

TOWNSHIP COUNCIL WORKSHOP AGENDA

MONDAY, MARCH 14, 2022

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 MARCH 11, 2022. 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. **A LINK AND A TELEPHONE NUMBER TO JOIN THE MEETING VIRTUALLY CAN BE ACCESSED ON THE TOWNSHIP WEBSITE AT WWW.LENJ.COM. ELECTRONIC PROVISIONS HAVE BEEN ESTABLISHED FOR THE PUBLIC TO PARTICIPATE DURING THE PUBLIC COMMENT PORTION OF THE MEETING.**

ROLL CALL

COLORECTAL CANCER AWARENESS MONTH PROCLAMATION

WORLD DOWN SYNDROME AWARENESS DAY PROCLAMATION

NATIONAL WOMEN'S HISTORY MONTH PROCLAMATION

IRISH AMERICAN HERITAGE MONTH PROCLAMATION

NATIONAL GIRL SCOUT DAY PROCLAMATION

PUBLIC COMMENT - GENERAL MATTERS AND AGENDA ITEMS

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.

MEMBERS OF THE PUBLIC WHO HAVE JOINED THE MEETING VIRTUALLY AND 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. RESOLUTION AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES
2. RESOLUTION TO INTRODUCE 2022 MUNICIPAL BUDGET
3. ORDINANCE NO. 1430 - PARKING MODIFICATIONS ON HARRISON STREET
4. ORDINANCE NO. 1431 - FEE ORDINANCE AMENDMENT FOR RECREATION DEPARTMENT
5. ORDINANCE NO. 1432 - EXCEED MUNICIPAL BUDGET COST OF LIVING ALLOWANCE
6. ORDINANCE NO. 1433 - EXECUTION OF LEASE AGREEMENT FOR PROPERTY LOCATED AT 35 STEVENS AVENUE
7. ORDINANCE NO. 1434 - CONFIRMING TOWNSHIP'S OWNERSHIP OF SISCO LANE
8. ORDINANCE NO. 1435 - CONFIRMING TOWNSHIP'S OWNERSHIP OF CANFIELD LANE

ACTION ITEMS:

RESOLUTION AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES FOR REGIONAL HIGH SCHOOL TAXES [A]

RESOLUTION TO INTRODUCE THE 2022 MUNICIPAL BUDGET [B]

BILL LIST [C]

NEW BUSINESS

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1430, 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 7, ENTITLED "TRAFFIC"".

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 1431, 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"".

INTRODUCTION OF ORDINANCE NO. 1432, AN ORDINANCE ENTITLED, "CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND

TO ESTABLISH A CAP BANK", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR APRIL 11, 2022.

INTRODUCTION OF ORDINANCE NO. 1433, AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A LEASE AGREEMENT BETWEEN THE TOWNSHIP AND THE LITTLE FALLS TOWNSHIP HISTORICAL SOCIETY, INC. FOR THE PROPERTY LOCATED AT 35 STEVENS AVENUE", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR APRIL 11, 2022.

INTRODUCTION OF ORDINANCE NO. 1434, AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, CONFIRMING THE TOWNSHIP'S OWNERSHIP OF SISCO LANE", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR APRIL 11, 2022.

INTRODUCTION OF ORDINANCE NO. 1435, AN ORDINANCE ENTITLED, "AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, CONFIRMING THE TOWNSHIP'S OWNERSHIP OF CANFIELD LANE", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR APRIL 11, 2022.

COUNCIL TOPICS FOR DISCUSSION

PRESENTATION OF PLAQUE FROM LITTLE FALLS DOMESTIC VIOLENCE PREVENTION COMMITTEE TO POLICE CHIEF STEVEN POST

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.

MEMBERS OF THE PUBLIC WHO HAVE JOINED THE MEETING VIRTUALLY AND 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.

ADJOURN

RESOLUTION [A] 22-03-14 - # _____

RESOLUTION OF THE TOWNSHIP OF LITTLE FALLS

**AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES
FOR LOCAL SCHOOL AND REGIONAL HIGH SCHOOL TAXES**

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

WHEREAS, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Township of Little Falls at this time,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2021 as follows:

	<u>Deferred Regional High School Taxes</u>
Amount Deferred 12/31/2021	\$3,965,912.00
Amount Deferred 12/31/2020	\$3,829,294.50

BE IT FURTHER RESOLVED by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Adopted this 14th day of March, 2022, and certified as a true copy of an original.

