

TOWNSHIP COUNCIL WORKSHOP AGENDA
MONDAY, APRIL 12, 2021
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. 10:4-10 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, NJ ON FEBRUARY 17, 2021. A COPY OF THE NOTICE WAS FAXED 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.

THIS MEETING IS BEING CONDUCTED UNDER THE CIRCUMSTANCES SURROUNDING THE COVID-19 HEALTH SITUATION. NO PUBLIC WILL BE ALLOWED TO ATTEND THE MEETING IN PERSON. A LINK AND A TELEPHONE NUMBER TO JOIN THE MEETING CAN BE ACCESSED ON THE TOWNSHIP WEBSITE AT WWW.LFNJ.COM. ELECTRONIC PROVISIONS HAVE BEEN ESTABLISHED FOR THE PUBLIC TO PARTICIPATE DURING THE PUBLIC COMMENT PORTION OF THE MEETING.

ROLL CALL

DONATE LIFE AWARENESS MONTH

AUTISM AWARENESS MONTH

EARTH DAY PROCLAMATION

PUBLIC COMMENT - ALL MATTERS

MEMBERS OF THE PUBLIC WHO DESIRE TO PROVIDE COMMENT SHALL RAISE THEIR VIRTUAL HAND IN THE ZOOM APPLICATION. THE MEETING MODERATOR WILL QUEUE THE MEMBERS OF THE PUBLIC THAT WISH TO PROVIDE COMMENT AND THE COUNCIL PRESIDENT WILL RECOGNIZE THEM IN ORDER. MEMBERS OF THE PUBLIC WHO HAVE JOINED THE MEETING BY CALLING IN MUST PRESS *6 TO MUTE AND UNMUTE THEMSELVES AND *9 TO RAISE THEIR HAND. MEMBERS OF THE PUBLIC WHO HAVE JOINED THE MEETING VIA THE ZOOM APPLICATION MUST CLICK THE REACTIONS ICON AND THEN THE RAISE HAND ICON. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. ONCE THE PROCESS IS COMPLETE, WE WILL RETURN TO THE REGULAR ORDER OF BUSINESS.

ITEMS TO BE DISCUSSED:

MAYOR/ADMINISTRATOR:

1. ORDINANCE ESTABLISHING MEMORIAL TREE PROGRAM
2. RESOLUTION AUTHORIZING EJIF TO REPRESENT TOWNSHIP IN MATTER INVOLVING OCCIDENTAL CHEMICAL CORPORATION

ACTION ITEMS:

BILL LIST [A]

CORRESPONDENCE

REQUEST FROM GREAT NOTCH FIRE COMPANY #4 FOR PERMISSION TO CONDUCT A BOOT DRIVE ON FRIDAY, JUNE 4, 2021 AND SATURDAY, JUNE 5, 2021 AT THE INTERSECTION OF LONG HILL ROAD AND NOTCH ROAD BETWEEN THE HOURS OF 7:00 A.M. AND 8:00 P.M.

NEW BUSINESS

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1400, 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".

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1401, AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO AMEND CHAPTER 126 (LITTERING) OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS".

INTRODUCTION OF ORDINANCE NO. 1404, AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO ADD CHAPTER 132 (MEMORIAL TREE PROGRAM) OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR MAY 10, 2021.

COUNCIL TOPICS FOR DISCUSSION

ADJOURN

ORDINANCE NO. 1400

**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

Facility Rental: (1 Hour Minimum)

Civic Center	\$75.00/per hour
Recreation Center Gym	\$60.00/ per hour
Recreation Center Multi-Purpose	\$15.00

Athletic Field/Courts Rentals: (2 Hour Minimum)

Paterson Avenue Turf Field:	\$100.00/per hour**
Amity Fields:	\$50.00/per hour
Inwood Field:	\$50.00/per hour
Savittieri Field:	\$50.00/per hour
Louis Field:	\$50.00/per hour
Pickle Ball/Tennis Courts:	\$50.00 /per hour /per court*

*Add \$15 per hour for Lights.

**Add \$50 per hour for Lights.

Little Falls Racquet Club (NEW PROGRAM) - *Open to residents of Passaic County

Badge Fees will be waived for Little Falls Residents under the age of 18. However, said individual must register with the Recreation Department.

Indoor / Outdoor Pickle Ball

Little Falls Residents: \$15.00

Other Members: \$120.00

Outdoor Tennis

Little Falls Residents: \$15.00

Other Members: \$75.00

*Fee includes a General Badge + Reserved Court Time.

