

**TOWNSHIP COUNCIL MEETING AGENDA**

MONDAY, SEPTEMBER 23, 2019

7:00 P.M.

**SALUTE TO THE FLAG**

**STATEMENT OF PUBLIC NOTICE** - TAKE NOTICE THAT ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN ACCORDANCE WITH N.J.S.A. 10:4-8 AND N.J.S.A. 10:4-10 AS FOLLOWS: A NOTICE OF THE MEETING WAS PROMINENTLY POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING, LOCATED AT 225 MAIN STREET, LITTLE FALLS, N.J. ON JANUARY 2, 2019. A COPY OF THE NOTICE WAS MAILED TO THE NORTH JERSEY HERALD & NEWS AND THE RECORD ON THE SAME DATE. ADDITIONALLY, A COPY OF THE NOTICE WAS FILED IN THE OFFICE OF THE TOWNSHIP CLERK ON SAID DATE.

**ROLL CALL**

**MINUTES**

APPROVAL OF MINUTES FROM THE REGULAR MEETING OF AUGUST 26, 2019,  
AND THE WORKSHOP MEETING OF SEPTEMBER 9, 2019

**REMARKS FROM THE CHAIR**

**COUNCIL MEMBER REPORTS**

**MAYOR'S REPORT**

**ATTORNEY'S REPORT**

**PUBLIC COMMENT - AGENDA ITEMS ONLY**

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

**CONSENT AGENDA**

ALL ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED WITH A SINGLE MOTION. FOR ANY ITEMS UNDER REQUISITIONS THE TREASURER HAS SUPPLIED A CERTIFICATION OF THE AVAILABILITY OF FUNDS.

**REPORTS**

MUNICIPAL CLERK'S REPORT FOR THE MONTH OF AUGUST 2019

MUNICIPAL CLERK'S DOG/CAT LICENSE REPORT FOR THE MONTH OF AUGUST 2019

TAX COLLECTOR'S REPORT FOR THE MONTH OF AUGUST 2019

RECREATION CENTER REPORT FOR THE MONTH OF AUGUST 2019

CIVIC CENTER REPORT FOR THE MONTH OF AUGUST 2019

POLICE DEPARTMENT REPORT FOR THE MONTH OF AUGUST 2019

CONSTRUCTION REPORT FOR THE MONTH OF AUGUST 2019

**APPLICATIONS**

RAFFLE, PASSAIC VALLEY BAND ASSOCIATION, ON-PREMISE 50/50, 1/25/20, 10:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

RAFFLE, PASSAIC VALLEY BAND ASSOCIATION, TRICKY TRAY, 1/25/20, 7:00 P.M. - 11:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

RAFFLE, PASSAIC VALLEY BAND ASSOCIATION, OFF-PREMISE 50/50, 1/25/20, 10:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

RAFFLE, FAIRFIELD UNICO, ON-PREMISE 50/50, 10/12/19, 6:30 P.M. - 11:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

RAFFLE, FAIRFIELD UNICO, TRICKY TRAY, 10/12/19, 6:30 P.M. - 11:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 10/25/19, ON-PREMISE 50/50, 6:00 P.M. - 11:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 10/25/19, OFF-PREMISE 50/50, 6:00 P.M. - 11:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 10/25/19, TRICKY TRAY, 6:00 P.M. - 11:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 10/25/19, POCKETBOOK BINGO, 6:00 P.M. - 11:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 10/31/19, ON-PREMISE 50/50, 6:00 P.M. - 10:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, 11/28/19, ON-PREMISE 50/50, 6:00 P.M. - 10:00 P.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, OUR LADY OF THE HOLY ANGELS CHURCH, SEVERAL DATES, CALENDAR RAFFLE, 9:30 A.M., 465 MAIN STREET, LITTLE FALLS

RAFFLE, VERONA FIFTH DOWNERS, 10/10/19, TRICKY TRAY, 6:00 P.M. - 10:00 P.M. 215 NJ-23, LITTLE FALLS

RAFFLE, VERONA FIFTH DOWNERS, 10/10/19, ON-PREMISE 50/50, 6:00 P.M. - 10:00 P.M., 215 NJ-23, LITTLE FALLS

RAFFLE, PAWS OF MONTCLAIR, INC., TRICKY TRAY, 11/2/19, 2:00 P.M. - 7:00 P.M., 4-6 WOODHULL AVENUE

RAFFLE, PAWS OF MONTCLAIR, INC., ON-PREMISE 50/50, 11/2/19, 2:00 P.M. - 7:00 P.M., 4-6 WOODHULL AVENUE, LITTLE FALLS

**RESOLUTIONS**

RESOLUTION AUTHORIZING THE TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$2,019.29 TO REFUND TAX OVERPAYMENTS IN THE YEAR 2019 ON SEVERAL PROPERTIES DUE TO FEMA BUYOUT CLOSINGS [A]