Clerk

cc: DLGS
Finance Dept.
Auditor
Budget File
Dept.

2022 Municipal Budget
of the Township of Little Falls ,
County of Passaic for the fiscal year 2022

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2022	2021
1. Surplus	1,970,000.00	1,405,400.00
2. Total Miscellaneous Revenues	4,463,806.12	4,211,284.42
3. Receipts from Delinquent Taxes	480,000.00	415,000.00
4. a) Local Tax for Municipal Purposes	14,038,414.59	13,728,310.00
b) Addition to Local District School Tax		
c) Municipal Library Tax	594,272.00	566,172.00
Tot Amt to be Rsd by Taxes for Sup of Mun. Bud	14,632,686.59	14,294,482.00
Total General Revenues	21,546,492.71	20,326,166.42

Summary of Appropriations	2022 Budget	Final 2021 Budget
1. Operating Expenses: Salaries & Wages	8,072,293.00	7,788,334.00
Other Expenses	7,747,876.79	7,737,006.42
2. Deferred Charges & Other Appropriations	2,433,372.92	1,777,826.00
3. Capital Improvements	350,000.00	325,000.00
4. Debt Service (Include for School Purposes)	2,442,950.00	1,748,000.00
5. Reserve for Uncollected Taxes	500,000.00	950,000.00
Total General Appropriations	21,546,492.71	20,326,166.42
Total Number of Employees		

Balance of Outstanding Debt		
	General	Water Utility
Interest	691,211.00	
Principal	1,471,000.00	
Outstanding Balance	24,475,000.00	

Notice is hereby given that the budget and tax resolution was approved by the Governing Body of the Township of Little Falls, County of Passaic on March 14, 2022.

A hearing on the Budget and Tax Resolution will be held at The Municipal Building, on March April 11, 2022 at 7:00 o'clock P.M. at which time and place objections to the Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

Copies of the Budget are available in the office of Cynthia Kraus, Borough Clerk at the Municipal Building, 225 Main Street, Little Falls, New Jersey, Phone #973-890-4500 during the hours of 9:00 A.M. to 4:00 P.M..

ORDINANCE NO. 1430

**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 7 ENTITLED TRAFFIC**

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 provide vehicular traffic excluded from certain streets in the Township; and

WHEREAS, the municipal council (“Municipal Council”) of the Township has determined to amend Chapter 7 entitled Traffic Section 7-13 Parking Prohibited at All Times on Certain Streets as follows;

7-13 Parking Prohibited at All Times on Certain Streets.

The following described streets or parts of streets are hereby amended as indicated below.

Name of Street	Direction	Location
Harrison Street	East	From Madison Avenue, South to dead end
Harrison Street	West	From Madison Avenue, North to dead end

1. A copy of this Ordinance shall be available for public inspection at the offices of the Township Clerk.
2. This Ordinance shall take effect upon its final passage by the Municipal Council, and approval by the Mayor and publication as required by law.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus, Municipal Clerk

James Belford Damiano, Mayor

ORDINANCE NO. 1431

**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

Men’s & Woman’s Softball Team Sponsorship - \$300.00 Per Season, Per Team

Men’s Basketball Team Sponsorship - \$300.00 Per Season, 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

ORDINANCE NO. 1432

**TOWNSHIP OF LITTLE FALLS
CALENDAR YEAR 2022
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Little Falls in the County of Passaic finds its advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$146,357 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of Little Falls, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Township of Little Falls shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$512,250 and that the CY 2022 municipal budget for the Township of Little Falls be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus, Municipal Clerk

James Belford Damiano, Mayor

ORDINANCE NO. 1433

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A LEASE AGREEMENT BETWEEN THE TOWNSHIP AND THE LITTLE FALLS TOWNSHIP HISTORICAL SOCIETY, INC. FOR THE PROPERTY LOCATED AT 35 STEVENS AVENUE

WHEREAS, the Township of Little Falls (“Township”) has in its possession a certain property located at Block 98, Lot 1 on the Tax Map of the Township of Little Falls, more commonly known as 35 Stevens Avenue; and

WHEREAS, the Little Falls Township Historical Society, Inc. (“Society”) has requested that the Township agree to enter into a Lease Agreement which would provide for the lease of the building and veteran’s park area (“Premises”) on the Property located at 35 Stevens Avenue by the Society from the Township (“Lease”); and

WHEREAS, Society intends to establish within the Premises certain offices, museum, exhibition space and for other related public interest purposes including space for associated non-profit enterprises complimentary to Society’s purposes; and

