of the major development subject to the variance; and
 - [3] The mitigation project provides peak flow rate attenuation in accordance with **§200-3Q(2)(c)** for an equivalent or greater area than the area of the major development subject to the variance. For the purposes of this demonstration, equivalent includes both size of the area and percentage of impervious surface and/or motor vehicle surface.
- (j) The applicant or the entity assuming maintenance responsibility for the associated major development shall be responsible for preventive and corrective maintenance (including replacement) of the mitigation project and shall be identified as such in the maintenance plan established in accordance with **§200-9**. This responsibility is not transferable to any entity other than a public agency, in which case a written agreement with that public agency must be submitted to the review agency.

- C. Any approved variance shall be submitted by the municipal review agency to the county review agency and the NJDEP, by way of a written report describing the variance, as well as the required mitigation, within 30 days of the approval.

§200-11. Penalties

Any person(s) who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this Chapter shall be subject to the following penalties:

- A. A fine not to exceed \$1,250.00 or imprisonment not to exceed 90 days. Each day that a violation shall continue shall constitute a separate violation.
- B. Nothing in this chapter shall be construed to limit the Township's right to institute and maintain a civil action, from seeking active injunctive relief, or to set aside or invalidate any conveyance made pursuant to a contract of sale.

*** For clarity purposes, Article I is retroactive to May 23, 2023 when ordinance 2023-7 was adopted by the Township.**

ARTICLE II

Illicit Storm Sewer Connections

Section 2. Purpose:

The purpose of this article is to prohibit illicit connections to the municipal separate storm sewer system (MS4) operated by the Township of Mullica, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

Section 3. Definitions:

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

DOMESTIC SEWAGE - Waste and wastewater from humans or household operations.

ILLICIT CONNECTION — Any physical or nonphysical connection that discharges domestic sewage, noncontact cooling water, processed wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Township of Mullica, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Nonphysical connections may include, but are not limited to, leaks, flows, or overflows into the municipal

separate storm sewer system.

INDUSTRIAL WASTE — Nondomestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act [33 U.S.C. § 1317(a), (b), or (c)].

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Township of Mullica or other public body, and is designed and used for collecting and conveying stormwater.

NJPDES PERMIT—A permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A et seq.

NONCONTACT COOLING WATER — Water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Noncontact cooling water may, however, contain algacides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

PROCESSED WASTEWATER—Any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Processed wastewater includes, but is not limited to, leachate and cooling water other than noncontact cooling water.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal or equipment.

Section 4. Prohibited Conduct.

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Township of Mullica any domestic sewage, noncontact cooling water, processed wastewater, or other industrial waste (other than stormwater).

Section 5. Enforcement.

This article shall be enforced by the Code Enforcement Office and the Police Department and/or other designated municipal officials of the Township of Mullica.

Section 6. Violations and penalties.

Any person, entity or corporation who shall violate any of the provisions of this article shall, upon conviction thereof, before the Municipal Court of the Township of Mullica, be subject to a fine not exceeding \$1,250.00 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted. A separate offense may be deemed committed on each day that a violation occurs or continues.

ARTICLE III

Prohibited Storm Sewer Discharges

Section 7. Purpose.

The purpose of this article is to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Township of Mullica, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

Section 8. Definitions and word usage.

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

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Township of Mullica or other public body, and is designed and used for collecting and conveying stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal or equipment.

Section 9. Prohibited conduct.

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Township of Mullica is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of

pollutants to the municipal separate storm sewer system is also prohibited.

Section 10. Exceptions to prohibition.

Exceptions to prohibition includes:

- A. Water line flushing and discharges from potable water sources.
- B. Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising groundwaters).
- C. Air-conditioning condensate (excluding contact and noncontact cooling water).
- D. Irrigation water (including landscape and lawn watering runoff).
- E. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.
- F. Residential car washing water and residential swimming pool discharges.
- G. Sidewalk, driveway and street wash water.
- H. Flows from fire-fighting activities.
- I. Flows from rinsing of the following equipment with clean water:
 - (1) Beach maintenance equipment immediately following their use for their intended purposes; and
 - (2) Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded. Rinsing of equipment, as noted in the above situation, is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

Section 11. Enforcement.

This article shall be enforced by the Code Enforcement Office, the Police Department and/or other designated municipal officials of the Township of Mullica.

Section 12. Violations and penalties.

Any person, entity or corporation who shall violate any of the provisions of this article shall, upon conviction thereof, before the Municipal Court of the Township of Mullica, be subject to a fine

not exceeding \$1,250.00 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted. A separate offense may be deemed committed on each day that a violation occurs or continues.

ARTICLE IV

Private Storm Drain Inlet Retrofitting

Section 13. Purpose

This article requires the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Mullica Township so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Section 14. Definitions.

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

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by Mullica Township or other public body, and is designed and used for collecting and conveying stormwater. NOTE: In municipalities with combined sewer systems, add the following: "MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources."

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STORM DRAIN INLET — An opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

WATERS OF THE STATE — The ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

Section 15. Prohibited conduct.

No person in control of private property (except a residential lot with one single-family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

- A. Already meets the design standard below to control passage of solid and floatable materials; or
- B. Is retrofitted or replaced to meet the standard in § 237-15 below prior to the completion of the project.

Section 16. Design standard.

Storm drain inlets identified in § 237-14 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Subsection C below.

- A. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
 - (1) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
 - (2) A different grate, if each individual clear space in that grate has an area of no more than 7.0 square inches, or is no greater than 0.5 inches across the smallest dimension.
 - (3) Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors.
- B. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than 7.0 square inches, or be no greater than 2.0 inches across the smallest dimension.
- C. This standard does not apply:
 - (1) Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;

- (2) Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
 - (a) A rectangular space 4 5/8 inches long and 1 1/2 inches wide (this option does not apply for outfall netting facilities); or
 - (b) A bar screen having a bar spacing of 0.5 inches.
- (3) Where flows are conveyed through a trash rack that has parallel bars with one-inch spacing between the bars; or
- (4) Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New-Jersey-Register-listed historic property.

Section 17. Enforcement.

This article shall be enforced by the Code Enforcement Office, the Police Department and/or other designated municipal officials of Mullica Township.

Section 18. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this article shall, upon conviction thereof, before the Municipal Court of the Township of Mullica, be subject to a fine not to exceed \$1,250.00 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted for each storm drain inlet that is not retrofitted to meet the design standard.

*** Article II, III and IV were adopted on June 25, 2024 in Ordinance 2024-10.**

Section 19.

All Ordinances or parts of Ordinances that are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

Section 20.

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

Section 21.

This Ordinance shall only take effect after final adoption and publication as required by law and approval by the New Jersey Pinelands Commission.

INTRODUCTION: July 23, 2024
PUBLICATION: July 31, 2024
ADOPTION: August 27, 2024
PUBLICATION: September 4, 2024
EFFECTIVE: September 4, 2024

Edward Hagaman
Mayor

CERTIFICATION

I, Krystel M. Arana, Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-16 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, July 23, 2024.

Krystel M. Arana
Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-16 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

Legal Notices

The Hammonton Gazette

1 2024-16 AN ORDINANCE OF THE
2 MAYOR AND COMMITTEE OF THE
3 TOWNSHIP OF MULLICA,
4 COUNTY OF ATLANTIC, STATE OF
5 NEW JERSEY AMENDING CHAP-
6 TER 200 OF THE CODE OF THE
7 TOWNSHIP OF MULLICA CAP-
8 TIONED "STORMWATER MAN-
9 AGEMENT". Notice is hereby given
10 that Ordinance 2024-16 was intro-
11 duced and passed on first reading at
12 the scheduled meeting of the Mayor
13 and Committee of the Township of
14 Mullica on July 23, 2024. Following a
15 public hearing on August 27, 2024,
16 Ordinance 2024-16 was adopted on
17 second reading. Copies of Ord-
18 nance 2024-16 are available for pub-
19 lic inspection at the Township Hall,
20 located at 4528 S White Horse Pike,
21 Elwood, NJ 08217, in the Municipal
22 Clerk's Office during regular busi-
23 ness hours, 8:30a.m. to 4:00p.m.,
24 Monday through Friday.

