

**REGULAR TOWNSHIP MEETING
MUNICIPAL BUILDING**

**December 5, 2017
DELTRAN, NJ**

CALL TO ORDER

SALUTE TO THE FLAG

Sunshine Statement: Be advised that proper notice has been given by the Township Council in accordance with the sunshine law in the following manner. Notice advertised in the Burlington County Times and Camden Courier Post on October 31, 2017 and posted on the bulletin board on the same date.

ROLL CALL: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell and Mr. Catrambone.

ORDINANCES ON SECOND READING

**TOWNSHIP OF DELTRAN
ORDINANCE 2017-12**

**AN ORDINANCE OF THE TOWNSHIP OF DELTRAN AMENDING
CHAPTER 167 OF THE TOWNSHIP CODE**

PUBLIC HEARING

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELTRAN
ORDINANCE 2017-13**

**BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF PHEASANT ROAD, BY
AND IN THE TOWNSHIP OF DELTRAN, IN THE COUNTY OF BURLINGTON, STATE OF
NEW JERSEY; APPROPRIATING \$91,000 THEREFOR (INCLUDING A GRANT FROM THE
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM) AND AUTHORIZING THE
ISSUANCE OF \$86,666 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF**

PUBLIC HEARING

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

RESOLUTIONS

**TOWNSHIP OF DELRAN
RESOLUTION 2017-222**

**REFUND OF DUPLICATE TAX PAYMENT FOR
BLOCK 118, LOT4, C346**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-223**

**REFUNDING LIEN SOLD IN ERROR
BLOCK 131, LOT 2.01**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-224**

**APPROVING TOTALLY DISABLED
VETERAN EXEMPTION BLOCK 156, LOT 28**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-225**

**AUTHORIZING RELEASE OF VARIOUS
PLANNING BOARD ESCROW BALANCES**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:

Nays:

Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-226**

**AUTHORIZING THE RELEASE OF SEWER ESCROW
BALANCE FOR SDK TENBY CHASE APARTMENTS**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:

Nays:

Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-227**

**APPROVING CHANGE ORDER # 1 FOR THE
ROUTE 130 SIDEWALK IMPROVEMENT PROJECT**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:

Nays:

Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-228**

**AUTHORIZING THE CHIEF FINANCIAL OFFICER TO MAKE
YEAR END TRANSFERS AND PAYMENT OF ALL NECESSARY BILLS**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-229**

RESOLUTION CANCELLING STALE-DATED OUTSTANDING CHECKS

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

**TOWNSHIP OF DELRAN
RESOLUTION 2017-230**

**AUTHORIZING REFUND OF SEWER OVERPAYMENT FOR
BLOCK 118.19, LOT 30**

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O'Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

MOTIONS

A motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O’Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

A motion accepting the report of the Tax Collector and Township Clerk

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O’Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

A motion accepting the report of the CFO including the November YTD Revenue Report, YTD Budget Report and November Check Register.

MOVED BY _____ SECONDED BY _____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O’Connell,
Mr. Catrambone

Ayes:
Nays:
Approved:

REPORTS

Clerk

Administrator

Solicitor

Fire Commissioners

Members of Council

Mayor

Public Portion of the meeting – Motion to open the meeting to the public

Motion to adjourn the meeting

MOVED BY_____ SECONDED BY_____

Roll Call: Mr. Burrell, Mrs. Kolodi, Mr. Schwartz, Mr. O’Connell,
Mr. Catrambone

Ayes:

Nays:

Approved:

**TOWNSHIP OF DELRAN
ORDINANCE 2017-12**

**AN ORDINANCE OF THE TOWNSHIP OF DELRAN AMENDING CHAPTER 167 OF
THE TOWNSHIP CODE**

WHEREAS, the Mayor and Township Council of Delran Township (the “Township”) find that an amendment to §167 of the Delran Township Code regarding Flood Damage Prevention is appropriate; and