WHEREAS, the Local Lands and Buildings Law authorizes a governing body to lease municipally-owned land to a non-profit corporation for a public purpose (N.J.S.A. 40A:12-14(c)), for a maximum Lease term of 50 years with 25 year extension (N.J.S.A. 40A:12-15) and to convey municipal property to a duly incorporated non-profit organization or association in compliance therewith (N.J.S.A. 40A:12-21); and

WHEREAS, the Township Council of the Township of Little Falls has found it in the public interest to enter in the Lease as permitted by law;

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Little Falls, as follows:

1. A Lease between the Township, as Landlord, and the Society, as Tenant, of the Premises located at 35 Stevens Avenue, according to the terms set forth herein and in a form approved by the Township Attorney, is hereby approved, and the Mayor and the Township Clerk are hereby authorized and directed to execute and deliver the Lease on behalf of the Township.
2. Rent and other conditions shall be fully set forth in the Lease.
3. The public purpose of the Lease is to promote and advance the goals of the Society which include the stimulation of interest in the history and architecture of the Township, the compilation, cataloging and dissemination of such information, the preservation of documents, landmarks and artifacts relating to the aforesaid purposes of the Society and

making them available for research and study, and cooperation with other organizations which have similar purposes, goals, and interest.

4. The term of the Lease shall be for twenty-five (25) years with certain milestones that must be met by the Society within twelve (12) months of the start of the Lease term to secure certain grant funding and twenty-four (24) months of the start of the Lease term to complete renovations to the Premises.
5. The Society shall annual submit a report by June 30 of each year during the Lease term to the Township Business Administrator which report shall set forth the uses of the Premises that were undertaken by the Society and other non-profit entities utilizing the Premises during the prior year, the activities of the Society and other non-profit entities utilizing the Premises undertaken in furtherance of the public purpose for which the new leasehold was granted, the approximate financial value or cost, if any, of such activities, and an affirmation of the continued tax-exempt status of the Society and other non-profit entities utilizing the Premises as a non-profit corporation pursuant to both State and Federal law.
6. This Ordinance shall take effect after final passage and publication in accordance with law.

PASSED: _____

ATTEST:

APPROVE:

Cynthia Kraus
Municipal Clerk

James Belford Damiano
Mayor

ORDINANCE NO. 1434

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, CONFIRMING THE TOWNSHIP'S OWNERSHIP OF SISCO LANE

WHEREAS, the Governing Body of the Township of Little Falls may enact ordinances pertaining to public streets, throughfares and sidewalks located within the Township; and

WHEREAS, N.J.S.A. §40A:12-3 authorizes a municipality to acquire real property; and

WHEREAS, N.J.S.A. §40A:12-5 requires that the acquisition of real property be accomplished by ordinance; and

WHEREAS, N.J.S.A. §40A:12-4 authorizes municipalities to acquire any outstanding easement, right or interest in any real property, capital improvement or personal property previously acquired by the county or municipality which the governing body shall determine to be necessary or useful for the proper exercise of any power conferred or duty imposed upon the county or municipality; and

WHEREAS, N.J.S.A. §40A:12-4 authorizes municipalities to ascertain and establish the boundaries of all streets, highways, lanes, alleys and public places in the municipalities, and prevent and remove all encroachments, obstructions and encumbrances in, over or upon the same or any part thereof; and

WHEREAS, the properties identified on the Township's tax map as Block 172 Lot 3.03 and Block 172 Lot 4.02 are necessary for the continued operation of Sisco Lane as a public right of way; and

WHEREAS, the properties identified on the Township's tax map as Block 172 Lot 3.03 and Block 172 Lot 4.02 were previously separated into new lots, belonging to the Township; and

WHEREAS, no ordinance was previously passed by the Township to acquire those properties as required by N.J.S.A. §40A:12-5; and

WHEREAS, it has been determined by the governing body that acquiring fee simple interest in the subject real property would be in the best interests of the Township.

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

1. The Borough is hereby authorized to acquire the real property identified on the Township's tax map as Block 172 Lot 3.03 and Block 172 Lot 4.02.