25
26 Kayla M. Veltman
27 Deputy Municipal Clerk
28

29 Pub. Date: August 28, 2024
30 Ptr. Fee: \$19.30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

Legal Notices

The Hammonton Gazette

1 2024-16 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE
2 TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW
3 JERSEY AMENDING CHAPTER 200 OF THE CODE OF THE TOWNSHIP
4 OF MULLICA CAPTIONED "STORMWATER MANAGEMENT". Notice
5 is hereby given that Ordinance 2024-16 was introduced and passed
6 on first reading at the scheduled meeting of the Mayor and Committee of
7 the Township of Mullica on July 23, 2024. Ordinance 2024-16 will be open
8 to the public for discussion and considered for adoption at the scheduled
9 meeting on August 27, 2024, at 7:00 p.m. at Mullica Township School District
10 located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance
11 2024-16 are available for public inspection in the Municipal Clerk's Office
12 during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.
13

14 Krystel M. Arana, RMC
15 Municipal Clerk
16 Pub. Date: July 31, 2024
17 Ptr. Fee: \$20.54
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

ORDINANCE 2024-17

**AN ORDINANCE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC,
STATE OF NEW JERSEY, REPEALING ORDINANCE 2024-9 CAPTIONED
“ORDINANCE AMENDING CHAPTER 144, LAND DEVELOPMENT AND CHAPTER
200, STORMWATER MANAGEMENT OF THE CODE OF THE TOWNSHIP OF
MULLICA, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY” AND
REPLACING IT WITH TWO SEPARATELY ADOPTED ORDINANCES**

WHEREAS, on June 25, 2024 the Township of Mullica adopted Ordinance 2024-9 captioned “Ordinance Amending Chapter 144, Land Development and Chapter 200, Stormwater Management of the Code of the Township of Mullica, County of Atlantic and State of New Jersey”; and

WHEREAS, for clarity purposes Ordinance 2024-9 should be codified as two separate Ordinances since it pertains to two separate Chapters in the Mullica Township Code Book.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, as follows:

Section 1. Ordinance 2024-9 is hereby repealed in its entirety and will be replaced by two separate Ordinances for purposes of clarity and codification.

Section 2. Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity of constitutionality of any other sections or parts thereto.

Section 3. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4. This Ordinance shall take effect immediately upon final passage, approval, and publication by law.

INTRODUCTION: July 23, 2024

PUBLICATION: July 31, 2024

ADOPTION: August 27, 2024

PUBLICATION: September 4, 2024

EFFECTIVE: September 4, 2024

Edward Hagaman
Mayor

CERTIFICATION

I, Krystel M. Arana, Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-17 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, July 23, 2024.

Krystel M. Arana
Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-17 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

Legal Notices

The Hammonton Gazette

1 2024-17 AN ORDINANCE OF THE
 2 MAYOR AND COMMITTEE OF THE
 3 TOWNSHIP OF MULLICA,
 4 COUNTY OF ATLANTIC, STATE OF
 5 NEW JERSEY REPEALING ORDI-
 6 NANCE 2024-9 CAPTIONED "OR-
 7 DINANCE AMENDING CHAPTER
 8 144, LAND DEVELOPMENT AND
 9 CHAPTER 200, STORMWATER.
 10 Notice is hereby given that Ordinance
 11 2024-17 was introduced and
 12 passed on first reading at the sched-
 13 uled meeting of the Mayor and Com-
 14 mittee of the Township of Mullica on
 15 July 23, 2024. Following a public
 16 hearing on August 27, 2024, Ordinance
 17 2024-17 was adopted on sec-
 18 ond reading. Copies of Ordinance
 19 2024-17 are available for public in-
 20 spection at the Township Hall, lo-
 21 cated at 4528 S White Horse Pike,
 22 Elwood, NJ 08217, in the Municipal
 23 Clerk's Office during regular busi-
 24 ness hours, 8:30a.m. to 4:00p.m.,
 25 Monday through Friday.

26
 27 Kayla M. Veltman
 28 Deputy Municipal Clerk

29
 30 Pub. Date: August 28, 2024
 31 Plr. Fee: \$19.61

32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

Legal Notices

The Hammonton Gazette

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

2024-17 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY REPEALING ORDINANCE 2024-9 CAPTIONED "ORDINANCE AMENDING CHAPTER 144, LAND DEVELOPMENT AND CHAPTER 200, STORMWATER. Notice is hereby given that Ordinance 2024-17 was introduced and passed on first reading at the scheduled meeting of the Mayor and Committee of the Township of Mullica on July 23, 2024. Ordinance 2024-17 will be open to the public for discussion and considered for adoption at the scheduled meeting on August 27, 2024, at 7:00 p.m. at Mullica Township School District located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance 2024-17 are available for public inspection in the Municipal Clerk's Office during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.

Krystal M. Arana, RMC
Municipal Clerk
Pub. Date: July 31, 2024
Ptr. Fee: \$20.54

ORDINANCE 2024-18

**AN ORDINANCE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC,
STATE OF NEW JERSEY, AMENDING CHAPTER 200, STORMWATER
MANAGEMENT**

WHEREAS, the Pinelands Protection Act (N.J.S.A. 13:18A-1) requires that the municipal master plan and local land use ordinances of the Township of Mullica implement the objectives of the Pinelands Comprehensive Management Plan (N.J.A.C. 7:50) and conform with the minimum standards contained therein; and

WHEREAS, the Pinelands Comprehensive Management Plan incorporates by reference certain stormwater management regulations contained at N.J.A.C. 7:8; and

WHEREAS, the New Jersey Department of Environmental Protection adopted amendments to certain stormwater management regulations contained at N.J.A.C. 7:8, effective July 17, 2023; and

WHEREAS, the Pinelands Commission adopted amendments to the Pinelands Comprehensive Management Plan, effective December 4, 2023.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, as follows:

SECTION 1: Chapter 200, Stormwater Management, Article I, Section 200-3, Stormwater Management Requirements is hereby amended by revising subsection D. as follows:

D. Tables 1, 2, and 3 below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater BMP Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in **200-3N, O, P, and Q**. When designed in accordance with the most current version of the New Jersey Stormwater BMP Manual and this Section, the stormwater management measures found in **Tables 1, 2 and 3** are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater BMP Manual to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPS designed in accordance with the New Jersey Stormwater BMP Manual, the NJDEP shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the NJDEP website.

SECTION 2: Chapter 200, Stormwater Management, Section 200-3, Stormwater Management Requirements, is hereby amended by revising subsection O. as follows:

O. Groundwater Recharge Standards

1. (No change)

2. For all major development, the total runoff volume generated from the net increase in impervious surfaces by the current 10-year, 24-hour storm, as defined and determined in **200-4H**, shall be retained and infiltrated onsite.
3. For minor development that involves the construction of four or fewer dwelling units, the runoff generated from the total roof area of the dwelling(s) by the current 10-year, 24-hour storm, as defined and determined in **200-4H**, shall be retained and infiltrated through installation of one or more green infrastructure stormwater management measures designed in accordance with the New Jersey Stormwater BMP Manual. Appropriate green infrastructure stormwater management measures include, but are not limited to dry wells, pervious pavement systems and small scale bioretention systems, including rain gardens.
4. and 5. (No change)

SECTION 3: Chapter 200, Stormwater Management, Section 200-3, Stormwater Management Requirements, is hereby amended by revising subsection Q. as follows:

Q. Stormwater Runoff Quantity Standards

1. (No change)
2. In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at **200-4**, complete one of the following:
 - (a) Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the current and projected 2-, 10-, and 100-year storm events, as defined and determined in **200-4H and I**, do not exceed, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - (b) Demonstrates through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the current and projected 2-, 10- and 100-year storm events, as defined and determined in **200-4H and I**, and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
 - (c) Design stormwater management measures so that the post-construction peak runoff rates for the current and projected 2-, 10- and 100-year storm events, as defined and determined in **200-4H and I**, are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
 - (d) (No change)
3. – 5. (No change)

SECTION 4: Chapter 200, Stormwater Management, Section 200-4, Calculation of Stormwater Runoff and Ground Water Recharge, is hereby amended as follows:

200-4. Calculation of Stormwater Runoff and Groundwater Recharge

- A. Stormwater runoff shall be calculated by the design engineer using the USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCA Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented, except that the Rational method for peak flow and Modified Rational Method for hydrograph computations shall not be used. This methodology is additionally described in Technical Release 55 – Urban Hydrology for Small Watersheds (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at: <https://directives.sc.egov.usda.gov/viewersFS.aspx?hid=21422> or at United States Department of Agriculture Natural Resources Conservative Service, New Jersey.
- B. (No change)
- C. For the purpose of calculating curve numbers and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. Ther term “curve number” applies to the NRCS methodology at A. above. A curve number or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover has existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
- D. – G. (No change)
 - H. The precipitation depths f the current two-, 10- and 100-year storm events shall be determined by multiplying the values determined in accordance with items (1) and (2) below:
 1. The applicant shall utilize the National Oceanographic and Atmospheric Administration (NOA), National Weather Service’s Atlas 14 Point Precipitation Frequency Estimates: NJ, in accordance with the location(s) of the drainage area(s) of the site. This data is available at:
https://hdsc.nws.noaa.gov/hdsc/pfds/pfds_map_cont.html?bkmrk=nj ;and
 2. The applicant shall utilize **Table 5** : Current Precipitation Adjustment Factors below, which sets for the applicable multiplier for the drainage area(s) of the site, in accordance with the county or counties where the drainage area(s) of the site is located. Where the major development lies in

more than one county, the precipitation values shall be adjusted according to the percentage of the drainage area in each county. Alternately, separate rainfall totals can be developed for each county using the values in the table below.