WHEREAS, the amendments to §167 of the Delran Township Code will incorporate language and provisions as required by New Jersey’s Department of Environmental Protection; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Council of Delran Township as follows:

SECTION 1. Delran Township Municipal Code §167 shall be amended to read as follows:

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

167-1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the Township Council of the Township of Delran of Burlington County, New Jersey does ordain as follows:

167-2 FINDINGS OF FACT

- a) The flood hazard areas of the Township of Delran are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
- b) These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

167-3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- a) Protect human life and health;
- b) Minimize expenditure of public money for costly flood control projects;
- c) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- d) Minimize prolonged business interruptions;

- e) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;
- f) Help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- g) Ensure that potential buyers are notified that property is in an area of special flood hazard; and
- h) Ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

167-4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

- a) Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- b) Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- c) Controlling the alteration of natural floodplains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;
- d) Controlling filling, grading, dredging, and other development which may increase flood damage; and,
- e) Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

ARTICLE II DEFINITIONS

167-5 DEFINITIONS AND WORD USAGE

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

AO Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

AH Zone- Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone

Appeal — A request for a review of the Construction Official's interpretation of any provision of this ordinance or a request for a variance.

Area of Shallow Flooding — A designated AO or AH zone on a community's Digital Flood Insurance Rate Map (DFIRM) with a one percent annual or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Area of Special Flood Hazard — Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. It is shown on the FIRM as Zone V, VE, V1-30, A, AO, A1-A30, AE, A99, or AH.

Base Flood — A flood having a one percent chance of being equaled or exceeded in any given year.

Base Flood Elevation (BFE) – The flood elevation shown on a published Flood Insurance Study (FIS) including the Flood Insurance Rate Map (FIRM). For zones AE, AH, AO, and A1-30 the elevation represents the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Basement — Any area of the building having its floor subgrade (below ground level) on all sides.

Breakaway Wall — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

Development — Any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within the area of special flood hazard.

Digital Flood Insurance Rate Map (DFIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Elevated Building — A non-basement building (i) built, in the case of a building in an Area of Special Flood Hazard, to have the top of the elevated floor, elevated above the base flood elevation plus freeboard by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters.

Existing Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

Flood or Flooding — A general and temporary condition of partial or complete inundation of normally dry land areas from:

- a) The overflow of inland or tidal waters and/or
- b) The unusual and rapid accumulation or runoff of surface waters from any source.

Flood Insurance Rate Map (FIRM) — The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Flood Insurance Study (FIS) — The official report in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

Floodplain Management Regulations — Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing — Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

Floodway — The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without accumulatively increasing the water surface elevation more than 0.2 foot.

Freeboard — A factor of safety usually expressed in feet above a flood level for purposes of flood plain management. “Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

Highest Adjacent Grade — The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

Historic Structure — Any structure that is:

- a) Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c) Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (1) By an approved State program as determined by the Secretary of the Interior; or
 - (2) Directly by the Secretary of the Interior in States without approved programs.

Lowest Floor — The lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements of 44 CFR Section 60.3.

Manufactured Home — A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle".

Manufactured Home Park or Manufactured Home Subdivision — A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New Construction — Structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

New Manufactured Home Park or Subdivision — A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the floodplain management regulations adopted by the municipality.

Recreational Vehicle — A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Start of Construction — (For other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348)) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of pilings, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

Structure — A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

Substantial Damage — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial Improvement — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a) Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- b) Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

Variance — A grant of relief from the requirements of this ordinance that permits construction in a manner that would otherwise be prohibited by this ordinance.

Violation — The failure of a structure or other development to be fully compliant with this ordinance. A new or substantially improved structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in 44 CFR §60.3(b)(5), (c)(4), (c)(10), (e)(2), (e)(4), or (e)(5) is presumed to be in violation until such time as that documentation is provided.

ARTICLE III GENERAL PROVISIONS

167-6 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of the Township of Delran, Burlington County, New Jersey.

