

## 2021 ORDINANCES INDEX

<u>ORD. #</u>	<u>TITLE</u>	<u>INTRODUCED</u>	<u>ADOPTED</u>
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## 2021 ORDINANCES INDEX

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22-21	AN ORDINANCE AMENDING CHAPTER 57, LAND DEVELOPMENT, OF THE CODE OF THE TOWNSHIP OF MORRIS TO ADD SECTION § 57-87.1, BUILDING DESIGN GUIDELINES	07/21/21	08/18/21
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25-21	AMENDING CHAPTER 9 ENTITLED "BOARDS, COMMISSIONS AND COMMITTEES", ADDING A NEW ARTICLE TO BE KNOWN AS ARTICLE X, ENTITLED "SENIOR CITIZENS ADVISORY COMMITTEE"	08/18/21	09/14/21
26-21	AN ORDINANCE AMENDING CHAPTER 88 VEHICLES AND TRAFFIC, ARTICLE II, PARKING, STOPPING AND STANDING, SECTION 2.2, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, SCHEDULE I, TO ADD LOCUST STREET; AND AMENDING SECTION 2.7, PARKING PROHIBITED ON SNOW-COVERED ROADS, SCHEDULE VI, TO REMOVE LOCUST STREET	10/20/21	11/10/21
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**TOWNSHIP OF MORRIS  
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 01-21

**ORDINANCE – PUBLIC HEARING AND FINAL CONSIDERATION (CONTINUED)**

ORDINANCE NO. 01-21- AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, ADOPTING OF THE REDEVELOPMENT PLAN FOR 340 MOUNT KEMBLE AVENUE REGARDING THE PROPERTY IDENTIFIED ON THE TOWNSHIP'S TAX MAPS AS BLOCK 6101, LOT 5 (340 MOUNT KEMBLE AVENUE MORRIS TOWNSHIP, NEW JERSEY) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris they being the governing body thereof as follows:

**SECTION ONE:**

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "LRHL"), on March 27, 2019, the Township Committee of the Township of Morris adopted Resolution No. 77-19 authorizing and directing the Morris Township Planning Board (the "Planning Board") to undertake a preliminary investigation to determine whether property known as Block 6101, Lot 5 (340 Mount Kemble Avenue) as shown on the Tax Map of the Township of Morris (the "Study Area"), should be designated as a non-condemnation "area in need of redevelopment"; and

WHEREAS, on April 1, 2019, the Planning Board, pursuant to Section 6 of the LRHL, authorized the firm of Phillips Preiss Grygiel Leheny Hughes LLC (the "Planning Consultant") to assist with the undertaking of a preliminary investigation and to prepare a report for review by the Planning Board concerning the Study Area; and

WHEREAS, the Planning Board conducted a public hearing on May 6, 2019, at which time members of the public, including all persons who were interested in or would be affected by a determination that the Study Area constituted an "area in need of redevelopment" were given an opportunity to be heard; and

WHEREAS, the Planning Board reviewed a report prepared by the Planning Consultant (the "Preliminary Investigation Report") and by resolution dated May 6, 2019 recommended to the Township Committee that Block 6101 Lot 5 in the Study Area be deemed a non-condemnation "area in need of redevelopment"; and

WHEREAS, by Resolution No. 101-19 adopted on May 15, 2019, the Township Committee determined that the Study Area be designated as a non-condemnation "area in need of redevelopment"; and

WHEREAS, the Planning Consultant was authorized on behalf of the Township Committee to prepare a Redevelopment Plan, which Redevelopment Plan, dated January 2021, is entitled "Redevelopment Plan for 340 Mount Kemble Avenue" (the "Redevelopment Plan"); and

WHEREAS, the Township Committee has reviewed and carefully considered the Redevelopment Plan and has found it to be acceptable as to form and content, and now desires to adopt this Ordinance, formally adopting the Redevelopment Plan; and

WHEREAS, the Commissioner of the State of New Jersey, Department of Community Affairs, has heretofore approved the designation of the Study Area as an "area in need of redevelopment".

**SECTION TWO.** The Redevelopment Plan, a copy of which is annexed hereto and made a part of this Ordinance, is hereby adopted in accordance with Section 7 of the LRHL.

SECTION THREE. This ordinance constitutes an amendment to the zoning district map included in the Morris Township Zoning Ordinance.

SECTION FOUR. A copy of this Ordinance and the Redevelopment Plan shall be forwarded, after introduction, to the Planning Board for a Master Plan consistency review in accordance with Section 7e of the LRHL.

SECTION FIVE. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of any inconsistency.

SECTION SIX. If any section, subsection, paragraph, clause or provision of this Ordinance shall be adjudged to invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

SECTION SEVEN. This ordinance shall take effect upon the last to occur of the (i) filing with the Morris County Planning Board; and (ii) adoption and publication in the manner required by New Jersey law.

INTRO: 1/20/2021

SPECIAL MEETING: 3/09/2021 (CANCELLED), 4/01/21, 5/26/21, 6/14/21

WITHDRAWN: 06/14/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

ORDINANCE NO. 02-21

RE: ORDINANCE APPROPRIATING \$100,000 AVAILABLE IN THE GENERAL CAPITAL IMPROVEMENT FUND TO PROVIDE ELECTRIC VEHICLE CHARGING STATIONS AT MUNICIPAL FACILITIES

Whereas, the Township of Morris (the “Township”) has need to appropriate funds from the General Capital Improvement Fund for certain repairs;

NOW THEREFORE BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: Be it ordained by the Township Committee of the Township of Morris (not less than two-thirds of all members thereof affirmatively concurring) as follows:

- A. \$100,000 is available in the General Capital Improvement Fund of the Township of Morris, a municipal corporation of the State of New Jersey (the “Township”) and is hereby appropriated to provide for Electric Vehicle Charging Stations at Municipal Facilities.
- B. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This ordinance shall take effect 10 days after publication hereof after final passage thereof as provided by law.

INTRO: 01/20/21

ADOPTION: 02/17/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

ORDINANCE NO. 03-21

AN ORDINANCE AMENDING CHAPTER 9, ARTICLE IX §9-50 MEMBERSHIP; TERMS OF OFFICE TO REVISE THE NUMBER OF MEMBERS OF THE TRANSPORTATION ADVISORY COMMITTEE FROM NINE (9) MEMBERS TO ELEVEN (11) MEMBERS

WHEREAS, the Township Committee further finds that it will be beneficial to increase the membership of Morris Township's Transportation Advisory Committee from nine (9) members to eleven (11) members, as this act will enhance the performance of the Transportation Advisory Committee's important duties.

WHEREAS, the Township Committee wishes to change Class 1 membership to increase the number of Township residents on the Transportation Advisory Committee from six (6) members to eight (8) members.