Table 5: Current Precipitation Adjustment Factors

Current Precipitation Adjustment Factors			
<u>County</u>	<u>2-year Design Storm</u>	<u>10-year Design Storm</u>	<u>100-year Design Storm</u>
Atlantic	1.01	1.02	1.03
Burlington	0.99	1.01	1.04

- I. **Table 6:** Future Precipitation Change Factors provided below sets for the change factors to be used in determining the projected two-, 10- and 100-year storm events for use in this chapter which are organized alphabetically by county. The precipitation depth of the projected two-, 10- and 100-year storm events of a site shall be determined by multiplying the precipitation depth of the two-, 10- and 100-year storm events determined from the National Weather Service’s Atlas 14 Point Precipitation Frequency Estimates pursuant to H.(1) above, by the change factor in the table below, in accordance with the county or counties where the drainage area(s) of the site is located. Where the major development and/or its drainage area lies in more than one county, the precipitation shall be adjusted according to the percentage of the drainage area in each county. Alternately, separate rainfall totals can be developed for each county using the values in the table below.

Table 6: Future Precipitation Change Factors

Future Precipitation Change Factors			
<u>County</u>	<u>2-year Design Storm</u>	<u>10-year Design Storm</u>	<u>100-year Design Storm</u>
Atlantic	1.22	1.24	1.39
Burlington	1.17	1.18	1.32

SECTION 5: Chapter 200, Stormwater Management, Section 200-5, Sources for Technical Guidance, is hereby amended as follows:

200-5. Sources for Technical Guidance

- A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the NJDEP’s website at: <https://dep.nj.gov/stormwater/bmp-manual/>.
1. (No change)
 2. Additional maintenance guidance is available on the NJDEP’s website at: <https://dep.nj.gov/stormwater/maintenance-guidance/>.
- B.
1. Submissions required for review by the NJDEP should be mailed to:

The Division of Watershed Protection and Restoration, New Jersey Department of Environmental Protection, PO Box 420, Trenton, New Jersey 08625-0420.

2 (No change)

SECTION 6: Chapter 144, Land Development, Article II, Terminology, Section 144-9, Definitions, is hereby amended by adding the following definitions:

DIVERT or DIVERSION – Means the taking of water from a river, stream, lake, pond, aquifer, well, other underground source, or other waterbody, whether or not the water is returned thereto, consumed, made to flow into another stream or basin, or discharged elsewhere.

HYDROLOGIC UNIT CODE-11 or HUC-11 – Means an area within which water drains to a particular receiving surface water body, also known as a sub watershed, which is identified by an 11-digit hydrologic unit boundary designation, delineated within New Jersey by the United States Geological Survey.

NONCONSUMPTIVE USE – Means the use of water diverted from surface or ground waters in such a manner that a least 90 percent of the diverted water is returned to the source surface or ground water at or near the point from which it was taken.

SECTION 7: All Ordinances or parts of Ordinances that are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

SECTION 8: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a Court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.

SECTION 9: This Ordinance shall only take effect after final adoption and publication as required by law and approval by the New Jersey Pinelands Commission.

INTRODUCTION: July 23, 2024

PUBLICATION: July 31, 2024

ADOPTION: August 27, 2024

PUBLICATION: September 4, 2024

EFFECTIVE: September 4, 2024

Edward Hagaman
Mayor

CERTIFICATION

I, Krystel M. Arana, Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-18 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, July 23, 2024.

Krystel M. Arana
Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-18 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

Legal Notices

The Hammonton Gazette

1 2024-18 AN ORDINANCE OF THE
2 MAYOR AND COMMITTEE OF THE
3 TOWNSHIP OF MULLICA,
4 COUNTY OF ATLANTIC, STATE OF
5 NEW JERSEY AMENDING CHAP-
6 TER 200, STORMWATER MAN-
7 AGEMENT. Notice is hereby given
8 that Ordinance 2024-18 was intro-
9 duced and passed on first reading at
10 the scheduled meeting of the Mayor
11 and Committee of the Township of
12 Mullica on July 23, 2024. Following a
13 public hearing on August 27, 2024,
14 Ordinance 2024-18 was adopted on
15 second reading. Copies of Ordina-
16 nance 2024-18 are available for pub-
17 lic inspection at the Township Hall,
18 located at 4528 S White Horse Pike,
19 Elwood, NJ 08217, in the Municipal
20 Clerk's Office during regular busi-
21 ness hours, 8:30a.m. to 4:00p.m.,
22 Monday through Friday.

23
24 Kayla M. Vellman
25 Deputy Municipal Clerk

26
27 Pub. Date: August 28, 2024
28 Ptr. Fee: \$18.68
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

Legal Notices

The Hammonton Gazette

2024-18 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY AMENDING CHAPTER 200, STORMWATER MANAGEMENT. Notice is hereby given that Ordinance 2024-18 was introduced and passed on first reading at the scheduled meeting of the Mayor and Committee of the Township of Mullica on July 23, 2024. Ordinance 2024-18 will be open to the public for discussion and considered for adoption at the scheduled meeting on August 27, 2024, at 7:00 p.m. at Mullica Township School District located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance 2024-18 are available for public inspection in the Municipal Clerk's Office during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.

Krystal M. Arana, RMC
Municipal Clerk
Pub. Date: July 31, 2024
Ptr. Fee: \$20.54

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

ORDINANCE 2024-19

**AN ORDINANCE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC,
STATE OF NEW JERSEY, AMENDING CHAPTER 144, LAND DEVELOPMENT**

WHEREAS, the Pinelands Protection Act (N.J.S.A. 13:18A-1) requires that the municipal master plan and local land use ordinances of the Township of Mullica implement the objectives of the Pinelands Comprehensive Management Plan (N.J.A.C. 7:50) and conform with the minimum standards contained therein; and

WHEREAS, the Pinelands Comprehensive Management Plan incorporates by reference certain stormwater management regulations contained at N.J.A.C. 7:8; and

WHEREAS, the New Jersey Department of Environmental Protection adopted amendments to certain stormwater management regulations contained at N.J.A.C. 7:8, effective July 17, 2023; and

WHEREAS, the Pinelands Commission adopted amendments to the Pinelands Comprehensive Management Plan, effective December 4, 2023.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, as follows:

SECTION 1: Chapter 144, Land Development, Article XI, Design, Performance and Evaluation Standards, Section 144-110, Water Quality, is hereby amended as follows:

144-110 Water Quality.

A.-D. (No change)

E. Water Management.

1. Water shall not be exported from the Pinelands except as otherwise provided at N.J.S.A. 58:1A-7.1.
2. A diversion within Mullica Township that involves the interbasin transfer of water from sources within the Pinelands Area between the Atlantic Basin and the Delaware Basin, as defined at (a) and (b) below, or outside of either basin, shall be prohibited.
 - (a) The Atlantic Basin is comprised of Watershed Management Areas 13, 14, 15, and 16 as identified by the New Jersey Department of Environmental Protection.
 - (b) The Delaware Basin is comprised of Watershed Management Areas 17, 18, 19 and 20 as identified by the New Jersey Department of Environmental Protection.
3. A diversion within Mullica Township involving the interbasin transfer of water between HUC-11 watersheds in the same basin, Atlantic Basin or Delaware Basin as defined at (2)(a) and (b) above, shall be permitted. If such an interbasin transfer involves water

sourced from the Kirkwood-Cohansey aquifer, the diversion shall meet the criteria and standards set forth at (4) below.

4. Within Mullica Township a new diversion or an increase in allocation from either a single existing diversion source or from combined existing and new diversion sources in the same HUC-11 watershed and in the Kirkwood-Cohansey aquifer, that results in a total diversion of 50,000 gallons of water per day or more (hereafter referred to as “proposed diversion”) shall meet the criteria and standards set forth at (4)© through (f) below and the water management standards of the Pinelands of the Pinelands Comprehensive Management Plan at N.J.A.C. 7:50-6.86(d). “Allocation Permit or Water Use Registration Number issued by the New Jersey Department of Environmental Protection pursuant to N.J.A.C. 7:19.
 - (a) When evaluating whether the proposed diversion meets the criteria set forth at (4)(c) through (f) below, all of the applicant’s allocations in an HUC-11 watershed, in addition to the proposed diversion, shall be included in the evaluation.
 - (b) The standards set forth at (4)(c) through (f) below shall not apply to:
 - (1) A new well that is to replace an existing well, provided the existing well is decommissioned in accordance with N.J.A.C. 7:9D-3 and the new replacement well will:
 - (a) Be approximately the same depth as the existing well;
 - (b) Divert from the same aquifer as the existing well;
 - (c) Have the same or lesser pump capacity as the existing well; and
 - (d) Be located within 100 feet of, and in the same HUC-11 watershed as, the existing well;
 - (2) Any proposed diversion that is exclusively for agricultural or horticultural use; or
 - (3) Any proposed diversion for a resource extraction operation that constitutes a nonconsumptive use, provided the water returned to the source is not discharged to a stream or waterbody or otherwise results in offsite flow, and the diversion and return are located on the same parcel.
 - (c) A proposed diversion shall be permitted only in the following Pinelands Management Areas: Pinelands Town: Rural Development Area: Agricultural Production Area; and the Pinelands Village of Nesco-Westcoatville.
 - (d) A proposed diversion shall only be permitted if the applicant demonstrates that no alternative water supply source is available or viable. Alternative water supply sources include, but are not limited to, groundwater surface water sources that are not part of the Kirkwood-Cohansey aquifer and public water purveyors and suppliers, as defined at N.J.A.C. 7:19-1.3. a list of alternative water supply sources

is available at the offices of the Pinelands Commission and at <https://www.nj.gov/pineland/>.