167-7 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the Township of Delran, Community No. 340094, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study, Burlington County, New Jersey (All Jurisdictions)" dated December 21, 2017.
- b) "Flood Insurance Rate Map for Burlington County, New Jersey (All Jurisdictions)" as shown on Index and panel(s) 34005C0111F, 34005C0112F, 34005C0113F, 34005C0114F, 34005C0116F, 34005C0118F, 34005C0119F, 34005C0227F, whose effective date is December 21, 2017.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at 900 Chester Avenue, Delran, New Jersey.

167-8 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations.

Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this chapter or fails to comply with any of its requirements shall, upon conviction thereof, be subject to the penalties set forth in § 1-5, Violations and penalties, of this Code, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the Township of Delran, from taking such other lawful action as is necessary to prevent or remedy any violation.

167-9 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

167-10 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

- a) Considered as minimum requirements;
- b) Liberally construed in favor of the governing body; and,
- c) Deemed neither to limit nor repeal any other powers granted under State statutes.

167-11 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part of the Township of Delran, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

ARTICLE IV ADMINISTRATION

167-12 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins, including placement of manufactured homes, within any area of special flood hazard established in section 167-7. Application for a Development Permit shall be made on forms furnished by the Construction Official and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing. Specifically, the following information is required:

- a) Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;
- b) Elevation in relation to mean sea level to which any structure has been floodproofed.
- c) Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in section 116-17(B); and,
- d) Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

167-13 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Construction Official and/or Township Engineer are hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

167-14 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Construction Official and/or Township Engineer shall include, but not be limited to:

A. PERMIT REVIEW

- 1) Review all development permits to determine that the permit requirements of this ordinance have been satisfied.
- 2) Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.
- 3) Review all development permits to determine if the proposed development is located in the floodway. If located in the floodway, assure that the encroachment provisions of 5.3 a) are met.

B. USE OF OTHER BASE FLOOD AND FLOODWAY DATA

When base flood elevation and floodway data has not been provided in accordance with section 167-7, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, the Construction Official and/or Township Engineer shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer sections 167-17(A), SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, and 167-17(B), SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION.

C. INFORMATION TO BE OBTAINED AND MAINTAINED

- 1) Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.
- 2) For all new or substantially improved floodproofed structures:
 - a) verify and record the actual elevation (in relation to mean sea level); and
 - b) maintain the floodproofing certifications required in section 167-12(c).
- 3) Maintain for public inspection all records pertaining to the provisions of this ordinance.

D. ALTERATION OF WATERCOURSES

- 1) Notify adjacent communities and the New Jersey Department of Environmental Protection, Bureau of Flood Control and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.
- 2) Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

E. SUBSTANTIAL DAMAGE REVIEW

- 1) After an event resulting in building damages, assess the damage to structures due to flood and non-flood causes.
- 2) Record and maintain the flood and non-flood damage of substantial damage structures and provide a letter of Substantial Damage Determination to the owner and the New Jersey Department of Environmental Protection, Bureau of Flood Control.
- 3) Ensure substantial improvements meet the requirements of sections 167-17(A), SPECIFIC STANDARDS, RESIDENTIAL CONSTRUCTION, 167-17(B), SPECIFIC STANDARDS, NONRESIDENTIAL CONSTRUCTION and 167-17(C), SPECIFIC STANDARDS, MANUFACTURED HOMES.

F. INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in section 167-15.

167-15 VARIANCE PROCEDURE

A. APPEAL BOARD

- 1)The Township Council shall hear and decide appeals and requests for variances from the requirements of this ordinance.
- 2)The Township Council shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Construction Official and/or Township Engineer in the enforcement or administration of this ordinance.
- 3)Those aggrieved by the decision of the Township Council, or any taxpayer, may appeal such decision to the Superior Court, as provided by law.
- 4)In passing upon such applications, the Township Council, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:
 - a)the danger that materials may be swept onto other lands to the injury of others;
 - b)the danger to life and property due to flooding or erosion damage;
 - c) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - d) the importance of the services provided by the proposed facility to the community;
 - e) the necessity to the facility of a waterfront location, where applicable;
 - f) the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - g) the compatibility of the proposed use with existing and anticipated development;
 - h) the relationship of the proposed use to the comprehensive plan and floodplain management program of that area;
 - i) the safety of access to the property in times of flood for ordinary and emergency vehicles;
 - j) the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,
 - k) the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.
- 5) Upon consideration of the factors of section 167-15(A)(4) and the purposes of this ordinance, the Township Council may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.
- 6) The Construction Official and/or Township Engineer shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