RESOLUTION AUTHORIZING THE TREASURER TO ISSUE A CHECK IN THE AMOUNT OF \$10,181.11 TO REFUND TAX OVERPAYMENTS IN THE YEAR 2019 ON SEVERAL PROPERTIES DUE TO OVERPAYMENTS [B]

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES IN THE AMOUNT OF \$38,634.43 IN THE YEARS 2018 & 2019 ON SEVERAL PROPERTIES DUE TO FEMA BUYOUT CLOSINGS AND/OR TOWNSHIP PURCHASING PROPERTY [C]

RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT APPLICATION TO THE NJDEP FOR PURCHASE, INSTALLATION AND MAINTENANCE OF 1 LEVEL 2 CHARGEPOINT SINGLE-PORT CHARGING STATION [D]

RESOLUTION CONSENTING TO THE ASSIGNMENT AND ASSUMPTION OF, AND CONSENT TO TRANSFER, FINANCIAL AGREEMENT [E]

RESOLUTION CONSENTING TO THE ASSIGNMENT AND ASSUMPTION OF, AND CONSENT TO TRANSFER, REDEVELOPMENT AGREEMENT [F]

BILL LIST [G]

**NEW BUSINESS**

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1369, AN ORDINANCE ENTITLED, ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE TO REGULATE THE PARKING RESTRICTIONS ON CERTAIN STREETS (WOODS ROAD)".

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1370, AN ORDINANCE ENTITLED, "ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE CHAPTER 71, FEES".

**PUBLIC COMMENT - GENERAL MATTERS**

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

**ADJOURN**

**RESOLUTION [ A ] 19-09-23 # \_\_\_\_\_**

**WHEREAS**, the following properties in the Township of Little Falls, New Jersey have overpaid real estate taxes in 2019 due to FEMA buyout closings; and

**WHEREAS**, the Tax Collector is requesting that the Township Council direct the Treasurer to refund said amounts overpaid listed below;

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey that the following listed tax refunds be made by the Township Treasurer:

<u>Tax Year &amp; Qtr.</u>	<u>Block Lot/Q</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason/ Deed Date</u>	<u>Amount</u>
2019/1-2	71/13	Carl & Kaye Webber 180 William St	Carl & Kaye Webber 32 Scrivens Street Totowa NJ 07512 (\$245.07 FEMA/\$115.22 HR)	O/P FEMA/HR 03/28/19	\$360.29
2019/1	71/113	Kenneth Federoff 85 Parkway	Kenneth Federoff 15 Hopson Av Little Falls NJ 07424	O/P FEMA 02/20/19	529.43
2019/1	80/18	Ritesh C & Nipurna Patel 45 Zeliff Av	Ritesh C & Nipurna Patel 32 Alexander Av Parsippany NJ 07054	O/P FEMA 02/20/19	559.68
2019/1-2	82/15	Margaret Howley 96 E Woodcliffe Av	Margaret Howley 10H Colonial Dr Little Falls NJ 07424	O/P FEMA 03/28/19	132.29
2019/1-2	86/39	Peter Palzis 27 Riverview Cir	Peter Palzis 32 Mill Pond Rd Woodland Park NJ 07424	O/P FEMA 03/16/19	<u>437.60</u>
<b>Total Refunds</b>					<b>\$2,019.29</b>

APPROVED: \_\_\_\_\_

cc: Finance Dept.  
Tax Collector  
Dept.