- (e) A proposed diversion shall not have an adverse ecological impact on the Kirkwood-Cohansey aquifer. Adverse ecological impact means an adverse regional impact and/or an adverse local impact, as described at N.J.A.C. 7:50-6.86(d) 6 and 7, respectively. A proposed diversion deemed to have an adverse local impact in the Pinelands Area is prohibited. A proposed diversion deemed to have an adverse regional impact shall only be permitted if an applicant permanently offsets the diversion in accordance with N.J.A.C. 7:50-6.86(d)6i.
- (f) An applicant for a proposed diversion shall provide written documentation of water conservation measures that have been implemented, or that are planned for implementation, for all areas to be served by the proposed diversion. Water conservation measures are measurable efforts by public and private water system operators and local agencies to reduce water demand by users and reduce losses in the water distributions system.

SECTION 2: Chapter 144, Land Development, Article XII, Zoning Districts and Permitted Uses, Section 144-123, General requirements for all districts, is hereby amended by revising subsection Z(8) as follows:

- 8. Site plan and environmental impact statement. The site plan and environmental impact statement shall be prepared by an appropriately licensed professional and shall include:
 - (a) – (m) (no change)
 - (n) If the application includes a proposed diversion from the Kirkwood-Cohansey aquifer, a hydrogeologic report that identifies the volume of the diversion, the volume of water to be returned to the source, a description of the route of return to the source, the methodology used to quantify the volume of water returned to the source and description of any other existing or proposed water diversions or discharges on or from the parcel. The report shall also include a map that depicts the location of the diversion, the location of the return to source, the location of all existing or proposed resource extraction operations and the location of all wetland on or within 300 feet of all wetland on or within 300 feet of the parcel on which the diversion is proposed.

SECTION 3: All Ordinances or parts of Ordinances that are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only.

SECTION 4: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a Court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.

SECTION 5: This Ordinance shall only take effect after final adoption and publication as required by law and approval by the New Jersey Pinelands Commission.

INTRODUCTION: July 23, 2024

PUBLICATION: July 31, 2024

ADOPTION: August 27, 2024

PUBLICATION: September 4, 2024

EFFECTIVE: September 4, 2024

Edward Hagaman
Mayor

CERTIFICATION

I, Krystal M. Arana, Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-19 was introduced by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, July 23, 2024.

Krystal M. Arana
Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Ordinance 2024-19 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

Legal Notices

The Hammonton Gazette

1 2024-19 AN ORDINANCE OF THE
2 MAYOR AND COMMITTEE OF THE
3 TOWNSHIP OF MULLICA,
4 COUNTY OF ATLANTIC, STATE OF
5 NEW JERSEY AMENDING CHAP-
6 TER 144, LAND DEVELOPMENT.
7 Notice is hereby given that Ordinance
8 2024-19 was introduced and
9 passed on first reading at the sched-
10 uled meeting of the Mayor and Com-
11 mittee of the Township of Mullica on
12 July 23, 2024. Following a public
13 hearing on August 27, 2024, Ordinance
14 2024-19 was adopted on second
15 reading. Copies of Ordinance
16 2024-19 are available for public in-
17 spection at the Township Hall, lo-
18 cated at 4528 S White Horse Pike,
19 Eivwood, NJ 08217, in the Municipal
20 Clerk's Office during regular busi-
21 ness hours, 8:30a.m. to 4:00p.m.,
22 Monday through Friday.
23
24 Kayla M. Veltman
25 Deputy Municipal Clerk
26
27 Pub. Date: August 28, 2024
28 Ptr. Fee: \$18.68
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

Legal Notices

[The Hammonton Gazette]

2024-19 AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY AMENDING CHAPTER 144, Land Development. Notice is hereby given that Ordinance 2024-19 was introduced and passed on first reading at the scheduled meeting of the Mayor and Committee of the Township of Mullica on July 23, 2024. Ordinance 2024-19 will be open to the public for discussion and considered for adoption at the scheduled meeting on August 27, 2024, at 7:00 p.m. at Mullica Township School District located at 500 Elwood Road, Elwood, NJ 08217. Copies of Ordinance 2024-19 are available for public inspection in the Municipal Clerk's Office during regular business hours, 8:30a.m. to 4:00p.m., Monday through Friday.

Krystal M. Arana, RMC
Municipal Clerk
Pub. Date: July 31, 2024
Ptr. Fee: \$20.54

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102

RESOLUTION 201-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA RESCINDING RESOLUTION 192-2024 SETTING THE FEE FOR
RETURNED CHECKS**

WHEREAS, it has been deemed necessary by the Governing Body of the Township of Mullica to rescind resolution 192-2024 setting the fee for returned checks because of the conflict with Ordinance 09-2023

NOW, THEREFORE, BE IT RESOLVED, that the Committee of the Township of Mullica hereby rescind Resolution 192-2024.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 201-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 202-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA AUTHORIZES A REFUND FOR CONSTRUCTION FEES**

WHEREAS, the Mullica Township Construction Office issued permit control #9300093 to Cherene Petruzzelli, 2816 Cyprus Lane in the amount of \$295.00; and

WHEREAS, Ms. Petruzzelli has indicated she will not be continuing with the project, and;

WHEREAS, Ms. Petruzzelli has requested a fund; and

WHEREAS, N.J.A.C. 5:23-27 of the Uniform Construction Code entitles a permit holder to receive unused portions of the permit and the Construction Official is recommending that a refund be issues as indicate above.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Mullica, the Chief Finance Officer is hereby directed to refund to Cherene Petruzzelli Company as recommended by the Construction Official.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 202-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 203 - 2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING AN INTER-LOCAL SERVICES AGREEMENT WITH THE
ATLANTIC COUNTY IMPROVEMENT AUTHORITY**

WHEREAS, the Atlantic County Improvement Authority is qualified by training and experience to provide Administrative Services for a Municipalities Housing Rehabilitation Program; and

WHEREAS, the Township of Mullica desires to engage the services of the Atlantic County Improvement Authority to perform these services in accordance with the attached Inter-Local Services Agreement; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes legal entities such as the Township and the Atlantic County Improvement Authority to enter into an Agreement for any services which the parties to an Agreement are empowered to render and the ACIA is permitted pursuant to N.J.S.A. 40:37A-55 to enter into such an Agreement with the Township to undertake and perform these services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey that for the reasons set forth in the Preamble hereinabove, it hereby approves the attached Inter-Local Service Agreement with the Atlantic County Improvement Authority for it to provide Administrative Services to the Township for its Housing Rehabilitation Program as said services are outlined in the attached Agreement.

BE IT FURTHER RESOLVED that the appropriate Township Officials are hereby authorized to execute this Agreement with the Atlantic County Improvement Authority to provide these Administrative Services for this Program.

BE IT FURTHER RESOLVED this Resolution shall take effective immediately upon adoption.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 203-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 204-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA AUTHORIZES THE CANCELLATION OF ALLIANCE GRANT BALANCE**

WHEREAS, certain Grants Receivable Balances remain on the Current Fund Balance Sheets; and

WHEREAS, it is necessary to formally cancel the receivable balance and its' offsetting appropriation reserve balance from the balance sheet; and

WHEREAS, it is also necessary to formally cancel the Township's matching portion of the grant balance and credit said balances to the Current Fund Balance;

NOW, THEREFORE, BE IT RESOLVED, by the Committee of the Township of Mullica that the following Grant Receivable, appropriation reserve balances and appropriation reserve balances matching portion be cancelled:

Municipal Alliance 2023-2024
Appropriation Reserve : \$13.12 Grant Receivable : \$13.12

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 204-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 205-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULLICA
AUTHORIZES THE SUSTAINABLE COMMUNITIES GRANT APPLICATION FUNDED BY
ATLANTIC CITY ELECTRIC**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, The Township of Mullica strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, The Township of Mullica is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they are administering a grant program called the Sustainable Communities Grant Program funded by Atlantic City Electric

THEREFORE, the Committee of the Township of Mullica has determined that Township should apply for the aforementioned Grant in the amount of \$5,000.