B. CONDITIONS FOR VARIANCES

- 1) Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and

surrounded by lots with existing structures constructed below the base flood level, providing items (a) through (k). in section 167-15(A)(4) have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.

- 2) Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- 3) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- 4) Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- 5) Variances shall only be issued upon:
 - a) A showing of good and sufficient cause;
 - b) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and,
 - c) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in section 167-15(A)(4), or conflict with existing local laws or ordinances.
- 6) Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

ARTICLE V PROVISIONS FOR FLOOD HAZARD REDUCTION

167-16 GENERAL STANDARDS

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, are required:

A. ANCHORING

- 1) All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
- 2) All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

B. CONSTRUCTION MATERIALS AND METHODS

- 1) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- 2) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

C. UTILITIES

- 1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;
- 2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;
- 3) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and
- 4) For all new construction and substantial improvements the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

D. SUBDIVISION PROPOSALS

- 1) All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;
- 2) All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;
- 3) All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,
- 4) Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

E. ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings in at least two (2) exterior walls of each enclosed area, having a total net area of not less than one (1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

167-17 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in section 167-7, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in section 167-14(B), USE OF OTHER BASE FLOOD DATA, the following standards are required:

A. RESIDENTIAL CONSTRUCTION

- 1) New construction and substantial improvement of any residential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities (including all electrical, heating, ventilating, air- conditioning and other service equipment) and sanitary facilities, elevated at or above the base flood

elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive;

2) Require within any AO or AH zone on the municipality's DFIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

B. NONRESIDENTIAL CONSTRUCTION

In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure located in an A or AE zone shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities as well as all electrical, heating, ventilating, air-conditioning and other service equipment: either

1) Elevated to or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive

2) Require within any AO or AH zone on the municipality's DFIRM to elevate above the depth number specified in feet plus one (1) foot, above the highest adjacent grade (at least three (3) feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

1) Be floodproofed so that below the base flood level plus one (1) foot or as required by ASCE/SEI 24-14, Table 6-1, whichever is more restrictive, the structure is watertight with walls substantially impermeable to the passage of water;

2) Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,

3) Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section 167-14(C)(2)(b).

C. MANUFACTURED HOMES

1) Manufactured homes shall be anchored in accordance with section 167-16(A)(2).

2) All manufactured homes to be placed or substantially improved within an area of special flood hazard shall:

a) Be consistent with the need to minimize flood damage,

b) Be constructed to minimize flood damage,

c) Have adequate drainage provided to reduce exposure to flood damage,

d) Be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation plus one (1) foot or as required by ASCE/SEI 24-14, Table 2-1, whichever is more restrictive and;

e) The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist floatation, collapse, and lateral movement.

167-18 FLOODWAYS

Located within areas of special flood hazard established in section 167-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

- a) Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- b) If section 167-18(A) is satisfied, all new construction and substantial improvements must comply with Article V PROVISIONS FOR FLOOD HAZARD REDUCTION.
- c) In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the accumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

SECTION 2. Repealer. All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

SECTION 3. Severability. If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not effect the remaining provisions of this ordinance. The governing body of the Township of Delran declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

SECTION 4. Effective Date. The ordinance shall take effect immediately upon passage and publication according to law.