**RESOLUTION [B] 19-09-23 # \_\_\_\_\_**

**WHEREAS**, the following properties in the Township of Little Falls, New Jersey have overpaid real estate taxes in 2019; and

**WHEREAS**, the Tax Collector is requesting that the Township Council direct the Treasurer to refund said amounts overpaid listed below;

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey that the following listed tax refunds be made by the Township Treasurer:

<u>Tax Year &amp; Qtr.</u>	<u>Block Lot/Q</u>	<u>Taxpayer/ Location</u>	<u>Payee</u>	<u>Reason</u>	<u>Amount</u>
2019/3	26/6	Reynol Ferrer & Natasha Boyce 34 Garrabrant Av	Reynol Ferrer & Natasha Boyce 34 Garrabrant Av Little Falls NJ 07424	O/P	\$ 923.25
2019/3	84/83	Sec of Housing Urban Dev/Soto 105 William St	Stern, Lavnthal & Frankenberg, LLC 105 Eisenhower Pkwy Ste 302 Roseland NJ 07068	O/P	1,560.75
2019/3	96.01/12.01	Panak to Torres 7 Meadow Dr	Elite Title Group LLC 22 Ridge Road Lyndhurst NJ 07071	O/P	2,334.50
2019/3	184.04/1	Elena Wuebbens Baer 218 Lower Notch Rd	Wells Fargo RE Tax Ser. Refunds/Financial Support PO Box 14506 Des Moines IA 50328-0001	O/P	2,816.83
2019/3	188/15	Biczak to Vargas 23 Browertown Rd	Corelogic RE Tax Ser. Attn: Refund Dept. 3001 Hackberry Road Irving TX 75063	O/P	2,198.90
2019/2	237/31	Edward Schumacher 36 Woods Rd	Edward Schumacher 1050 Crackers Neck Rd Greensboro GA 30642	O/P/ CBJ	<u>346.88</u>
<b>Total Refunds</b>					<b>\$10,181.11</b>

**APPROVED:** \_\_\_\_\_

cc: Finance Dept., Tax Collector, Dept.

RESOLUTION (C) 19-09-23# \_\_\_\_\_

**CANCELATION OF TAXES DUE TO FEMA BUYOUT CLOSINGS AND/OR  
TOWNSHIP PURCHASING PROPERTY (TOWNSHIP EXEMPT):**

**WHEREAS**, the Township of Little Falls purchased the following properties in the Years 2018 and 2019; and

**WHEREAS**, the 2018 and 2019 taxes have been pro-rated from the closing dates; and

**WHEREAS**, the Township is requesting that their portion of the taxes be made exempt from the closing date and be canceled by our Tax Collector as follows:

<b><u>BLOCK/LOT QUAL.</u></b>	<b><u>OWNER/ LOCATION/ CLOSING DATE</u></b>	<b><u>CANCEL 2019 TAX AMOUNT</u></b>
71/13	Carl & Kaye Webber 180 William Street March 28, 2019	\$ 3,404.43
71/113	Kenneth Federoff 85 Parkway February 20, 2019	4,192.44
80/18	Ritesh C & Nipurna R Patel 45 Zeliff Av February 20, 2019	4,433.10
81/8	George Sr & Lucy Lawton 46 Zeliff Av December 20, 2018	5,041.89
82/15	Margaret Howley 96 E Woodcliffe Av March 28, 2019	2,325.26
82/24	Frank & Karen Della Porta 53 E Woodcliffe Av December 26, 2018	4,408.87
86/39	Peter Palzis 27 Riverview Cir March 16, 2019	4,397.94

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<b><u>BLOCK/LOT QUAL.</u></b>	<b><u>OWNER/ LOCATION/ CLOSING DATE</u></b>	<b><u>CANCEL 2019 TAX AMOUNT</u></b>
110/23	Maria & Manuel Santiago 56-58 Stanley St October 31, 2018	\$ <u>10,430.50</u>

**Total amount to be canceled/Township exempt \$38,634.43.**

**APPROVED: \_\_\_\_\_**

cc: Finance Dept.  
Tax Collector  
Dept.

RESOLUTION [1] 19-09-23 - # \_\_\_\_\_

RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT APPLICATION TO THE NJDEP FOR PURCHASE, INSTALLATION AND MAINTENANCE OF 1 LEVEL 2 CHARGEPOINT SINGLE-PORT CHARGING STATIONS

WHEREAS, the Governing Body of the Township of Little Falls desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of \$6,000.00 to fund the following project:

Purchase, installation and maintenance of 1 Level 2 Charger Point Single-port charging station to be installed at 112 Main Street, Little Falls, NJ 07424.

NOW, THEREFORE, BE IT RESOLVED, that Charles Cuccia, or the successor to the office of Township Administrator is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$0.00 and not more than \$6,000.00, and (c) to execute any amendments thereto.