NOW THEREFORE, BE IT RESOLVED, that Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, authorize the submission of the aforementioned Sustainable Communities Grant funded by Atlantic City Electric.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 205-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION NO. 206-2024

**RESOLUTION INSERTING AN ITEM OF REVENUE IN THE 2022 BUDGET
DRIVE SOBER OR GET PULLED OVER**

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation of equal amount,

WHEREAS, the Township of Mullica has been awarded a \$2,800 Grant from the NJ Department of Public Safety, Division of Highway Traffic Safety and wishes to amend its 2024 Budget to include this amount as revenue.

SECTION 1:

NOW THEREFORE BE IT RESOLVED, that the Township of Mullica County of Atlantic hereby requests the Director of the Division of Local Government Services to approve the insertion of the following item of revenue in the budget of the year 2024:

Miscellaneous Revenue
Special Items of General Revenue Anticipated with Prior
Written Consent of the Director of Local Government Services:

State of New Jersey, Department of Law and Public Safety
Division of Highway Traffic Safety
Drive Sober or Get Pulled Over Labor Day 2024

SECTION 2:

BE IT FURTHER RESOLVED, that a like sum of \$2,800 is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from 5% Caps Public and Private
Program Off-Set by Revenues:

State of New Jersey, Department of Law and Public Safety
Division of Highway Traffic Safety
Drive Sober or Get Pulled Over Labor Day 2024

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 206-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 207-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULLICA
APPROVING THE TECHNICAL BID SPECIFICATIONS FOR THE COLUMBIA ROAD
REMEDATION PROJECT**

WHEREAS, Bid Specifications have been prepared for the Columbia Road Remediation Project in compliance with the NJDEP Corrective Action Plan for approval by the Township, which Specifications are on file at the Township Clerk's Office; and

WHEREAS, it is necessary for the Township Committee to approve the Bid Specifications for this Remediation Project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey that for the reasons set forth in the Preamble hereinabove, it hereby approves the Bid Specifications for the Columbia Avenue Remediation Project.

BE IT FURTHER RESOLVED that Bid Specifications are authorized to be advertised for receipt of Bids for this Project.

BE IT FURTHER RESOLVED this Resolution shall take effective immediately upon adoption.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 207-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 208-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF MULLICA
APPROVING PUBLIC AUCTION OF ABANDONED/UNCLAIMED VEHICLES.**

WHEREAS, the Township of Mullica has acquired abandoned and unclaimed vehicles; and

WHEREAS, the governing body is desirous of selling said vehicles at various open public auctions, to be advertised by the Municipal Deputy Clerk; and

WHEREAS, all vehicles being advertised for open public auction will be offered “as is”, with no warranties or guarantees for any conditions of the following vehicles:

2000	JEEP GC	1J4GW48N0YC252078
2004	CAD CTS	1G6DM577440154404
2005	CHR TC	2C8GP54L65R567465
2005	HOND ODY	5FNRL3838725B053700
2006	BMW 325	WBAVB135X6KR57517
2006	HON CBR	JH2SC57006M205703
2006	HON ODY	5FNRL38876B125663
2006	NIS XTE	5N1AN08W46C501023
2007	CAD STS	1G6DW677170124281
2009	MAZ M61	1YVHP81A795M40943
2009	NIS MUR	JN8AZ18W89W122628
2012	KIA FOR	KNAFU6A22C5530394
2014	KIA OPT	5XXGR4A61EG264056
2014	NIS PAT	5N1AR2MM1EC700338
2017	KIA OPT	KNAGT4L39H5146363
2018	KIA FOR	3KPFK4A74JE235260

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, that the Mullica Township Police Department will expose vehicles listed above for public auction and set the minimum bid price in accordance with N.J.S.A. 39:10A-1, and N.J.S.A. 40A:11-36, and other applicable statutes; and

BE IT FURTHER RESOLVED that the Deputy Municipal Clerk is hereby authorized to set appropriate dates and times of such auction to take place in 2024, and that said Township Clerk shall advertise the vehicles for sale along with the minimum bid.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 208-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 209-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA AUTHORIZING CANCELLATION OF TAX SALE
CERTIFICATE #24-00014 (BLOCK 3720, LOT 3)**

WHEREAS, the Township held a Tax Sale on July 24, 2024; and

WHEREAS, a lien (Certificate # 24-00014) was sold to AP ROTH LIEN INVESTMENTS for Block 3720, Lot 3 at said tax sale; and

WHEREAS, Delinquent Taxes on this property went into the tax sale in error, due to Bankruptcy

WHEREAS, for this reason the Certificate was sold in error and needs to be cancelled.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, hereby authorizes the Township Tax Collector to cancel the above-mentioned tax sale certificate and refund all funds from the sale:

Certificate amount: \$5096.31 Premium Paid: \$3,500.00 Total Refund: \$8596.31

To: AP ROTH LIEN INVESTMENTS
7 SAVOY COURT
BURLINGTON, NJ 08016

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 209-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 210-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING THE NEW GOVERNMENT RECORD COUNSEL
PUBLIC RECORD REQUEST FORM**

WHEREAS, pursuant to amendments made to the Open Public Records Act to take effect on September 3, 2024 it is necessary for the Township of Mullica to adopt the official Record Request Form established by the Department of Community Affairs Government Records Counsel.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey that for the reasons set forth in the Preamble hereinabove, it hereby approves adoption of the official Government Record Counsel Request Form requesting to be used by all persons or entities seeking a public record from the Township of Mullica.

BE IT FURTHER RESOLVED that this Form should be posted on the Township's website and made available in the Township Clerk's Office for any person or entity making a request for public information from the Township of Mullica.

BE IT FURTHER RESOLVED this Resolution shall take effective immediately upon adoption.

Adopted: August 27, 2024

Kayla Veltman
Deputy Municipal Clerk

Edward Hagaman, Mayor

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, do hereby certify that the above is a true and correct copy of a resolution duly adopted by the Mayor and Township Committee at its Meeting held on August 27, 2024.

Kayla Veltman
Deputy Municipal Clerk

RESOLUTION 211-2024

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
MULLICA AMENDING RESOLUTION 155-2024 DESIGNATING DEPOSITORY OF
FUNDS AND AUTHORIZED SIGNATORIES**

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution, pass by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, The Township Committee adopted resolution 155-2024 on June 24, 2024 which needs to be amended to update authorized signatories on Township’s bank accounts; and;

WHEREAS, OceanFirst Bank, Truist Financial Trust Bank, TD Bank and Wells Fargo bank and/or any banking institution licensed to do business in the State of New Jersey, or federally, be and are hereby designated as depositories for the Township of Mullica for the year 2024. Prior to the deposit of any municipal funds in the above-mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, that the following Township Officials are hereby authorized to sign checks, withdrawal slips, and initiate electronic file transfers. The primary governmental accounts require the original signature of the Chief Financial Officer, countersigned by either the Deputy Municipal Clerk or Business Administrator. These accounts include the following: Current Account, Trust-Other Account, Dog License Trust, Escrow Review Trust, Capital Account, Rehabilitation Authority Trust and Affordable Housing Trust:

Dawn Stollenwerk, Chief Financial Officer
Kayla Veltman, Deputy Municipal Clerk
Ralph Condo, Business Administrator

The Payroll Account requires the signatures of the Chief Financial Officer and Business Administrator. Laser and electronic signatures are permitted on payroll checks and payroll tax forms.

BE IT FURTHER RESOLVED, the following officials are authorized to initiate transactions on the following trust and operational accounts:

Tax Collector’s Account: Tax Collector, Corie Hendrickson
Chief Financial Officer, Dawn Stollenwerk

TTL Redemption Account: Tax Collector, Corie Hendrickson
Chief Financial Officer, Dawn Stollenwerk

Mullica Confiscatory Account:
(2 of 3 signatures)

Chief Financial Officer, Dawn Stollenwerk
Deputy Municipal Clerk, Kayla Veltman
Business Administrator, Ralph Condo

Landfill Closure Escrow
(2 of 3 signatures)

Chief Financial Officer, Dawn Stollenwerk
Deputy Municipal Clerk, Kayla Veltman
Business Administrator, Ralph Condo

BE IT FINALLY RESOLVED, that the Municipality will follow the MELS's JCM I banking best practices governing wire transfers, ACH payments and check issuance attached to this resolution. The Finance Officer will further confirm that it's financial institution will adhere to these requirements.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 211-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 212-2024

A RESOLUTION TO INCREASE HOURLY RATE FOR SCHOOL RESOURCE OFFICERS

WHEREAS, there is a need in the Mullica Township Police Department for a School Resource Officer to provide security at the Mullica Township School; and

WHEREAS, the Township of Mullica and the Mullica Township School District have renewed the interlocal agreement to provide such services for the period of September 1, 2024 through June 30, 2026; and

WHEREAS, the Mullica Township Board of Education has authorized an increase in the hourly rate paid to the SRO's from \$32.50 per hour to \$35.00 per hour and it is necessary to the Township to affirm the increase.