NOW, THEREFORE, be it ordained by the Township Committee of the Township of Morris, County of Morris, State of New Jersey as follows:

SECTION ONE: The Township of Morris does hereby amend Chapter 9 Article IX Transportation Advisory Committee section §9-50 Membership, Terms of Office of the Revised Municipal Code of the Township of Morris:

§ 9-50 Membership; terms of office.

The Transportation Advisory Committee of the Township of Morris shall be composed of eleven voting members, Class I, Class II and Class III to be appointed as follows:

A.

The Township Committee shall appoint nine regular members; said terms to commence January 1 of the year of appointment. Within this class of appointees, there exist two groups, having staggered anniversary dates:

(1)

Class I: Group 1 consists of members who are Township residents appointed or their successors for a term designated as two years and shall be constituted with four members.

(2)

Class I: Group II consists of members who are Township residents appointed or their successors for an initial term of one year and each successive term designated as two years and shall be constituted with four members.

(3)

Class II: Consists of a member, being an individual who is knowledgeable in transportation and circulation and/or traffic engineering and who may reside outside the Township for a term designated as two years and shall be constituted with one member.

(4)

Class III: Consists of the Chairman of the Transportation and Circulation Standing Committee of the Township Committee, and the Deputy Chairperson of Transportation and Circulation Standing Committee of the Township Committee. Each of their terms shall be for the calendar year, expiring December 31st.

(5)

Ex officio members. The four ex officio nonvoting members shall consist of the Township Administrator, or his or her designee, the Township Chief of Police, or his or her designee, the Township Engineer, or his or her designee, and the Township Director of Parks and Recreation, or his or her designee. Each of their terms shall be for the calendar year, expiring December 31st.

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 1/20/2021

ADOPTION: 02/17/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 04-21

AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE IIA, SECTION 88-2a.2 AND SCHEDULE II "HANDICAPPED PARKING SPACES"

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris, they being the governing body thereof that the Code of the Township of Morris is hereby amended as follows:

SECTION ONE: Be it hereby ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88 of the Code of the Township of Morris are hereby amended as set forth below:

1. Schedule II: HANDICAPPED PARKING SPACES:

**REMOVE:**

Name of Location

Location

86 Fairchild Avenue  
Adopted 6/19/19 Ordinance 21-19

In front of the premises identified as 86 Fairchild Avenue

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO 02/17/2021  
ADOPTED: 03/17/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 05-21

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS CONCERNING SALARIES FOR NON-UNION PERSONNEL

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

1. Effective January 1, 2021 the following salaries for non-union employees as established in ordinance 02-19 are hereby increased. Effective January 1, 2021 the following salaries or compensations are established for the following named officers, employees, or positions in the Township of Morris.
2. The following salaries or compensations shall be retroactive to January 1, 2021 for fulltime non-probationary employees and regular part-time employees. Any employee retiring prior to enactment of this ordinance will be entitled to retroactive compensation provision of this ordinance.

**ADMINISTRATIVE**

Mayor			\$8,000	Per Year
Township Committee Members			\$7,000	Per Year
Township Administrator	\$110,000	To	\$132,000	Per Year
Qualified Purchasing Agent / Admin Assist	\$15,000	To	\$24,000	Per Year
Secretary / Assistant Purchasing Agent	\$35,000	To	\$45,000	Per Year
Human Resource Manager	\$42,000	To	\$56,000	Per Year
Municipal Housing Liaison	\$4,000	To	\$8,000	Per Year
Assistant Municipal Housing Liaison	\$2,000	To	\$7,000	Per year
Township Clerk	\$85,000	To	\$110,000	Per Year
Director of Finance / CFO	\$75,000	To	\$104,000	Per Year
Assistant Treasurer	\$2,500	To	\$5,000	Per Year
Chief Accountant	\$40,000	To	\$55,000	Per Year
Finance Assistant	\$33,000	To	\$42,000	Per Year
Accounts Payable Clerk	\$30,000	To	\$40,000	Per Year
Payroll Clerk	\$30,000	To	\$43,000	Per year
Tax Collector	\$35,000	To	\$46,000	Per Year
Tax Search Officer	\$1,000	To	\$3,500	Per Year
Tax Assessor	\$75,000	To	\$94,000	Per Year
Licensed Appraiser	\$15,000	To	\$22,000	Per Year
Administrative Assistant (part-time)	\$16.00	To	\$32.00	Per Hour
Township Engineer	\$85,000	To	\$101,000	Per Year
Assistant Township Engineer	\$65,000	To	\$89,000	Per Year
Jr. Design Engineer CAD Operator/Project MGR	\$45,000	To	\$62,000	Per Year
Project Manager	\$40,000	To	\$55,000	Per Year
Engineering Inspector (part-time)	\$20.00	To	\$41.00	Per Hour
Municipal Code Enforcement Officer	\$7,500	To	\$12,000	Per Year
Information Technology Manager	\$45,000	To	\$60,000	Per Year
Computer Technician	\$25,000	To	\$35,000	Per Year
Webmaster	\$2,500	To	\$4,000	Per Year

Videographer	\$25.00	To	\$35.00	Per Hour
Building Maintenance Supervisor	\$28,000	To	\$33,000	Per Year
Groundskeeper	\$15,000	To	\$27,000	Per Year
Buildings and Grounds Custodian	\$28,000	To	\$33,000	Per Year
Buildings and Grounds Custodian (part-time)	\$12.00	To	\$18.00	Per Hour
Secretary	\$40,000	To	52,000	Per Year
Secretary Environmental Commission	\$2,500	To	\$4,000	Per Year
Secretary Open Space	\$1,500	To	\$4,000	Per Year
Secretary Board of Ethics	\$500	To	\$1,500	Per Year
Secretary EDAC	\$2,500	To	\$4,000	Per Year
Secretary Transportation Advisory Committee	\$2,500	To	\$4,000	Per Year
Senior Clerk	\$34,000	To	\$51,000	Per Year

**PLANNING BOARD**

Engineer	\$98.00 per hour	TO	\$490 Per Meeting	
Secretary	\$23,000	To	\$42,000	Per Year

**BOARD OF ADJUSTMENT**

Engineer	\$96.00 per hour	TO	\$489 Per Meeting	
Secretary	\$10,000	To	\$22,000	Per Year