\*The Mayor and Council authorizes and hereby agrees to match 0.00% of the total project amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services or property, is hereby certified. 0.00% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).\*

The Grantee agrees to comply with all applicable Federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

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APPROVED: \_\_\_\_\_

cc: Finance Department  
NJDEP



**TOWNSHIP OF LITTLE FALLS**

**RESOLUTION E**

**CONSENTING TO THE ASSIGNMENT AND ASSUMPTION OF, AND CONSENT TO  
TRANSFER, FINANCIAL AGREEMENT**

**WHEREAS**, the Township of Little Falls (“Township”) and Little Falls Redevelopers Urban Renewal, LLC (“Assignor”) entered into a Financial Agreement (the “Financial Agreement”) dated April 15, 2019, with respect to a redevelopment project whereby Assignor agreed to construct (i) approximately 185 multi-family rental housing units; (ii) approximately 290 parking spaces; and (iii) other amenities and related site improvements in the Redevelopment Area, as that term is defined in the Financial Agreement (the “Project”); and

**WHEREAS**, Assignor has notified the Township that it now desires to assign all right, title and interest to and under the Financial Agreement to Accurate JMF Urban Renewal, LLC (“Assignee”); and

**WHEREAS**, the Assignment and Assumption of the Financial Agreement is permitted by and subject to the terms of Section 8.1 of the Financial Agreement; and

**WHEREAS**, the Assignee agrees to assume all of the rights and obligations of the Assignor with respect to the Project under the Financial Agreement; and

**WHEREAS**, the Assignor is current with all real property taxes and escrows as required under the Escrow Agreement for the Project and Assignee has agreed to continue to make such payments and maintain such accounts as required by the Escrow Agreement; and

**WHEREAS**, the terms and conditions of this assignment to Assignee are set forth in an Assignment and Assumption of, and Consent to Transfer, Financial Agreement (the “Assignment and Assumption of Financial Agreement”), a copy of which is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey as follows:

1. The Mayor and Township Clerk are hereby authorized to execute the Assignment and Assumption of Financial Agreement.

2. The Mayor and Township Clerk are further authorized to execute an Estoppel Certificate (the “Financial Agreement Estoppel Certificate”) with regard to the Financial Agreement, a copy of which is attached hereto.

3. The Township Clerk is hereby directed to forward three (3) fully executed copies of the Assignment and Assumption of the Financial Agreement and the Financial Agreement Estoppel Certificate, together with a certified copy of this Resolution, to counsel for the Township so that he may forward fully executed copies to counsel for the Assignor and Assignee. The Township Clerk shall retain at least one (1) fully executed copy of the Assignment and Assumption of the Financial Agreement and the Financial Agreement Estoppel Certificate on file for the Township’s records.

4. Upon execution of the attached Assignment and Assumption Agreement and upon proof that all real property taxes and escrow monies are current, Assignee shall be subject to the terms and conditions of the Financial Agreement. Assignor will be obligated to adhere to the terms and conditions of the Financial Agreement until such time.

**TOWNSHIP OF LITTLE FALLS**  
**RESOLUTION F**  
**CONSENTING TO THE ASSIGNMENT AND ASSUMPTION OF, AND CONSENT TO**  
**TRANSFER, REDEVELOPMENT AGREEMENT**

**WHEREAS**, the Township of Little Falls (“Township”) and Little Falls Redevelopers Urban Renewal, LLC (“Assignor”) entered into a Redevelopment Agreement (the “Redevelopment Agreement”) dated December 31, 2018, whereby Assignor agreed to construct (i) approximately 185 multi-family rental housing units; (ii) approximately 290 parking spaces; and (iii) other amenities and related site improvements in the Redevelopment Area, as that term is defined in the Redevelopment Agreement (the “Project”); and

**WHEREAS**, Assignor has notified the Township that it now desires to assign all right, title and interest to and under the Redevelopment Agreement to Accurate JMF Urban Renewal, LLC (“Assignee”); and

**WHEREAS**, the Assignment and Assumption of the Redevelopment Agreement is permitted by and subject to the terms of Section 3.05 of the Redevelopment Agreement, which requires the consent of the Township; and

**WHEREAS**, the Assignee agrees to assume all of the rights and obligations of the Assignor with respect to the Project under the Redevelopment Agreement; and

**WHEREAS**, the Assignor is current with all real property taxes and escrows as required under the Escrow Agreement for the Project and Assignee has agreed to continue to make such payments and maintain such accounts as required by the Escrow Agreement; and

**WHEREAS**, the terms and conditions of this assignment to Assignee are set forth in an Assignment and Assumption of, and Consent to Transfer, Redevelopment Agreement (the “Assignment and Assumption of the Redevelopment Agreement”), a copy of which is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Little Falls, County of Passaic, State of New Jersey as follows:

1. The Mayor and Township Clerk are hereby authorized to execute the Assignment and Assumption of the Redevelopment Agreement.