Reserved Time Slots will be determined by the Little Falls Recreation Department and the Pickleball Commissioner.

General Pickle Ball Courts Badge Yearly Fee:

Indoor Courts: (November – March)

Passaic County Residents: \$75.00

Non-Passaic County Resident: \$100.00

Outdoor Courts: (April – October)

Passaic County Residents: \$75.00

Non-Passaic County Resident: \$100.00

Both Indoor & Outdoor Discounted Price:

Passaic County Residents: \$120.00

Non-Passaic County Residents: \$175.00

Little Falls Farmers Market:

Full Market Vendor: \$650.00

Part Time Vendor: \$30.00 / PER MARKET

Guest Vendor: \$35.00 / PER MARKET

Farmers Market Business Sponsorship: \$100.00

Adult Sports:

Men's Softball: \$350.00 - \$1,000 / PER TEAM

Women's Softball: \$350.00 - \$1,000 / PER TEAM

Men's Basketball: \$350.00 - \$1,000 / PER TEAM

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.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus, Municipal Clerk

James Belford Damiano, Mayor

**TOWNSHIP OF LITTLE FALLS
ORDINANCE NO. 1401**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY,
TO AMEND CHAPTER 126 (LITTERING)
OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS**

WHEREAS, unsolicited materials can become the cause of rubbish strewn upon the streets and sidewalks of the Township resulting in not only a poor appearance but also result in clogging stormwater inlets placing persons and property in danger of flooding,

WHEREAS, it is necessary to update and amend the Municipal Code to address this concern; and

WHEREAS, the Township Council has found it proper to amend the language of the Code accordance therewith;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls, that Chapter 126, Littering, of the Code of the Township of Little Falls, is hereby amended and supplemented as follows:

§216-15 UNSOLICITED MATERIALS

~~No person shall cast or place or cause to be cast or placed any advertisement, handbill, circular or paper on any public street, on sidewalks, into any vestibules or yards, upon porches of any dwelling house or other buildings, or into any vehicle while on the public highways or on private property within the Township, except that this section shall not apply to newspapers and addressed envelopes delivered to subscribers and addresses. Advertisements, handbills, circulars and papers may be distributed in the Township, provided that they are securely placed at each dwelling so as not to be blown away by the wind.~~

A. Definitions. As used herein, the following terms shall have the meanings indicated:

PRINTED MATTER: Any and all of the following: circulars, handbills, notices, cards, newspapers, magazines, pamphlets and leaflets.

UNSOLICITED DISTRIBUTION: Free distribution not previously requested by the person to whom distribution is intended.

B. The following standards for the unsolicited distribution of printed matter and product samples, other than newspapers, are hereby established in the Township of Little Falls:

(1) No printed matter or product samples shall be placed, thrown or discarded by any person upon any public street, road, avenue, park, or other public place or upon the lawn, driveway or in the yard appurtenant to any residence or other building located therein or upon any field or other open space within the Township.

(2) No printed matter or product sample shall be distributed or caused to be distributed by any person at any residence or other building unless such printed matter or product sample shall be delivered into the possession of some person there offering to receive same or be placed in a slot or receptacle provided on the premises for the receipt of same or be placed within five feet of a door or entranceway of such residence or other building.

(3) No person shall distribute or cause to be distributed any printed matter or product sample upon the premises of any residence or other building known to be vacant by the person distributing or causing to be distributed such printed matter or product samples.

C. Notwithstanding the foregoing restrictions of Subsection B, the delivery of unsolicited newspapers shall be subject to the following restrictions:

(1) No delivery shall be made to any residence where notice has been given by the owner or occupant to the publisher of such newspaper to cease delivery to the specific site. Where no such notice to cease delivery has been given, deliveries shall be made in the following manner:

(a) With respect to those residences where public sidewalks exist, delivery shall be made beyond a line created by the interior line of the sidewalk extended through the entire frontage of the property.

(b) With respect to those residences which do not have public sidewalks, delivery shall be effected by delivery of the newspaper beyond the edge of the pavement of the street abutting the front property line.

(2) In the case of garden-apartment-type structures with common areas, delivery, when permitted, shall be prohibited in the parking areas, on any streets or on any private access driveways.

(3) In the case of distribution of an unsolicited newspaper, the newspaper shall include within its pages a notice setting forth the telephone number and address where a recipient may contact the newspaper to resolve any distribution questions or problems. The notice shall be a minimum 10 point type in size and shall appear in each edition of the newspaper. This telephone number or address so published shall be the means by which notices for the cessation of delivery can be made by the recipient to the publisher.