**CONSTRUCTION CODE**

Construction Code Official	\$70,000	To	\$126,000	Per Year
Building Sub Code Official	\$50,000	To	\$88,000	Per Year
Building Inspector	\$45,000	To	\$77,000	Per Year
Plumbing Inspector – Sub Code	\$50,000	To	\$79,000	Per Year
Electrical Inspector – Sub Code (part-time)	\$35.00	To	\$52.00	Per Hour
Fire Inspector – Sub Code (part-time)	\$35.00	To	\$52.00	Per Hour
CCO Inspector (part-time)	\$20.00	To	\$41.00	Per Hour
Administrative Assistant	\$35,000	To	\$55,000	Per Year
Senior Clerk	\$34,000	To	\$51,000	Per Year
Plumbing Inspector, As Needed Part-time	\$20.00	To	\$41.00	Per Hour
Electrical Inspector, As Needed Part-time	\$20.00	To	\$41.00	Per Hour
Building Inspector, As Needed Part-time	\$20.00	To	\$41.00	Per Hour
Fire Inspector, As Needed Part-time	\$20.00	To	\$41.00	Per Hour
CCO Inspector, As Needed Part-time	\$20.00	To	\$41.00	Per Hour

**POLICE**

Police Chief	\$140,000	To	\$178,000	Per Year
Records Bureau Supervisor	\$40,000	To	\$58,000	Per Year
Administrative Assistant (part-time)	\$16.00	To	\$32.00	Per Hour
Executive Administrative Assistant	\$75,000	To	\$105,000	Per Year
School Crossing Guards	\$18.00	To	\$30.00	Per Hour
Special Police Officers Class II	\$20.00	To	\$30.00	Per Hour
Special Police Officers Class III	\$20.00	To	\$36.00	Per Hour
Secretary	\$40,000	To	\$52,000	Per Year
Senior Clerk	\$34,000	To	\$51,000	Per Year

**ROADS AND SANITATION**

Superintendent	\$105,000	To	\$135,000	Per year
Assistant Superintendent	\$100,000	To	\$124,000	Per Year
Foreman	\$85,000	To	\$118,000	Per Year
Assistant Foreman	\$80,000	To	\$108,000	Per Year
Part Time Seasonal / Summer Help	\$12.00	To	\$18.00	Per Hour

**VEHICLE MAINTENANCE**

Foreman, Fleet Maintenance	\$80,000	To	\$118,000	Per Year
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**RECREATION**

Parks and Recreation Director	\$60,000	To	\$93,000	Per Year
Program Supervisor	\$40,000	To	\$63,000	Per Year
Senior Clerk	\$9,000	To	\$51,000	Per Year
Administrative Assistant	\$35,000	To	\$55,000	Per Year

**SUMMER PROGRAM PERSONNEL**

Playground Supervisors	\$15.50	To	\$35.00	Per Hour
Playground Directors	\$12.75	To	\$20.00	Per Hour
Playground Assistant Directors	\$12.00	To	\$17.00	Per Hour
Playground Health Director	\$14.00	To	\$25.00	Per Hour
Playground Leaders	\$12.00	To	\$17.00	Per Hour
Specialty Instructor/Leader	\$12.00	To	\$60.00	Per Hour
Tennis Instructor	\$12.00	To	\$60.00	Per Hour
Gymnastics Instructor	\$30.00	To	\$75.00	Per Hour
Gymnastics Assistant	\$12.00	To	\$30.00	Per Hour

**FALL, WINTER, SPRING PROGRAM PERSONNEL.**

Supervisors and Instructors	\$12.00	To	\$55.00	Per Hour
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**PARKS**

Parks Assistant Superintendent	\$100,000	To	\$124,000	Per Year
Parks Maintenance Foreman	\$80,000	To	\$118,000	Per Year
Parks Maintenance Foreman (Split)	\$20,000	To	\$36,000	Per Year
Parks Part Time Seasonal/ Summer Help	\$12.00	To	\$18.00	Per Hour

**PART-TIME**

Carpenter , As Needed Part-time	\$35.00	To	\$50.00	Per Hour
Carpenter Helper, As Needed Part-time	\$20.00	To	\$35.00	Per Hour
Electrician, As Needed Part-time	\$20.00	To	\$41.00	Per Hour
Clerical, As Needed Part-time	\$12.00	To	\$20.00	Per Hour
Secretarial, As Needed Part-time	\$12.00	To	\$25.00	Per Hour

**SEWER UTILITY**

Mayor			\$4,000	Per year
Township Committee Members			\$3,000	Per Year
Township Administrator	\$45,000	To	\$60,000	Per Year
Qualified Purchasing Agent / Admin Asst	\$7,500	To	\$11,000	Per Year
Secretary / Assistant Purchasing Agent	\$12,000	To	\$20,000	Per Year
Human Resource Manager	\$8,000	To	\$25,000	Per Year
Director of Finance / CFO	\$25,000	To	\$46,000	Per Year
Assistant Treasurer	\$2,500	To	\$5,000	Per Year
Chief Accountant	\$15,000	To	\$24,000	Per year
Finance Assistant	\$14,000	To	\$19,000	Per Year
Accounts Payable Clerk	\$10,500	To	\$18,000	Per Year
Payroll Clerk	\$10,500	To	\$20,000	Per Year
Collector of Sewer Fees	\$35,000	To	\$48,000	Per Year
Township Engineer	\$35,000	To	\$45,000	Per Year
Assistant Township Engineer	\$25,000	To	\$40,000	Per Year
Jr. Design Engineer / CAD Operator/Project MGR	\$15,000	To	\$28,000	Per Year
Project Manager	\$15,000	To	\$20,000	Per Year
Engineering Inspector (part-time)	\$20.00	To	\$41.00	Per Hour
Information Technology Manager	\$18,000	To	\$27,000	Per Year
Computer Technician	\$12,000	To	\$17,000	Per Year
Operating Superintendent	\$115,000	To	\$130,000	Per Year
Assistant Superintendent	\$105,000	To	\$123,000	Per Year
Foreman	\$85,000	To	\$111,000	Per Year
Maintenance Supervisor	\$80,000	To	\$99,000	Per Year
Laboratory Manager	\$70,000	To	\$90,000	Per Year
Secretary	\$12,000	To	\$52,000	Per Year
Senior Clerk	\$10,200	To	\$51,000	Per Year

**MUNICIPAL SWIMMING POOL UTILITY**

Parks and Recreation Director	\$25,000	To	\$43,000	Per Year
Pool Maintenance Foreman	\$55,000	To	\$83,000	Per Year
Senior Clerk	\$23,800	To	\$51,000	Per Year
Pool Manager	\$12,000	To	14,000	Per Season
Assistant Manager	\$7,500	To	\$11,000	Per Season
Pool Manager – PT	\$15.00	To	\$20.00	Per Hour
Assistant Manager – PT	\$14.00	To	\$17.00	Per Hour
Head Lifeguard	\$14.00	To	\$20.00	Per Hour
Lifeguards	\$12.00	To	\$17.00	Per Hour
Lifeguards Substitute/Part-time	\$12.00	To	\$17.00	Per Hour
Social Distancing Ambassador	\$14.000	To	\$17.000	Per Hour
Pool Attendant	\$12.00	To	\$17.00	Per Hour
Lifeguard Instructor	\$15.00	To	\$20.00	Per Hour
Swim Instructor –Private Lesson	\$19.00	To	\$25.50	Per ½ Hour
Swim Team Coach	\$3,000	To	\$4,500	Per Season
Assistant Swim Team Coach	\$1,200	To	\$1,800	Per Season
Swim team Aid	\$12.00	To	\$17.00	Per Hour
Clerical/Pool Registration/Part-time	\$12.00	To	\$17.00	Per Hour
Maintenance	\$12.00	To	\$18.00	Per Hour