NOTICE

NOTICE IS HEREBY GIVEN that the above Ordinance was introduced and passed on first reading at the _____ Meeting of the Township Council of the Township of Delran in the County of Burlington, State of New Jersey held in the Township's Municipal Building on _____, 2017 and the same came up for final passage at the Regular Meeting of the Township Council held on _____, 2017, at which time, after persons interested were given an opportunity to be heard concerning said Ordinance, the same was passed and will be in full force in the Township according to law.

Dated:

Ken Paris, Mayor

Dated:

Jamey Eggers, Township Clerk

**TOWNSHIP OF DELRAN
ORDINANCE NUMBER 2017-13**

BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF PHEASANT ROAD, BY AND IN THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY; APPROPRIATING \$91,000 THEREFOR (INCLUDING A GRANT FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM) AND AUTHORIZING THE ISSUANCE OF \$86,666 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF DELRAN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Delran, in the County of Burlington, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$91,000, which sum includes \$78,000 as the amount of a grant expected to be received from the Community Development Block Grant Program (the "CDBG Grant"), and \$4,334 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available therefor by virtue of an appropriation in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$91,000 appropriation not provided for by

application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$86,666 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$86,666 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the reconstruction of Pheasant Road in the Township, including, but not limited to, as applicable, milling, striping, excavation, paving and/or repaving with pavement having a useful life or durability at least equal to that of a Class B Roadway (as defined under the Local Bond Law), drainage and curbing repair, as needed, and sidewalk improvements. The improvements and purposes set forth in Section 3(a) shall also including all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$86,666.

(c) The estimated cost of said improvement or purpose is \$91,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, is the down payment in the amount of \$4,334 for said improvement or purpose.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Burlington or any other source makes a contribution or grant in aid to the Township, for the improvement and purpose authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section

2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Burlington or any other source. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Burlington or any other source, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at

the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of

Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$86,666 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$18,200 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2 . No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions

or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Township for costs of the improvement or purpose described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Township, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$86,666. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time, as necessary, a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The

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

SECTION 11. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: November 13, 2017**

**JAMEY L. EGGERS,
Clerk of the Township of Delran**

**ADOPTED ON SECOND READING
DATED: _____, 2017**

**JAMEY L. EGGERS,
Clerk of the Township of Delran**

**TOWNSHIP OF DELRAN
RESOLUTION 2017-222**

**REFUND OF DUPLICATE TAX PAYMENT FOR
BLOCK 118, LOT4, C346**

WHEREAS, the owner of Block 118 Lot 4 C346, 346 Huntington Drive had problems with the mortgage company not paying the real estate taxes in 2016 causing the owner to pay the third and fourth quarter payments in the amount of \$4,029.18; and

WHEREAS, the mortgage company paid the 4th Quarter 2016 property due taxes creating a credit on the account in the amount of \$2,014.59 which is part of the payment made by the property owner; and

WHEREAS, the property owner has requested refund of the \$2,014.59 credit since the mortgage company is now paying the taxes when due.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that the credit/overpayment on Block 118, Lot 4, C346 shall be refunded to Olga Jackson, 346 Huntington Drive, Delran, NJ 08075-1348 in the amount of \$2,014.59.

Dated: December 5, 2017

Township Clerk

Council President

**TOWNSHIP OF DELRAN
RESOLUTION 2017-223**

**REFUNDING LIEN SOLD IN ERROR
BLOCK 131, LOT 2.01**

WHEREAS, when the tax sale was held on August 24, 2017, the property located at 40 S. Bridgeboro Street was included in error for the unpaid 2016 sewer; and

WHEREAS, this property was struck off to the Township at the 2016 tax sale and thus should not have been included; and

WHEREAS, the lienholder is asking for a refund of the tax sale certificate #17-00234 because it was sold in error, and

WHEREAS, the lienholder shall be refunded in the amount of \$1,514.89 for the value of the tax sale certificate along with the \$500.00 premium paid at tax sale; and

WHEREAS, after cancellation of this certificate, the unpaid 2016 sewer will be due as part of the municipal lien.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that TSC# 17-00234 shall be canceled from record and the amount of \$1,514.89 plus \$500.00 for the premium shall be refunded to:

US Bank Cust/ ProCap 4 & Crdtrs
50 South 16th Street
Suite 2050
Philadelphia, PA 15108

Dated: December 5, 2017

Township Clerk

President of Council

**TOWNSHIP OF DELRAN
RESOLUTION 2017-224**

**APPROVING TOTALLY DISABLED
VETERAN EXEMPTION BLOCK 156, LOT 28**

WHEREAS, the property owner of Block 156 Lot 28, 188 Sawmill Court in the Township of Delran has applied for a totally disabled veteran exemption and has filled out the correct forms and provided the documentation necessary for the Tax Assessor; and

WHEREAS, the Tax Assessor has determined that as per N.J.S.A. 54:4-3:30 et seq.; L1948 c259 as amended, that the resident has met the requirements to qualify for the totally disabled veteran exemption; and

WHEREAS, the Tax Assessor has also determined that the exemption was to be effective as of December 18, 2013, and

WHEREAS, the property owner gave up the totally disabled veteran deduction in October 2015 because he said he was able to afford the taxes and did not want to take advantage of the town; and

WHEREAS, the owner is now in a position where he can no longer afford to give up his exemption and has requested that it be reinstated.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Delran that taxes should be refunded for the November 2017 tax quarter in the amount of \$1,876.56 and cancelled for the February 2018 quarter in the amount of \$1,848.33 and May 2018 taxes in the amount of \$1,848.33; and

BE IT FURTHER RESOLVED that the refund and cancellation of taxes for Block 156 Lot 28 is approved by the Township of Delran Council and that a copy of this resolution will be provided to the Tax Collector, Tax Assessor and Treasurer.

Dated: December 5, 2017

Jamey Eggers, Township Clerk

Council President

**TOWNSHIP OF DELRAN
RESOLUTION 2017-225**

WHEREAS, the Planning Board requires an escrow to be filed for applications before the board; and

WHEREAS, the Planning Board has determined that a remaining balance in certain escrows are no longer necessary as the work has been completed, and

WHEREAS, the secretary for the board has confirmed that all outstanding bills have been paid.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board escrow, as stated below, be refunded and a signed copy of the resolution forwarded to be Secretary of the Planning and Zoning Board.

Name and Address	File #	Amount
Wakefern Food Corp. Attn: Ken Grogan –SF – 111 236 Raritan Center Parkway Edison, NJ 08837	P88-03	\$150.00
SDK Tenby Chase C/O SDK Apartments 1124 E. Ridgewood Avenue Suite 101 Ridgewood, NJ 07450	PP2015-01	\$500.00
Michael Grace & Karen Harkaway Graceway Enterprises 2 Henry Lane Mt. Holly, NJ 08060	PP28-02	\$814.15

DATED: December 5, 2017

TOWNSHIP CLERK

Gary Catrambone, President of Council

**TOWNSHIP OF DELRAN
RESOLUTION 2017-226**

**AUTHORIZING THE RELEASE OF SEWER ESCROW
BALANCE FOR SDK TENBY CHASE APARTMENTS**

WHEREAS, the Sewer Department requires an escrow to be filed for applications for a sewer connection; and

WHEREAS, the Township has determined that a remaining balance in the below escrow account is no longer necessary as the work has been completed, and

WHEREAS, the Township Clerk has confirmed that all outstanding bills have been paid.

NOW, THEREFORE, BE IT RESOLVED that the sewer escrows balance, as stated below, be refunded and a signed copy of the resolution forwarded to be Treasurer.

Name and Address	File #	Amount
SDK Tenby Chase C/O SDK Apartments 1124 E. Ridgewood Avenue Suite 101 Ridgewood, NJ 07450	S2015-04	\$ 568.00

DATED: December 5, 2017

TOWNSHIP CLERK

Gary Catrambone, President of Council

**TOWNSHIP OF DELRAN
RESOLUTION 2017-227**

**APPROVING CHANGE ORDER # 1 FOR THE
ROUTE 130 SIDEWALK IMPROVEMENT PROJECT**

WHEREAS, it was necessary to make changes in the contract for the Route 130 Sidewalk Improvement Project; and

WHEREAS, Change Order # 1 was developed to itemize and authorize those changes; and

WHEREAS, Change Order #1 results in a decrease of \$23,951.50 from the contract amount of \$256,560.00.