2. After all requirements respecting the enactment of this ordinance have been fulfilled, a deed shall be recorded in the Office of the Passaic County Clerk.
3. Having passed a first reading, this Ordinance shall be published in the manner required by New Jersey Law at least once not less than ten (10) days prior to the time fixed for further consideration for final passage.
4. Pursuant to N.J.S.A. §40:49-6, at least one week prior to the time fixed for final passage, a copy of the Ordinance, together with notice of the introduction, including time and place fixed for final passage shall be mailed to every person whose land may be affected by the Ordinance.
5. The Township Clerk, shall, within sixty (60) days after the Ordinance becomes effective, file a certified copy thereof, under the seal of the Township of Little Falls, together with a copy of the proof of publication thereof, in the office of the Clerk of Passaic County, pursuant to N.J.S.A. §40:67-21.
6. The Mayor and Township Clerk are hereby authorized to execute any and all instruments and to do all things necessary to effectuate the purposes hereof.
7. All Ordinances, resolutions and regulations inconsistent herewith are hereby repealed as to the extent of such inconsistency.
8. If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be judged invalid, such adjudication shall apply only to the section paragraph article subdivision clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.
9. This Ordinance shall take effect upon final passage and approval in accordance with law.
10. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.
11. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

INTRODUCED: March 8, 2022

PUBLIC HEARING:

APPROVED:

ATTEST:

APPROVED:

CYNTHIA KRAUS, TOWNSHIP CLERK

JAMES DAMIANO, MAYOR

ORDINANCE NO. 1435

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, CONFIRMING THE TOWNSHIP'S OWNERSHIP OF CANFIELD LANE

WHEREAS, the Township Council of the Township of Little Falls may enact ordinances pertaining to public streets, throughfares and sidewalks located within the Township; and

WHEREAS, N.J.S.A. § 40A:12-3 authorizes a municipality to acquire real property; and

WHEREAS, N.J.S.A. § 40A:12-5 requires that the acquisition of real property be accomplished by ordinance; and

WHEREAS, N.J.S.A. § 40A:12-4 authorizes municipalities to acquire any outstanding easement, right or interest in any real property, capital improvement or personal property previously acquired by the county or municipality which the governing body shall determine to be necessary or useful for the proper exercise of any power conferred or duty imposed upon the county or municipality; and

WHEREAS, N.J.S.A. § 40A:12-4 authorizes municipalities to ascertain and establish the boundaries of all streets, highways, lanes, alleys and public places in the municipalities, and prevent and remove all encroachments, obstructions and encumbrances in, over or upon the same or any part thereof; and

WHEREAS, the properties identified on the Township's tax map as Block 148 Lot 23 and Block 148 Lot 24 are necessary for the continued operation of Canfield Lane as a public right of way; and

WHEREAS, the properties identified on the Township's tax map as Block 148 Lot 23 and Block 148 Lot 24 were previously separated into new lots, belonging to the Township; and

WHEREAS, no ordinance was previously passed by the Township to acquire those properties as required by N.J.S.A. § 40A:12-5; and

WHEREAS, it has been determined by the governing body that acquiring fee simple interest in the subject real property would be in the best interests of the Township.

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

1. The Borough is hereby authorized to acquire the real property identified on the Township's tax map as Block 148 Lot 23 and Block 148 Lot 24.

2. After all requirements respecting the enactment of this ordinance have been fulfilled, a deed shall be recorded in the Office of the Passaic County Clerk.
3. Having passed a first reading, this Ordinance shall be published in the manner required by New Jersey Law at least once not less than ten (10) days prior to the time fixed for further consideration for final passage.
4. Pursuant to N.J.S.A. § 40:49-6, at least one week prior to the time fixed for final passage, a copy of the Ordinance, together with notice of the introduction, including time and place fixed for final passage shall be mailed to every person whose land may be affected by the Ordinance.
5. The Township Clerk, shall, within sixty (60) days after the Ordinance becomes effective, file a certified copy thereof, under the seal of the Township of Little Falls, together with a copy of the proof of publication thereof, in the office of the Clerk of Passaic County, pursuant to N.J.S.A. § 40:67-21.
6. The Mayor and Township Clerk are hereby authorized to execute any and all instruments and to do all things necessary to effectuate the purposes hereof.
7. All Ordinances, resolutions and regulations inconsistent herewith are hereby repealed as to the extent of such inconsistency.
8. If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be judged invalid, such adjudication shall apply only to the section paragraph article subdivision clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.
9. This Ordinance shall take effect upon final passage and approval in accordance with law.
10. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.
11. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

INTRODUCED: March 8, 2022

PUBLIC HEARING:

APPROVED:

ATTEST:

APPROVED:

CYNTHIA KRAUS, TOWNSHIP CLERK

JAMES DAMIANO, MAYOR