**PARKING ENTERPRISE UTILITY**

Parking Lot Supervisor	\$20,000	To	\$33,000	Per year
Groundskeeper	\$7,500	To	\$12,000	Per Year
Secretary	\$10,000	To	\$16,000	Per Year
Parking Enforcement Officer	\$20.00	To	\$41.00	Per Hour

3. That the said salaries or compensation shall be in lieu of any and all fees. Effective January 1, 2012 implementation of applicable legislation, Chapter 78, P.L. 2011, from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute.

4. No employee will be exempt from payment of such contribution based upon their coverage, health benefit plan selection, compensation and other statutorily required criteria, if any.

5. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.

6. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.

7. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 02/17/21

ADOPTED: 03/17/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 06-21

"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL – FIRE DEPARTMENT"

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

1. Effective January 1, 2021 the following salaries for non-union employees as established in ordinance 03-19 are hereby increased. Effective January 1, 2021 the following salaries or compensations are established for the following named officers, employees, of the Fire Department in the Township of Morris.
2. The following salaries or compensations shall be retroactive to January 1, 2020 for full-time non-probationary employees and regular part-time employees. Any employee retiring prior to enactment of this ordinance will be entitled to retroactive compensation provision of this ordinance.

**FIRE**

Fire Chief	\$100,000	To	\$135,000	Per year
Fire Captain	\$100,000	To	\$122,000	Per Year
Fire Lieutenant	\$100,000	To	\$118,000	Per year
Battalion Chief			\$800	Per Week
Relief Drivers	\$25.98	To	\$30.40	Per Hour
Fire Official	\$1,000	To	\$5,000	Per Year

3. That the said salaries or compensation shall be in lieu of any and all fees. Effective January 1, 2012 implementation of applicable legislation, Chapter 78, P.L. 2011, from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute.
4. No employee will be exempt from payment of such contribution based upon their coverage, health benefit plan selection, compensation and other statutorily required criteria, if any.
5. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.
6. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.
7. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO 02/17/2021  
ADOPTED: 03/17/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 07-21

AMENDING AND REPEALING CHAPTER 268 ENTITLED “FIRES AND FIRE PREVENTION” AND REPLACING IN ITS ENTIRETY

CHAPTER 268 ENTITLED “FIRES AND FIRE PREVENTION” IS REPLACED WITH THE FOLLOWING:

CHAPTER 268. FIRE AND FIRE PREVENTION

[HISTORY: Adopted by the Township Committee of the Township of Morris as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Fire Department — See Ch. 52.

**ARTICLE I.** FIRE AREAS [Adopted 2-27-1980 by Ord. No. 7-80 (Ch. 46A of the 1969 Code)]

A. The Fire Chief or Fire Official of the Township of Morris,-upon a finding that such action is necessary for the public safety, shall establish and designate fire areas to ensure fire equipment and other emergency vehicles unobstructed means of ingress and egress to properties and buildings in the Township of Morris. The number, location, dimensions and signing of such areas shall be determined by the Fire Chief or Fire Official, based upon the size, type and location of buildings or structures; the types of uses contained therein; the number of motor vehicles operated and parked upon the property; the number of persons using and occupying the premises; the existing means of ingress and egress; and other relevant factors.

B. Such fire areas, to be known as "fire zones" or "fire lanes," shall be established where deemed necessary in connection with any commercial structure, place of public assembly, multiple-dwelling groups, office building, industrial park office building, hotel or motel or schools.

C. The Fire Chief or Fire Official is authorized to regulate, restrict or prohibit the parking and operation of motor vehicles in and near such fire areas and to impose other reasonable regulations necessary to ensure that such areas are free from obstruction.

D. No person shall at any time park a vehicle or in any other manner obstruct a driveway or other area that has been designated as hereinabove provided as a fire zone or fire lane.

**§ 268-2. ENFORCEMENT**

The Fire Chief, Fire Official, Fire Inspectors and the Police Department of the Township of Morris shall have concurrent jurisdiction to enforce the provisions of this article.

**§ 268-3. AREAS TO BE MARKED.**

Areas established and designated as fire zones and fire lanes shall be appropriately signed and marked on pavement.– Signs are to be of a design and quality and lettered in accordance with applicable state law. Pavement markings shall consist of permanent yellow striping located 24-36' off of the curb. Where required by the Fire Chief or Fire Official, the pavement must also be marked “FIRE ZONE NO PARKNING” in permanent yellow paint. The Fire Chief or Fire Official may require the owner or owners of property in appropriate cases to provide such signs and markings in accordance with requirements they may establish.

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 08-21

RE: MODIFYING AND AMENDING ARTICLE XXXII ENTITLED HISTORIC PRESERVATION COMMISSION IN PARTICULAR § 57-159 ENTITLED ESTABLISHMENT; MEMBERSHIP; POWERS AND DUTIES; TO AMEND SECTIONS G, AND H AND TO ADD SECTIONS I, J, K AND L

WHEREAS, the Township of Morris (the “Township”) has need to modify and amend certain portions of the Historic Preservation Commission (the “Commission”) ordinance;

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: The Township of Morris does hereby ordain to modify and amend the following sections of Chapter 57-159 of the Revised General ordinances of the Township of Morris:

G. DEFINITION OF HISTORIC SITE

An Historic Site shall mean and refer to any real property, man-made structure, natural object or configuration or any portion or group of the foregoing of historical, archeological, cultural, scenic or architectural significance as determined by the Township Committee, upon recommendations from the Commission, pursuant to criteria set forth by the U.S. Department of the Interior, 36 CFR 60.4.

H. DUTIES AND RESPONSIBILITIES.

The Commission shall have the responsibility to:

- (1) Prepare a survey of historic sites of the municipality pursuant to criteria identified by the U.S. Department of the Interior, 36 CFR 60.4;
- (2) Make recommendations to the Planning Board on the historic preservation plan element of the Master Plan and on implications for preservation of historic sites of any other Master Plan elements.
- (3) Advise the Planning Board and Board of Adjustment on applications for development pursuant to Subsection K of this section.
- (4) Provide written reports pursuant to N.J.S.A. 40:55D-111 for any demolition permit applications and any building permit applications pertaining to Historic Sites concerning façade renovations which were not determined by approval of an application for development by the Planning Board or Board of Adjustment. The Commission’s reports shall be submitted as set forth in Subsections I and J, respectively, of this section.
- (5) Carry out such other advisory, educational and information functions as will promote historic preservation in the Township.