NOW, THEREFORE, BE IT RESOLVED by the Township of Delran that Change Order #1 is hereby authorized and approval is hereby granted to revise the original contract amount from \$256,560.00 to \$ 232,608.50 (Decrease of \$23,951.50).

DATED: December 5, 2017

TOWNSHIP CLERK

Gary Catrambone, President of Council

**TOWNSHIP OF DELRAN
RESOLUTION 2017-228**

WHEREAS, the Township Council is holding their final public meeting of the year on December 5, 2017; and

WHEREAS, notwithstanding prior transfers and to assure that all 2017 budget appropriations have adequate funds to support township activities through year-end, Township Council hereby authorizes that the Chief Financial Officer be delegated the authority to make additional transfers of funds, if required; and

WHEREAS, the Township Council authorizes that the Chief Financial Officer has the authority to pay all necessary bills through year end.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Delran in the County of Burlington that the Chief Financial Officer is hereby delegated the authority to make transfers of funds in the 2017 budget and pay all necessary to assure uninterrupted Township operations with ratification by the Township Council at the next Township meeting.

DATED: December 5, 2017

TOWNSHIP CLERK

**Gary Catrambone
President of Council**

**TOWNSHIP OF DELRAN
RESOLUTION 2017-229**

RESOLUTION CANCELLING STALE-DATED OUTSTANDING CHECKS

WHEREAS, upon review of the financial records of various bank accounts maintained by the Township of Delran, it was determined that there are several stale-dated outstanding checks; and

WHEREAS, it is in the best interest of the Township to cancel these outstanding checks;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Delran, County of Burlington and State of New Jersey that the following outstanding checks be cancelled:

Account & Check #	Amount			
Payroll:				
57566	\$1,555.13			
1113	\$170.58			
1386	\$180.23			
3823	\$1.09			
4089	\$323.77			
4300	\$196.13			
4321	\$233.01			
4340	\$1,371.58			
4378	\$323.77			
4452	\$1,595.00			
4463	\$50.77			
6898	\$73.09			
8335	\$13.53			
10437	\$103.85			
50080	\$219.51			
50808	<u>\$620.04</u>			
				\$7,031.08
Current				
38181	\$60.00			
38251	\$218.00			
10193	\$178.32			
10765	\$100.00			
10785	<u>\$300.00</u>			
				\$856.32
Dog				
1041	<u>\$138.75</u>			
				\$138.75

Escrow					
1251		\$92.92			
1427		\$1250.74			
				\$1,343.66	
TOTAL					\$9,369.81

DATED: December 5, 2017

Jamey Eggers
Township Clerk

Gary Catrambone
President of Council

**TOWNSHIP OF DELRAN
RESOLUTION 2017-230**

**AUTHORIZING REFUND OF SEWER OVERPAYMENT FOR
BLOCK 118.19, LOT 30**

WHEREAS, Block 118.19 Lot 30, 44 Snowberry Lane was sold and foundation title sent in sewer payment at closing for delinquent third quarter sewer, fourth quarter sewer and the first quarter of 2018, and

WHEREAS, the title company has requested a refund of the first quarter 2018 sewer amount of \$106.40 because that amount was charged to the previous owner, and

WHEREAS, the seller is not responsible for that sewer payment, and

NOW THEREFORE, BE IT RESOLVED by the Township Council that a the refund of \$106.40 be refunded to Foundation Title, LLC- Marlton, Four Greentree Centre, 601 Route 73 North, Suite 201, Marlton, NJ 08053, and

Dated: December 5, 2017

Township Clerk

Council President