2. The Mayor and Township Clerk are further authorized to execute an Estoppel Certificate (the “Redevelopment Agreement Estoppel Certificate”) with regard to the Redevelopment Agreement, a copy of which is attached hereto.

3. The Township Clerk is hereby directed to forward three (3) fully executed copies of the Assignment and Assumption of the Redevelopment Agreement and the Redevelopment Agreement Estoppel Certificate together with a certified copy of this Resolution, to counsel for the Township so that he may forward fully executed copies to counsel for the Assignor and Assignee. The Township Clerk shall retain at least one (1) fully executed copy of the Assignment and Assumption of the Redevelopment Agreement and the Redevelopment Agreement Estoppel Certificate on file for the Township’s records.

4. Upon execution of the attached Assignment and Assumption Agreement and upon proof that all real property taxes and escrow monies are current, Assignee shall be designated as the Redeveloper of the Project. Assignor will be obligated to adhere to the terms and conditions of the Redevelopment Agreement until such time.

**ORDINANCE NO. 1369**

**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF  
LITTLE FALLS IN THE COUNTY OF PASSAIC, STATE OF NEW  
JERSEY, AMENDING THE TOWNSHIP CODE TO REGULATE THE  
PARKING RESTRICTIONS ON CERTAIN STREETS**

**WHEREAS**, the Township of Little Falls (“Township”) is a public body corporate and politic of the State of New Jersey; and

**WHEREAS**, the Township’s Code of General Ordinances (“Code”) currently prohibits parking at all times on certain specified streets in the Township;

**WHEREAS**, the municipal council (“Municipal Council”) of the Township has determined to amend Chapter 7, Subchapter 7-13 of the Code to prohibit parking on additional designated streets, or portions thereof; and

**WHEREAS**, the Municipal Council has determined to amend Subchapter 7-13 of the Code to read as follows (additions are underlined and deletions are in [brackets]):

“No person shall park a vehicle at any time upon any streets or parts thereof as described.

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
<u>Woods Road</u>	North/Northwest	Starting at the northern leg of Mountain Top Terrace To a point 316 feet northwest

**NOW, THEREFORE, BE IT ORDAINED** by the Municipal Council of the Township of Little Falls, Passaic County, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Subchapter 7-13 of the Code to read as follows:
  3. It is the intent of the Municipal Council to incorporate the additions and/or supplements contained in this Ordinance into the Code. All of the remaining provisions in Chapter 7 of the Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing parking on Township streets enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.
  4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
  5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
  6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

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PASSED: \_\_\_\_\_

**ORDINANCE NO. 1370**

**ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS  
IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING THE  
TOWNSHIP CODE CHAPTER 71 FEES**

**WHEREAS**, the Township of Little Falls ("Township") is a public body corporate and politic of the State of New Jersey; and

**WHEREAS**, the Township's Code of General Ordinances ("Code") currently provides for the regulation of its Fees in the Township;

**WHEREAS**, the municipal council ("Municipal Council") of the Township has determined to amend Chapter 71 of the Code entitled Fees; and

**WHEREAS**, the Municipal Council has determined to amend said Chapter of the Code as follows:

71-2 Fees Schedule

Chapter 143 PARKS AND RECREATION FACILITIES

**ARTICLE I Rules and Regulations**

**5K Run Event**

**\$35.00 entry Fee**

**136. XI. Consistency, Severability and Repealer**

(A) If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

(B) All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

(C) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

**NOW, THEREFORE, BE IT ORDAINED** by the Municipal Council of the Township of Little Falls, Passaic County, State of New Jersey, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council hereby amends Chapter 71 of the Code entitled Fees of the Code of the Township of Little Falls.
3. It is the intent of the Municipal Council to incorporate the additions and/or supplements contained in this Ordinance in to the Code. All of the remaining provisions in Chapter 71 of the Code entitled Fees of the Code shall remain unchanged and have full force and legal effect. All other ordinances enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

5. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.

6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

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