I. APPLICATION FOR DEMOLITION PERMITS. Any request for demolition of an Historic Site which was not previously determined by approval of an application for development by a Township agency pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq., shall require a forty-five (45) day waiting period to allow the Commission to assess the impact on the historic character of the Township and evaluate the possibilities for preservation, rehabilitation, restoration and reconstruction in accordance with U.S. Department of the Interior guidelines and the Secretary of the Interior’s Standards for the Treatment of Historic Properties, codified in 36 CFR 67, as may be amended, except that the forty-five (45) day waiting period shall not apply for any application for a permit to demolish a building or structure deemed unfit for occupancy by the Construction Official or which is in immediate danger of collapse.

J. BUILDING PERMIT APPLICATION. Upon submittal of a building permit application for façade renovations for an Historic Site, which aspects were not previously determined by approval of an application for development by a Township agency pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq., the construction office shall require review and a written report of the application from the Commission. The Commission shall provide its report and recommendation, in accordance with U.S. Department of the Interior guidelines and The Secretary of the Interior's Standards for the Treatment of Historic Properties, to the Township engineer, within twenty (20) days of submittal of the building permit application or the requirement herein shall be deemed waived.

K. REVIEW OF APPLICATIONS FOR DEVELOPMENT BEFORE THE PLANNING BOARD AND BOARD OF ADJUSTMENT. The Planning Board and Board of Adjustment shall refer to the Commission every application for development submitted to either board for development regarding a property located in any historic zoning districts designated on the zoning or official map of the Township or for any other designated Historic Site. This referral shall be made when the application for development is deemed complete or is scheduled for a hearing, whichever occurs sooner. Failure to refer the application as required shall not invalidate any hearing or proceeding. The Commission may provide its advice, which shall be conveyed through one of its members or staff by testifying orally at the hearing on the application for development and by explaining any written report which may have been submitted.

L. A list of Historic Sites identified by the Commission is described in Appendix 1, attached to and made a part of this Chapter.

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 03/17/21

WITHDRAWN FOR REVISION: 04/21/21

Street Address	Washington Valley	Normandy Park	Pruddentown	Individual Registered Properties	Historic Assets-Local Interest
Barberry Road, 9					X
Canfield Road, 12				X	
Canfield Road, 28					X
Canfield Road, 30					X
Canfield Road, 32					X
Canfield Road, 54					X
Canfield Road, 56					X
Canfield Road, 58					X
Canfield Road, 62					X
Center Avenue, 5					X
Columbia Road, 96				X	
Columbia Road, 98				X	
Convent Station				X	
Convent Road, 2				X	
Easley Terrace, 11					X
East Hanover Avenue, 353				X	
Foote's Lane, 1					X
Fox Hollow Road, 15					X
Fox Hollow Road, 16	X				
Fox Hollow Road, 17	X				
Gaston Road, 65	X				
Hawthorne Court, 6					X
Hilltop Circle, 11					X
Hilltop Circle, 20					X
Hilltop Circle, 22					X
James Street, 178					X
James Street, 192					X
James Street, 255					X
Jockey Hollow Road, 541					X
Jockey Hollow Road, 564					X
Jockey Hollow Road, 712				X	
Jones Drive (Various)				X	
Kahdena Road, 50	X				
Kahdena Road, 73	X				
Kahdena Road, 73 (various)				X	
Kitchell Road, 103					X
Kitchell Road, 131					X
Kitchell Road, 29					X
Knox Hill Road, 1	X				

Street Address	Washington Valley	Normandy Park	Pruddentown	Individual Registered Properties	Historic Assets-Local
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					Interest
Knox Hill Road, 21	X				
Knox Hill Road, 43	X				
Knox Hill Road, 35	X				
Lake Road, 171					X
Lake Road, 217					X
Lake Valley Road, 102					X
Lake Valley Road, 106					X
Lake Valley Road, 115					X
Lake Valley Road, 130					X
Lake Valley Road, 150					X
Madison Avenue, 189					X
Madison Avenue, 355				X	
Martin Luther King Avenue, 265					X
Maxine Drive, 1					X
Mendham Road, 230				X	
Mendham Road, 230	X				
Mendham Road, 284	X				
Mendham Road, 69	X				
Mendham Road, 75	X				
Mill Road, 106					X
Morris Avenue, 68				X	
Mount Kemble Avenue, 184			X		
Mount Kemble Avenue, 186			X		
Mount Kemble Avenue, 188			X		
Mount Kemble Avenue, 194-196			X		
Mount Kemble Avenue, 205			X		
Mount Kemble Avenue, 206			X		
Mount Kemble Avenue, 215			X		
Mount Kemble Avenue, 221			X		
Mount Kemble Avenue, 223			X		
Mount Kemble Avenue, 225			X		
Mount Kemble Avenue, 237			X		
Mount Kemble Avenue, 239			X		
Mount Kemble Avenue, 240			X		
Mount Kemble Avenue, 249			X		
Mount Kemble Avenue, 257			X		
Mount Kemble Avenue, 260			X		
Mount Kemble Avenue, 263			X		
Mount Kemble Avenue, 269			X		
<b>Street Address</b>	<b>Washington Valley</b>	<b>Normandy Park</b>	<b>Pruddentown</b>	<b>Individual Registered Properties</b>	<b>Historic Assets-Local</b>

					Interest
Mount Kemble Avenue, 278			X		
Mount Kemble Avenue, 280			X		
Mount Kemble Avenue, 287			X		
Mount Kemble Avenue, 291			X		
Mount Kemble Avenue, 293			X		
Mount Kemble Avenue, 301			X		
Mount Kemble Avenue, 306			X		
Mount Kemble Avenue, 326			X		
Mount Kemble Avenue, 329			X		
Mount Kemble Avenue, 445			X		
Mt. Kemble Avenue (various)				X	
Normandy Heights Road, 20		X			
Normandy Heights Road, 21				X	
Normandy Heights Road, 30		X			
Normandy Heights Road, 44		X			
Normandy Heights Road, 45				X	
Normandy Heights Road, 6		X			
Normandy Park Contributing Objects		X			
Normandy Parkway (various)				X	
Normandy Parkway, 1		X			
Normandy Parkway, 11		X			
Normandy Parkway, 14A		X			
Normandy Parkway, 15		X			
Normandy Parkway, 16		X			
Normandy Parkway, 17		X			
Normandy Parkway, 18		X			
Normandy Parkway, 20		X			
Normandy Parkway, 21		X			
Normandy Parkway, 22		X			
Normandy Parkway, 28		X			
Normandy Parkway, 29		X			
Normandy Parkway, 30		X			
Normandy Parkway, 4A		X			
Normandy Parkway, 5		X			
Normandy Parkway, 7		X			
Normandy Parkway, 8		X			
Old Glen Road, 2					X
Old Mendham Road, 15	X				
Old Mendham Road, 25	X				
Street Address	Washington Valley	Normandy Park	Pruddentown	Individual Registered Properties	Historic Assets-Local