THEREFORE, BE IT RESOLVED, that the rate of \$35.00 per hour per paid to SRO Anthony Trivelli and SRO Christopher Clements effective September 1, 2024.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 212-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 213-2024

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO EXECUTE A CONTRACT WITH HART HALSEY, LLC, DBA EXTRA DUTY SOLUTIONS FOR THE SCHEDULING SERVICES FOR OFF-DUTY EMPLOYMENT OF POLICE OFFICERS

WHEREAS, The Township of Mullica has a need for services relating to scheduling of off-duty employment of police officers for police related activities; and

WHEREAS, Hart Halsey, LLC, dba Extra Duty Solutions, (hereinafter Hart Halsey) has submitted a proposal to provide said services; and

WHEREAS, the Chief Financial Officer has determined the value of the contract to be approximately \$4,000-\$8,000, depending on details scheduled; and

WHEREAS, the Township shall incur no costs for this service and all fees will be passed on to the applicant requesting police detail services.

NOW, THEREFORE, BE IT RESOLVED, by the Committee of the Township of Mullica the Chief Financial Officer/Purchasing Agent is hereby authorized to execute the agreement with Hart Halsey.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 213-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 214-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA ACCEPTING RESIGNATION OF PLANNING BOARD SECRETARY
LISA MARCOLONGO**

WHEREAS, Lisa Marcolongo was on the Agenda to be appointed as the Planning Board Secretary; and

WHEREAS, Lisa Marcolongo wishes to resign from the position as Planning Board Secretary.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, hereby accepts Lisa Marcolongo's resignation from all duties as the Planning Board Secretary, creating a vacancy.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 214-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 215-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING THE APPOINTMENT OF PLANNING BOARD SECRETARY**

WHEREAS, the Township of Mullica is in need of employing a qualified individual for the positions of Planning Board Secretary in accordance with Township of Mullica Code Article II Sec. 2-26, establishing a Planning Board; and

WHEREAS, at the final phase of interviewing all of the candidates, it was determined that Shelley Lea, is an ideal candidate to be recommended to the Township Committee fulfill the vacant Planning Board Secretary position.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, hereby authorizes and approves the appointment of Shelley Lea as the Planning Board Secretary,

BE IT FURTHER RESOLVED, Shelley Lea shall receive a stipend of \$6,000.00 for the position, from the date of approval through the end of the year.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon adoption, contingent to and effective upon the approval by the Planning Board of Mullica Township.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 215-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 216-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA AUTHORIZES THE ENDORSEMENT OF DESIGNATION FOR AN
ALTERNATE DEPUTY REGISTRAR**

WHEREAS, New Jersey Revised Statute 26:8-17 states that a Local Registrar “must appoint a Deputy to assist in the normal day-to-day operation of the office” and whose duty shall be to act in the Registrar’s stead in case of absence, disability or death; and

WHEREAS, to provide quality service to the public during the absence of the Registrar, it is deemed necessary to designate an Alternate Deputy Registrar to stay in compliance, and assist with the Rules and Regulations of the New Jersey Statute pertaining to Title 26 as it relates to Vital Statistics; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, that, Olivia Eggie shall be hereby designated as the Alternate Deputy Registrar and if needed, she shall perform the duties as such.

BE IT FURTHER RESOLVED a copy of this resolution be immediately certified and forwarded to the State Registrar of Vital Statistics, New Jersey Department of Health, Office of Vital Statistics and Registry, PO Box 370, Trenton, NJ 08625-0370

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 216-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 217-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING THE APPOINTMENT OF A NEW HIRE**

WHEREAS, as a result of the resignation of Brian Zeck, there is a need in the Township of Mullica to hire a Patrolman in the Police Department; and

WHEREAS, it is the recommendation of the Chief of Police to appoint Mathew Masino with an effective date contingent upon the satisfactory completion of all Township employment requirements; and

WHEREAS, per the agreement between the NJ State Policemen’s Benevolent Association, Inc., Mainland Local No. 77, and the Township of Mullica.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey, that Matthew Masino is hereby appointed to the position of Patrolman for the Police Department At the “step one” approved salary guide commencing upon the satisfactory completion of all Township employment requirements.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 217-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 218-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING FIRE DEPARTMENT MEMBERSHIP APPLICATION**

WHEREAS, a Fire Department Membership Application has been submitted by the Weekstown Volunteer Fire Company on behalf of Cullen Joseph Fetzer; and

WHEREAS, said application has been reviewed for compliance and accepted by the Deputy Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, hereby reviewed and approves the Fire Department Membership Application submitted by the Weekstown Volunteer Fire Company for Cullen Joseph Fetzer.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 218-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 219-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING THE TECHNICAL BID SPECIFICATIONS FOR THE
RECONSTRUCTION OF RICHARDS AVENUE**

WHEREAS, the Township is in receipt of Grant Funding from the State of New Jersey for the reconstruction of Richards Avenue; and

WHEREAS, Doran Engineering, PA has prepared Bid Specifications for this Project for approval by the Township Committee, subject to final approval by the NJDOT which Specifications are on file at the Township Clerk's Office; and

WHEREAS, it is necessary for the Township Committee to approve the Bid Specifications for this State funded Project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey that for the reasons set forth in the Preamble hereinabove, it hereby approves the Bid Specifications for the State funded reconstruction of Richards Avenue Project subject to review and approval by the NJDOT.

BE IT FURTHER RESOLVED that said Bid Specifications should be advertised for receipt of Bids for this Project between September 18, 2024 and October 17, 2024.

BE IT FURTHER RESOLVED this Resolution shall take effective immediately upon

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 219-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 220-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING EMERGENCY MANAGEMENT PLAN**

WHEREAS, a new Township Emergency Management Plan has been prepared by the Township Office of Emergency Management; and

WHEREAS, it is necessary for the Mayor and Township Committee to approve the adoption of the new Township Emergency Management Plan.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Mullica, County of Atlantic, State of New Jersey that for the reasons set forth in the Preamble hereinabove, it hereby approves the new Emergency Management Plan prepared by the Office of Emergency Management for the Township of Mullica and that a copy of said Plan shall be maintained on file at the Township Municipal Building

BE IT FURTHER RESOLVED this Resolution shall take effective immediately upon adoption.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 220-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

RESOLUTION 221-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
MULLICA APPROVING PAYMENT FOR BILLS**

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Mullica, County of Atlantic, State of New Jersey, that payment for the bill lists are attached hereto, in the amounts indicated, are hereby approved.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Deputy Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 221-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk

P.O. Type: All
 Range: First to Last
 Format: Condensed
 Vendors: All
 Rcvd Batch Id Range: First to Last

Open: N Paid: N Void: N
 Rcvd: Y Held: Y Aprv: N
 Bid: Y State: Y Other: Y Exempt: Y