(4) There shall be no intentional delivery whatsoever of any such unsolicited printed matter to premises after the owner or occupant of which premises has notified the publisher or the delivery person or, in the case of printed matter referred to in Subsection C(3) hereof, after the owner or tenant of the premises has notified that person indicated in the printed matter to be the person having authority to cease further delivery of the same at the address or telephone number so indicated, that such delivery shall cease or be suspended for a stated period of time, or in violation of the provisions of this Subsection C.

D. This section shall not apply to the distribution of printed matter or product samples that shall have been previously ordered or requested by the owner, tenant or occupant of the premises where such distribution is made or to the distribution of printed matter or samples of merchandise by mail.

E. No person shall throw, cast or distribute or cause to be thrown, cast or distributed any printed matter or product sample upon any stoop, porch, patio, stairs or in any vestibule or hall of any residence or other building in such a manner or in such position that the same may be blown, carried or deposited by wind or otherwise in or upon any street or public place or into any yard or onto any open portion of any residence or other building.

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. Ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency; and
2. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portion of the Ordinance; and
3. Except as hereby amended, the Code of the Township of Little Falls shall remain in full force and effect.
4. This Ordinance shall take effect twenty days after final passage and publication in accordance with law.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus
Municipal Clerk

James Belford Damiano
Mayor

ORDINANCE NO. 1404

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP
OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY,
TO ADD CHAPTER 132 (MEMORIAL TREE PROGRAM)
OF THE CODE OF THE TOWNSHIP OF LITTLE FALLS**

WHEREAS, there has been a desire expressed by the citizens of the Township of Little Falls to have the opportunity to plant a tree in dedication of someone who has passed as well as to have a plaque in remembrance of them,

WHEREAS, the Township of Little Falls has property available for such plantings and dedications along the Passaic River as a result of a flood buyback program; and

WHEREAS, the Township Council believes that it is appropriate to have this area available for this specific use and that same does not interfere with any use of the property or violate any known law or regulation on such properties; and

WHEREAS, the Township Council desires to place reasonable controls on the manner and means of the purchase, placement and imagery of such memorial tree and plaques; and

WHEREAS, the Township Council has found it proper to add the language of the Code accordance therewith;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Little Falls, that Chapter 132, Memorial Tree Program, of the Code of the Township of Little Falls, is hereby added as follows:

§132-1 Memorial Tree Program

The Township of Little Falls shall permit memorials to remember individuals and families through a tree/memorial plaque dedication program. Memorial trees/plaques shall be placed according to the following regulations.

§132-2 Application and Fee

- A. Applications shall be obtained from, and after completion, returned to the Office of the Township Clerk. Applications for specific locations shall be considered on a first-come, first-served basis. The fee for a tree and plaque for a dedication shall be \$750.
- B. Upon receipt of application and correct fee, the Township Clerk, or such other personnel as assigned by the Mayor, shall coordinate preparation and installation of each tree/plaque, and keep a record of the location of each tree/plaque and date of installation.

§132-3 Tree and Plaque Standards

- A. Trees/Plaques shall be of a size, type, style and material as solely determined by the Township of Little Falls.
- B. Plaques will be limited to the inclusion of the name of the party for whom the memorial is dedicated ("In Memory of...") which shall not exceed more than 20 total characters. The Township retains the exclusive right to reject memorial dedications for any reason including but not limited to those which include any defamatory, racist, obscene, or such other verbiage which is offensive to the general public.
- C. The placement, type, size and age of trees shall not be subject to the control or review by the Little Falls Shade Tree Commission.

§132-3 Maintenance

- A. The Township of Little Falls shall not be responsible for the replacement of trees/plaques that have been damaged or destroyed for any reason including but not limited to vandalism or natural occurrences such as fire or hurricane. Applicants shall be responsible for replacement of damaged or destroyed trees/plaques at their own expense.
- B. Nothing herein shall be construed to grant any applicant the right to access, decorate, plant, disturb or otherwise interfere with the property that the memorial tree/plaque is located other than as may be allowed by the Township.

§132-3 Location

The memorial tree/plaque program will be primarily located at locations adjacent to the Passaic River. The Township reserves the unrestricted right to place the memorial tree/plaque at such other location it deems appropriate. Notice will be provided to the applicant of the final placement of the memorial tree/plaque.

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. Ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency; and
2. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portion of the Ordinance; and
3. Except as hereby amended, the Code of the Township of Little Falls shall remain in full force and effect.
4. This Ordinance shall take effect twenty days after final passage and publication in accordance with law.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus
Municipal Clerk

James Belford Damiano
Mayor