					Interest
Park Avenue, 215					X
Park Avenue, 69					X
Park Avenue, 75					X
Picatinny Rd & Route 24				X	
Picatinny Road, 33					X
Punch Bowl Road Bridge					X
Punch Bowl Road, 36				X	
School House Lane 61	X				
School House Lane, 1	X				
School House Lane, 146				X	
School House Lane, 31	X				
School House Lane, 40	X				
School House Lane, 44	X				
Seeing Eye Way, 1	X				
Sneeden's Crossing		X			
Sneeden's Crossing Con't		X			
South Street, 362					X
South Street, 365					X
South Street, 440					X
Spencer Road, 30	X				
Spring Valley Road, 38					X
Spring Valley Road, 44					X
Steeple Chase Way, 1					X
Sussex Avenue, 219					X
Sussex Avenue, 226				X	
Sussex Avenue, 440					X
Sussex Avenue, 450					X
Van Beuren Road @ Spring Valley Road					X
Van Beuren Road, 19					X
Van Beuren Road, 2					X
Washington Valley Road (various)				X	
Washington Valley Road Bridge	X				
Washington Valley Road, 124	X				
Washington Valley Road, 124				X	
Washington Valley Road, 131	X				
Washington Valley Road, 140	X				
Washington Valley Road, 144	X				
Washington Valley Road, 146	X				
<b>Street Address</b>	<b>Washington Valley</b>	<b>Normandy Park</b>	<b>Pruddentown</b>	<b>Individual Registered Properties</b>	<b>Historic Assets-Local Interest</b>

Washington Valley Road, 173	X				
Washington Valley Road, 185	X				
Washington Valley Road, 59	X				
Washington Valley Road, 60	X				
Washington Valley Road, 68	X				
West Hanover Avenue, 122					X
West Hanover Avenue, 138					X
West Hanover Avenue, 214					X
West Hanover Avenue, 550-560				X	
Western Avenue, 430				X	
Western Avenue, 455				X	
Western Avenue, 461					X
Wheatsheaf Road, 15	X				
Whippany Road, 70				X	
Whitehead Road Bridge	X				
Whitehead Road Bridge	X				
Whitehead Road, 41	X				
Whitehead Road, 82	X				
Whitehead Road, 95	X				
Woodland Avenue, 165					X
Woodland Avenue, 175					X
Woodland Avenue, 229					X
Woodland Avenue, 231					X
Woodland Avenue, 99					X

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 09-21

CALENDAR YEAR 2021 - 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 1.0% 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 Governing Body of the Township of Morris, in the County of Morris, finds it advisable and necessary to increase its CY 2021 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 Governing Body for said year, amounting final appropriations otherwise advisable and necessary; and, hereby determines that a 2.5% increase in the appropriations Cap to \$699,281.80 in excess of the in the Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body 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 Governing Body of the Township of Morris, in the County of Morris, a majority of the full authorized of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Morris shall, in accordance with this ordinance and N.J.S.A. 40: 45.14, be increased by 3.5%, amounting to \$978,994.52 and that the CY 2021 municipal budget for the Township of Morris be approved and adopt accordance with ordinance; and,

BE IF 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, with the that a Director certified copy of this ordinance as of the Division of Local Government Services within 5 days of introduction; and,

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

INTRO: 03/17/21

ADOPTED: 04/21/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 10-21

ORDINANCE AMENDING CHAPTER 447 - "POOL, MUNICIPAL: RULES AND REGULATIONS" IN PARTICULAR REPLACING §447-5. ENTITLED: MEMBERSHIP FEES. A. THROUGH L. INCLUDING OPERATING RESTRICTIONS FROM THE COVID-19 PANDEMIC

NOTE: THIS ORDINANCE REVISES SWIM POOL MEMBERSHIP AND PROGRAM FEES

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris they being the governing body thereof as follows:

SECTION ONE: Chapter §447-5 of the ordinances of the Township of Morris is hereby amended in its entirety to read as follows:

§ 447-5. Membership fees.

A. Fees: amending Ordinance 15-20 adopted 06-17-2020

(1)	Individual membership (12 years and older):	Rate Prior to May 15	Rate Beginning May 15	Rate Beginning August 1
(a)	Resident	\$ 210	\$ 220	\$ 145
(b)	Nonresident:	\$ 345	\$ 360	\$ 255
(c)	Morristown Resident	\$ 280	\$ 290	\$ 205
(2)	Couple membership (2 people, 1 Adult Minimum):			
(a)	Resident:	\$ 295	\$ 315	\$ 210
(b)	Nonresident:	\$ 455	\$ 470	\$ 325
(c)	Morristown Resident	\$ 370	\$ 390	\$ 270
(3)	Baby-sitter/parent's helper:			
(a)	Resident:	\$ 125	\$ 125	\$ 125
(b)	Nonresident:	\$ 125	\$ 125	\$ 125
(4)	Family membership:			
(a)	Resident family:	\$ 395	\$ 415	\$ 285
(b)	Nonresident family:	\$ 570	\$ 580	\$ 410
(c)	Morristown Resident	\$ 485	\$ 505	\$ 355

(5) Senior citizen individual (62 years and older):

(a) Resident:	\$ 95	\$ 100	\$ 65
(b) Nonresident:	\$ 170	\$ 190	\$ 120
(c) Morristown Resident	\$ 140	\$ 155	\$ 110

(6) Senior citizen couple (62 years and older):

(a) Resident:	\$ 140	\$ 150	\$ 100
(b) Nonresident:	\$ 260	\$ 280	\$ 190
(c) Morristown Resident	\$ 205	\$ 220	\$ 150

B. Due to the capacity restrictions in effect for the Covid-19 Pandemic, membership renewal opportunities will be offered in cohorts as follows until capacity limits are reached:

1. Individuals, couples and families who were members for the 2020 season,
2. Individuals, couples and families who were members for the 2019 season,
3. Morris Township residents seeking membership
4. All others seeking membership

C. Membership fees shall be paid in full with the filing of the application for membership.

D. Guests will be permitted to members as follows:

Each Family membership will receive four (4) free one (1)-day guest privileges, each Couple membership shall receive three (3) free one (1)-day guest privileges, and each individual membership will receive two (2) free one (1)-day guest privileges, which guest privilege may be used only during specified times during the current pool season.