Include Non-Budgeted: Y

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01982	ATLANTIC CITY ELECTRIC	24-00566	07/01/24	JULY SERVICES	Open	1,437.28	0.00		
03074	BEST EASTERN EXTERMINATING	24-00546	06/25/24	JUNE PEST CONTROL SERVICES	Open	145.00	0.00		
04674	BUTTERHOF'S FARM & HOME SUPPLY	24-00491	07/01/24	CHAIN DPW	Open	72.69	0.00		
		24-00538	07/01/24	JULY/AUGUST PURCHASES	Open	106.14	0.00		
						178.83			
05271	CASA PAYROLL SERVICES, LCC	24-00373	05/24/24	JUNE-DECEMBER SERVICES	Open	340.00	0.00		B
08237	DIMEGLIO SEPTIC, INC.	24-00515	06/01/24	JUNE SERVICES	Open	82.00	0.00		
10474	EDMUNDS GOVTECH	24-00489	06/28/24	BLANK TAX BILLS	Open	74.00	0.00		
15672	G & P FLOOR MAINTENANCE	24-00385	05/24/24	MAY - DECEMBER SERVICES	Open	425.00	0.00		B
23426	UPS	24-00561	06/15/24	PD SHIPMENT - LAB	Open	23.32	0.00		
26498	CRYSTAL SPRINGS	24-00362	05/01/24	MAY-DECEMBER SERVICES	Open	148.63	0.00		B
31846	MGL PRINTING SOLUTIONS	24-00557	07/24/24	VITAL STATISTICS SUPPLIES	Open	253.00	0.00		
32657	TOWNSHIP OF GALLOWAY	24-00578	08/05/24	DISPATCH - AUGUST INSTALL	Open	68,595.95	0.00		
33469	THE HAMMONTON GAZETTE	24-00564	07/01/24	JULY PUBLICATIONS	Open	207.17	0.00		
34299	VERIZON	24-00516	07/01/24	JULY SERVICES	Open	32.26	0.00		
		24-00539	07/21/24	JULY SERVICES	Open	32.20	0.00		
						64.46			
34302	VERIZON WIRELESS	24-00550	07/01/24	JULY SERVICES	Open	953.74	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
39367	POGUE INFORMATION & ED. SERVIC	24-00556	07/29/24	2024 CONSORTIUM FEE	Open	325.00	0.00		
4442	ACMJIF	24-00492	06/01/24	3RD QUARTER INSTALLMENT	Open	65,002.00	0.00		
48225	SOUTH JERSEY GAS COMPANY	24-00549	07/01/24	JULY SERVICES	Open	213.64	0.00		
48492	UNITEDHEALTHCARE INSURANCE CO	24-00369	05/24/24	JULY-DECEMBER PREMIUM	Open	941.36	0.00		B
48709	STAPLES CONTRACT & COMMERCIAL	24-00545	07/11/24	COPY PAPER	Open	136.47	0.00		
49499	TCTA OF NEW JERSEY	24-00532	07/26/24	webinar - collector	Open	90.00	0.00		
		24-00555	08/02/24	9/11/24 WEBINAR - CMFO	Open	90.00	0.00		
						180.00			
50890	TOWNE PAINT, INC.	24-00558	07/19/24	SPRAY PAINT	Open	35.97	0.00		
54678	VAL-U AUTO PARTS	24-00439	06/01/24	JUNE-DECEMBER PURCHASES	Open	1,108.75	0.00		B
64010	ACTION UNIFORM CO.	24-00042	01/15/24	WALK VEST	Open	1,268.53	0.00		
		24-00194	03/21/24	NEW OFFICER VESTS	Open	2,537.06	0.00		
						3,805.59			
AMAZO010	AMAZON CAPITAL SERVICES	24-00543	07/01/24	OFFICE SUPPLIES	Open	680.93	0.00		
ATLAN035	ATLANTICARE PHYSICIANS GROUP	24-00529	07/10/24	NEW EMPLOYEE PHYSICALS	Open	910.00	0.00		
CO002	ATLANTIC COUNTY UTILITES AUTH.	24-00518	07/09/24	JUNE SERVICES	Open	35,766.54	0.00	C9000015	C
		24-00519	06/01/24	JUNE SERVICES	Open	8,103.54	0.00		
						43,870.08			
CO007	ATLANTIC COUNTY TREASURER	24-00513	07/09/24	3rd quarter levy	Open	762,240.28	0.00		
COLUM005	COLUMN SOFTWARE PBC	24-00521	01/01/24	PUBLICATIONS	Open	127.44	0.00		
COMCA005	COMCAST	24-00514	07/01/24	JULY SERVICES	Open	371.42	0.00		
		24-00517	06/28/24	JULY SERVICES	Open	20.04	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
COMCA005	COMCAST				Continued				
		24-00540	08/01/24	AUGUST SERVICES	Open	137.89	0.00		
						529.35			
COMCA010	COMCAST BUSINESS								
		24-00548	07/01/24	JULY SERVICES	Open	396.53	0.00		
CONTI005	CONTINENTAL FIRE & SAFETY								
		24-00457	06/14/24	CO2 GAS METERS -- FF GRANT	Open	1,976.00	0.00		
CUMMI005	CUMMINS EQUIPMENT COMPANY INC								
		24-00553	07/15/24	ECHO TRIMMER	Open	229.99	0.00		
EASTC005	EAST COAST WHOLESALE								
		24-00568	07/03/24	TRAILER TIRES	Open	306.00	0.00		
FPPIN005	FP FINANCE PROGRAM								
		24-00560	08/02/24	POSTAGE METER LEASE	Open	434.85	0.00		
GENTI005	GENTILINI FORD								
		24-00570	07/01/24	JULY PURCHASES - PARTS	Open	503.42	0.00		
GOODY005	GOODYEAR AUTO SERVICE CENTER								
		24-00569	07/01/24	PD TIRES	Open	1,220.00	0.00		
HALET005	HALE TRAILER BRAKE & WHEEL INC								
		23-00501	07/21/23	EMS Office Trailer Rental	Open	210.00	0.00		B
HARTM005	HARTMANN, CHARLES								
		24-00490	06/19/24	CDL PHYSICAL REIMBURSEMENT	Open	125.00	0.00		
HYWAY005	HY-WAY MOTORS, INC.								
		24-00571	08/05/24	JULY SERVICES	Open	4,174.90	0.00	CO000007	C
		24-00572	08/05/24	JULY SERVICE - PD	Open	1,816.90	0.00	CO000007	C
						5,991.80			
LAWOF005	LAW OFFICES OF THOMAS G SMITH								
		24-00554	07/01/24	GRC CONFLICT MATTER	Open	221.63	0.00		
MAJES005	MAJESTIC OIL COMPANY, INC.								
		24-00358	05/01/24	MAY - DECEMBER PURCHASES	Open	4,839.35	0.00		B
MARES005	MARESSA & PATTERSON, LLC								
		24-00409	06/01/24	JUNE-DECEMBER SERVICES	Open	4,263.00	0.00		B
MOUNT010	MOUNT LAUREL ANIMAL HOSPITAL								
		24-00542	06/01/24	VET SERVICES - ANIMAL CONTROL	Open	602.78	0.00		
MUNIC005	MUNICIPAL CAPITAL FINANCE								
		24-00365	05/24/24	JUNE-DECEMBER COPIER LEASE	Open	88.08	0.00		B
NJ018	TREASURER, STATE OF NJ/ML								
		24-00547	08/02/24	2ND QUARTER STATE FEES	Open	125.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
NJ019	NJ STATE HEALTH BENEFITS FUND	24-00537	08/02/24	AUGUST PREMIUM	Open	96,034.90	0.00		
P0082	PETROSH'S BIG TOP	24-00562	08/05/24	NNO SUPPLIES	Open	1,931.00	0.00		
RC2UP005	RC2U PORTABLE RACING	24-00563	08/05/24	NNO: MONSTER TRUCK	Open	500.00	0.00		
SEASH010	SEASHORE ASPHALT	24-00552	06/12/24	PATCH	Open	1,197.00	0.00		
SITE0005	SITE ONE LANDSCAPE SUPPLY	24-00512	04/18/24	IRRIGATION SUPPLIES	Open	117.40	0.00		
SOUTH010	SOUTH JERSEY OVERHEAD DOOR INC	24-00559	07/25/24	OVERHEAD DOOR REPAIR	Open	2,975.20	0.00		
TEAML005	Team Life, Inc.	24-00510	07/09/24	AED PADS	Open	932.00	0.00		
THELI005	THE LIBERTY STORE	24-00345	05/10/24	DPW Uniforms 2024	Open	2,160.50	0.00		
TWP16	GREATER EGG HARBOR REGIONAL	24-00522	07/09/24	JULY LEVY	Open	845,767.20	0.00		
TWP17	MULLICA TWP BOARD OF EDUCATION	24-00573	08/05/24	LEVY INSTALLMENT - JULY	Open	435,637.92	0.00		
TWP23	PETTY CASH	24-00567	08/05/24	REIMBURSE PETTY CASH	Open	76.64	0.00		
WALKC005	WALK, COLBY	24-00528	07/10/24	DOG FOOD REIMBURSE - K9 TRUST	Open	62.99	0.00		
WHITT005	WHITTAKER ARMS	24-00535	08/02/24	WEAPON TRANSFER FEE	Open	50.00	0.00		
XTELC005	XTEL COMMUNICATIONS INC.	24-00520	07/01/24	JULY SERVICES	Open	39.75	0.00		

Total Purchase Orders: 67 Total P.O. Line Items: 0 Total List Amount: 2,362,051.17 Total Void Amount: 0.00

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
Current Fund	3-01	337.44	0.00	337.44	0.00	0.00	337.44
Current Fund	4-01	2,353,505.32	0.00	2,353,505.32	0.00	0.00	2,353,505.32
Grant Fund	G-02	5,714.42	0.00	5,714.42	0.00	0.00	5,714.42
Trust Fund	T-03	2,493.99	0.00	2,493.99	0.00	0.00	2,493.99
Total of All Funds:		2,362,051.17	0.00	2,362,051.17	0.00	0.00	2,362,051.17

P.O. Type: All
 Range: First to Last
 Format: Condensed
 Vendors: All
 Rcvd Batch Id Range: First to Last

Open: N
 Rcvd: Y
 Bid: Y

Paid: N
 Held: Y
 State: Y

Void: N
 Aprv: N
 Other: Y
 Exempt: Y

Include Non-Budgeted: Y

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01356	APPLIED CONCEPTS, INC.	24-00380	05/24/24	DSR 1 (RADAR)	Open	2,388.00	0.00		
01982	ATLANTIC CITY ELECTRIC	24-00589	07/01/24	AUGUST-DECEMBER SERVICES	Open	4,682.99	0.00		B
04674	BUTTERHOF'S FARM & HOME SUPPLY	24-00598	07/01/24	DPW PURCHASES	Open	121.27	0.00		
05271	CASA PAYROLL SERVICES, LCC	24-00373	05/24/24	JUNE-DECEMBER SERVICES	Open	164.50	0.00		B
08237	DIMEGLIO SEPTIC, INC.	24-00605	07/01/24	JULY-DECEMBER SERVICES	Open	82.00	0.00		B
24663	JOHN DEMARIO ADVERTISING, LLC	24-00593	08/09/24	NNO Tshirts	Open	3,098.00	0.00		
26498	CRYSTAL SPRINGS	24-00362	05/01/24	MAY-DECEMBER SERVICES	Open	249.98	0.00		B
33343	CIVIL SOLUTIONS, A DIVISION	24-00565	07/29/24	TAX MAP UPDATES	Open	200.00	0.00		
34299	VERIZON	24-00586	08/06/24	AUGUST-DECEMBER SERVICES	Open	32.18	0.00		B
34302	VERIZON WIRELESS	24-00585	08/06/24	AUGUST -DECEMBER SERVICES	Open	458.28	0.00		B
48492	UNITEDHEALTHCARE INSURANCE CO	24-00369	05/24/24	JULY-DECEMBER PREMIUM	Open	941.36	0.00		B
49460	TACTICAL PUBLIC SAFETY LLC	24-00609	08/01/24	MOBILE RADIO REPAIR	Open	405.00	0.00		
54678	VAL-U AUTO PARTS	24-00439	06/01/24	JUNE-DECEMBER PURCHASES	Open	1,691.95	0.00		B
63968	LAWROW ELECTRIC & PLUMBING SUP	24-00608	07/24/24	DOWNSPOUT EXTENDER	Open	10.99	0.00		
64010	ACTION UNIFORM CO.	24-00541	07/25/24	UNIFORM SHIRT - WALK	Open	142.00	0.00		
AACAD005	A-ACADEMY ANIMAL CONTROL	24-00606	07/01/24	JULY SERVICES	Open	475.00	0.00	CC000013	C

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
AMAZO010	AMAZON CAPITAL SERVICES								
		24-00597	08/02/24	OFFICE SUPPLIES - CLERK	Open	37.77	0.00		
ARHAS005	ARH ASSOCIATES								
		24-00354	05/24/24	COORDINATION COUNTY ROADS	Open	3,500.00	0.00		B
		24-00355	05/24/24	ROOF/WINDOW COORDINATION	Open	1,152.50	0.00		B
		24-00410	06/04/24	COORDINATION WORK - PINELANDS	Open	1,750.00	0.00		B
		24-00551	06/30/24	ST OPENING ESCROW SERVICES	Open	850.00	0.00		
		24-00615	08/16/24	STORMWATER MAPPING PROJECT	Open	26,450.00	0.00	CO000014	C
		24-00616	07/01/24	JULY ESCROW SVCS	Open	750.00	0.00		
						34,452.50			
ATLAN070	ATLANTIC TOMORROW'S OFFICE								
		24-00613	07/01/24	COPIER MAINT AGREEMENT	Open	235.64	0.00		
CO002	ATLANTIC COUNTY UTILITES AUTH.								
		24-00587	08/06/24	RECYCLING SERVICES	Open	8,103.54	0.00		B
		24-00610	08/16/24	JULY TRASH COLLECTION	Open	38,243.81	0.00	C9000015	C
						46,347.35			
COMCA005	COMCAST								
		24-00584	08/06/24	August-December Services	Open	392.24	0.00		B
COMCA010	COMCAST BUSINESS								
		24-00583	08/06/24	August-Decmeber services	Open	396.53	0.00		B
CUMMI005	CUMMINS EQUIPMENT COMPANY INC								
		24-00617	06/10/24	TRACTOR PARTS	Open	378.58	0.00		
DASTI005	DASTI, MCGUCKIN, MCNICHOLS,								
		24-00604	07/01/24	PLANNING BOARD SVCS - JULY	Open	1,908.00	0.00		
EMP43	LUPINETTI, ANTONIO JOSEPH								
		24-00594	08/09/24	NNO REIMBURSEMENT - PRIZES	Open	424.70	0.00		
GENER005	GENERAL RECREATION, INC.								
		24-00480	06/25/24	Playground Equipment - Grant	Open	40,729.00	0.00		
MAJES005	MAJESTIC OIL COMPANY, INC.								
		24-00358	05/01/24	MAY - DECEMBER PURCHASES	Open	4,062.68	0.00		B
NJ017	TREASURER, STATE OF NEW JERSEY								
		24-00599	07/31/24	FY 2024 NJPDES-DGW PERMIT	Open	500.00	0.00		
NJ020	NJ DEPT OF HEALTH & SENIOR SRV								
		24-00612	07/31/24	JULY STATE FEES	Open	7.80	0.00		
OMEGA005	OMEGA								
		24-00600	08/16/24	NNO BANNER - MTPD	Open	216.16	0.00		
PETRU005	PETRUZZELLI, CHERENE								
		24-00607	08/16/24	REFUND PERMIT 9300093	Open	295.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
SNYDE005	SNYDER, JESSICA	24-00601	05/01/24	TAX CONSULTANT SERVICES	Open	1,125.00	0.00		
SOUTH010	SOUTH JERSEY OVERHEAD DOOR INC	24-00603	08/07/24	DPW OVERHEAD DOOR REPAIR	Open	983.00	0.00		
SOUTH015	SOUTH JERSEY SPEED CALIBRATION	24-00544	06/28/24	RADAR CALIBRATIONS	Open	544.00	0.00		
TWP16	GREATER EGG HARBOR REGIONAL	24-00523	07/09/24	TAX LEVY - AUGUST	Open	204,677.16	0.00		
TWP17	MULLICA TWP BOARD OF EDUCATION	24-00574	08/05/24	LEVY INSTALLMENT - AUGUST	Open	435,637.92	0.00		
USPOS005	US POSTMASTER	24-00595	08/13/24	CY 2024 Tax Bill Postage	Open	2,826.24	0.00		
XTELC005	XTEL COMMUNICATIONS INC.	24-00611	08/01/24	AUGUST SERVICES	Open	39.78	0.00		
Total Purchase Orders:		44	Total P.O. Line Items:		0	Total List Amount:	791,360.55	Total Void Amount:	0.00

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
Current Fund	4-01	716,446.89	0.00	716,446.89	0.00	0.00	716,446.89
Grant Fund	G-02	67,179.00	0.00	67,179.00	0.00	0.00	67,179.00
Trust Fund	T-03	7,734.66	0.00	7,734.66	0.00	0.00	7,734.66
Total of All Funds:		791,360.55	0.00	791,360.55	0.00	0.00	791,360.55

RESOLUTION 222-2024

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE
TOWNSHIP OF MULLICA, COUNTY OF ATLANTIC, STATE OF NEW JERSEY,
AUTHORIZING EXECUTIVE SESSION**

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Township Committee of the Township of Mullica to be held in public, N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in "Executive Session," i.e. without the public being permitted to attend; and

WHEREAS, the Township Committee of the Township of Mullica has determined that the issues permitted by N.J.S.A. 10:4-12(b) are to be discussed without the public in attendance during an Executive Session to be held on **August 27, 2024**, and

WHEREAS, the nine (9) exceptions to public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box within which **the number** of issues to be privately discussed that fall within that exception shall be written, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

"(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion." The legal citation to the provision(s) at issue is: _____ and the nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

"(2) Any matter in which the release of information would impair a right to receive funds from the federal government." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

"(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

"(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the

negotiation of terms and conditions with employees or representatives of employees of the public body.” The collective bargaining contract(s) discussed are between the Board and _____;

“(5) Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

“(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

2 • “(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.” The parties to and docket numbers of each item of litigation and/or the parties to each contract discussed are N/A and nature of the discussion, described as specifically as possible without undermining the need for confidentiality is Attorney Client Privilege Communication: Darmstadt Avenue, River Road _____;

“(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.” Subject to the balancing of the public’s interest and the employee’s privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124 N.J. 478, the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality are _____;

“(9) Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____;

WHEREAS, the length of the Executive Session is estimated to be _____ minutes/hour(s) after which the public meeting of the Township Committee shall either reconvene and immediately adjourn or reconvene and proceed with business.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mullica will go into Executive Session for only the above stated reasons.

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Mullica hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure.

BE IT FURTHER RESOLVED, that the Municipal Clerk, at the present public meeting, shall read aloud enough of this resolution so that members of the public in attendance can understand, as precisely as possible, the nature of the matters that will be privately discussed.

BE IT FURTHER RESOLVED, that the Municipal Clerk, on the next business day following this meeting, shall furnish a copy of this resolution to any member of the public who requests one at the fees allowed by N.J.S.A. 47:1A-1 et seq.

ADOPTED: August 27, 2024

Edward Hagaman
Mayor

Kayla M. Veltman
Municipal Clerk

CERTIFICATION

I, Kayla M. Veltman, Deputy Municipal Clerk of the Township of Mullica, County of Atlantic, State of New Jersey, do hereby certify that the foregoing Resolution 222-2024 was adopted by the Mayor and Committee of the Township of Mullica at a Regular Meeting held on Tuesday, August 27, 2024.

Kayla M. Veltman
Deputy Municipal Clerk