One day Guest Passes and use of previously issued Guest Punch Cards for admission is limited to Weekdays after 3:00 pm until closing and Weekends and Holidays after 4:00 pm until closing.

3. During the Covid-19 emergency with imposed public gathering capacity restrictions there will be no Guest Admissions sold at the pool and sales of Guest Punch Cards are eliminated.

With any suspension of the Covid-19 emergency and the ending of reduced capacity restrictions, guests will be permitted to enter with members by purchasing a daily guest pass at the pool at a charge of \$10 each per day on weekdays and \$15 each per day on weekends and holidays. However, all members may purchase cards of ten (10) one (1)-day guest privileges at the rate of \$75 for each card of ten (10) from the Parks and Recreation Department, which guest privileges may be used at any time during the current pool season and the following pool season. All guests, however, must be accompanied by the member at all times. Failure to accompany the member at all times may result in revocation of the membership without refund.

E. No fees are returnable for any reason after opening day of each season.

F. Children's group swim lessons may be offered at the discretion of the Township of Morris. If offered, said lessons shall be available to the children between the ages of 4 and 12, four (4) days a week for two (2) weeks at a cost of \$20 per child for a current Swim Pool member and \$35 per child for Non-

Members residing in Morris Township. Private swim lessons for children or adults are available to pool members only at a cost of \$22.00 per person per 30-minute class.

- G. Swim team is offered to all children between ages 6-17 at a cost of \$55 per child. Swim team participants must be current members or staff of the Morris Township swim pools.
- H. Lost membership identification card replacement fee is \$15.00 per card.
- I. Refund fee is \$20.00 per transaction.
- J. Specialized Program & Training Fees - \$ 50.00 to \$ 400.00 per person per session
- K. Active volunteer members of the Morris Township Fire Department, the Morris Township Office of Emergency Management, and the Minutemen Volunteer First Aid Squad shall receive a seasonal pool membership for themselves and their immediate family (as defined in this Ordinance) at no charge for the membership season. The chief operating officer of each unit shall certify that the volunteer qualifies as an active member for that year.
- L. Individual employees of the Township of Morris shall be eligible for a seasonal swim pool membership at no charge for the current membership season. Additional family member may join at pro-rated membership rates.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 03/17/21  
ADOPTED: 04/21/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

ORDINANCE 11-21

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,612,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") as general improvements. For the improvements or purposes described in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$2,750,000 (which is the aggregate amount of the sums of money appropriated for each respective improvement or purpose), including the sum of \$137,500 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment is now available by virtue of the provision for a down payment for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,612,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements or purposes hereby authorized for which bonds or notes are to be issued, the estimated cost of each improvement or purpose and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement or purpose, and the period of usefulness of each improvement or purpose are as follows:

(a) The 2021 Road Overlay / Crack Sealing Improvements Project, including road overlay and crack sealing improvements to various roads throughout the Township as set forth on the project list filed in the Department of Public Works, and all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$840,000	\$798,000	10 years

(b) Purchase of a front end loader for the Department of Public Works.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$200,000	\$190,000	5 years

(c) Park improvements, including the reconstruction of 2 tennis courts at the Ginty Tennis Court facility, and all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$305,000	\$289,750	15 years

(d) The 2021 Road Improvements Project, including the planning, design, reconstruction and / or resurfacing of various roads throughout the Township as set forth on the project list filed in the Department of Engineering, and all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$1,105,000

**BOND AUTHORIZATION**

\$1,049,750

**PERIOD OF USEFULNESS**

10 years

(e) The 2021 Sidewalk Improvements Project, including the planning, design, construction and / or reconstruction of various sidewalks throughout the Township as set forth on the project list filed in the Department of Engineering, and all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$300,000

**BOND AUTHORIZATION**

\$285,000

**PERIOD OF USEFULNESS**

10 years

**TOTAL  
APPROPRIATION**

\$2,750,000

**TOTAL BOND  
AUTHORIZATION**

\$2,612,500

**AVERAGE PERIOD  
OF USEFULNESS**

10.19 years

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell a part, or all, of the bond anticipation notes from time to time at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the dates 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 of bond anticipation notes issued pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes described in Section 3 of this bond ordinance, computed on the basis of the amounts of obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.19 years.

(c) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost of the improvements or purposes set forth in Section 3 of this bond ordinance.

(d) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and submitted to the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by \$2,612,500 (the amount of the authorization of the obligations provided for in this bond ordinance). The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 7. The Township reasonably expects to commence the acquisition and/or construction of the improvements or purposes described in Section 3 of this bond ordinance, and to advance all or a portion of the costs

in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the obligations authorized in Section 2 of this bond ordinance. This Section 7 is intended to be and hereby is a declaration of official intent under Treasury Regulation Section 1.150-2.

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 obligations authorized by this bond ordinance. The obligations 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 obligations and the interest thereon without limitation of rate or amount.

Section 9. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRO: 04/21/21

ADOPTED: 05/19/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

ORDINANCE 12-21

**BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$239,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$227,525 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") as general improvements. For the improvements or purposes described in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$239,500 (which is the aggregate amount of the sums of money appropriated for each respective improvement or purpose), including the sum of \$11,975 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment is now available by virtue of the provision for a down payment for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$227,525 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements or purposes hereby authorized for which bonds or notes are to be issued, the estimated cost of each improvement or purpose and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement or purpose, and the period of usefulness of each improvement or purpose are as follows:

(a) Purchase and installation of new doors and lockers for the Ginty Swim Pool facility and the Streeter Swim Pool facility - Phase 3, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$20,000	\$19,000	5 years

(b) Purchase of new pool filter media for the Ginty Swim Pool facility.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$25,000	\$23,750	5 years

(c) Purchase and installation of 2 new chemical controller units for the Streeter Swim Pool facility, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$13,500	\$12,825	7 years

(d) Purchase and installation of new pool ultraviolet light cleaning / disinfecting systems for the Ginty Swim Pool facility and the Streeter Swim Pool facility, including all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$30,000

**BOND AUTHORIZATION**

\$28,500

**PERIOD OF USEFULNESS**

7 years

(e) Sidewalk and ADA access improvements at the Ginty Swim Pool facility, including all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$35,000

**BOND AUTHORIZATION**

\$33,250

**PERIOD OF USEFULNESS**

10 years

(f) Parking lot improvements at the Streeter Swim Pool facility, including sealcoating, restriping and all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$45,000

**BOND AUTHORIZATION**

\$42,750

**PERIOD OF USEFULNESS**

5 years

(g) Various improvements to the entrances of the Ginty Swim Pool facility and the Streeter Swim Pool facility, including interior landscaping and all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$51,000

**BOND AUTHORIZATION**

\$48,450

**PERIOD OF USEFULNESS**

5 years

(h) Purchase and installation of new pool pumps for the Ginty Swim Pool facility and the Streeter Swim Pool Facility, including all work and materials necessary therefor or incidental thereto.

**APPROPRIATION**

\$20,000

**BOND AUTHORIZATION**

\$19,000

**PERIOD OF USEFULNESS**

7 years

**TOTAL  
APPROPRIATION**

\$239,500

**TOTAL BOND  
AUTHORIZATION**

\$227,525

**AVERAGE PERIOD OF  
USEFULNESS**

6.26 years

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell a part, or all, of the bond anticipation notes from time to time at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the dates 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 of bond anticipation notes issued pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes described in Section 3 of this bond ordinance, computed on the basis of the amounts of obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 6.26 years.

(c) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost of the improvements or purposes set forth in Section 3 of this bond ordinance.

(d) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and submitted to the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by \$227,525 (the amount of the authorization of the obligations provided for in this bond ordinance). The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 7. The Township reasonably expects to commence the acquisition and/or construction of the improvements or purposes described in Section 3 of this bond ordinance, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the obligations authorized in Section 2 of this bond ordinance. This Section 7 is intended to be and hereby is a declaration of official intent under Treasury Regulation Section 1.150-2.

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 obligations authorized by this bond ordinance. The obligations 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 obligations and the interest thereon without limitation of rate or amount.

Section 9. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRO: 04/21/21

ADOPTED: 05/19/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

**ORDINANCE NO. 13-21**

**ORDINANCE APPROPRIATING \$2,441,000 AVAILABLE IN THE SEWER  
UTILITY CAPITAL IMPROVEMENT FUND TO PROVIDE FOR VARIOUS  
WASTEWATER TREATMENT PLANT AND SEWER SYSTEM  
IMPROVEMENTS BY THE TOWNSHIP OF MORRIS**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$2,441,000 available in the Sewer Utility Capital Improvement Fund of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") is hereby appropriated to provide for the following improvements or purposes, including all work and materials necessary therefor or incidental thereto: (i) \$500,000 for the purchase and installation of new variable frequency drives and sludge loading pumps at the Butterworth Wastewater Treatment Plant; (ii) \$50,000 for basement pipe inspections and maintenance at the Woodland Wastewater Treatment Plant; (iii) \$200,000 for various improvements for and rehabilitation of the Elm Lane Pump Station; (iv) \$267,500 for sewer main cleaning, inspection and maintenance, and infiltration and inflow manhole treatments, throughout the entire Sewer System; (v) \$1,215,000 for the 2021 Road Improvements Project, including the planning, design, surveying, reconstruction and/or resurfacing of various roads throughout the Township as set forth on the project list filed in the Department of Engineering; and (vi) \$208,500 for curbing and drainage improvements as set forth on the project list filed in the Department of Engineering.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 3. This ordinance shall take effect 10 days after the first publication thereof after final adoption.

INTRO: 04/21/21

ADOPTED: 05/19/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

**ORDINANCE NO. 14-21**

**ORDINANCE REAPPROPRIATING \$1,439,082.34 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR OTHER PURPOSES IN AND BY THE TOWNSHIP OF MORRIS**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION ONE: Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$1,439,082.34 of the proceeds of obligations held in the General Account and originally made available pursuant to the following bond ordinances of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township"), are no longer necessary for their original purposes:

<u>Ordinance No.</u>	<u>Description</u>	<u>Amount to be Reappropriated</u>
12-07	Computer Equipment	\$ 1,027.04
16-08/10-14	Drainage Mt. Kemble Ave/Skyline Drive	\$ 3,213.00
19-10	DPW Salt Dome Roof & Roof Cross Members	\$ 4,510.00
19-11	Drainage Jones Drive	\$ 7,000.00
11-13	Sidewalk Improvements	\$ 23,268.38
11-14	DPW Twin Steer Entry Auto Trash Coll Truck	\$ 34,891.64
11-14	DPW 450/550 4X4 Dump Truck SS Body & Plow	\$ 15,448.65
11-14	DPW Purchase 4X4 1 Axle 7400 w/ Hook Lift	\$ 14,822.00
21-15	Crack Sealing Program 2015	\$ 0.42
21-15	DPW 550 4X4 Dump Truck SS Body & Plow	\$ 14,850.80
21-15	Parks Heavy Duty Trailer	\$ 100.00
21-15	Blackwell Ave Reconstruction	\$ 119,530.58
21-15	Public Works Drainage Inlet Repairs	\$ 46,032.90
21-15	Picatinny Road Improvement Project	\$ 14,764.95
21-15	Drainage Improvement 5 Mendham Road	\$ 21,500.00
07-16	Normandy Height Road Improvements	\$ 100,000.00
10-16	Fire SC Breathing Apparatus Harness	\$ 22,191.91
10-16	Crack Sealing Program 2016	\$ 2,192.45
10-16	DPW Int 4X2 Single Axle Model 7400 Hook	\$ 146.80
10-16	Oak Lane & Kenilworth Design and Construction	\$ 242,000.00
10-16	Kahdena Road Improvements	\$ 104,391.12
10-16	Ridgedale Ave RR Crossing	\$ 25,570.44
15-17	DPW Purchase 3000 Containers for ATCP	\$ 57,365.12
17-18	Albert, House & Fanok Road Improvement	\$ 502,104.98
17-18	Rolling Hill Curbing Improvements	\$ 17,818.50

17-18	DPW Automated Recycling Collection Vehicle	\$ 11,216.00
17-18	DPW Fleet Truck/International Single Axle	\$ 14,603.61
17-18	DPW Fleet Truck Ford F350 Cab/Bed/Plow	\$ 6,811.50
17-18	Parks Compact Excavator & Access	\$ 906.36
17-18	Ginty Field Irrigation Tap and Equipment	\$ 10,803.10
14-19	Crack Sealing Program 2019	\$ 0.09

SECTION TWO: Of the \$1,439,082.34 aggregate proceeds referred to in Section 1, \$1,088,500 is hereby reappropriated to provide for the following improvements or purposes, including all work and materials necessary therefor or incidental thereto: the purchase of police equipment; improvements to the police headquarters building; improvements to the firehouse buildings; the purchase of equipment for the Department of Public Works; the purchase and installation digital sign boards including materials and appurtenances; improvements to Department of Public Works building; the purchase of various parks equipment; various parks and playgrounds improvements; various road improvements; various sidewalk improvements; and, various drainage and curbing improvements.

SECTION THREE: Of the \$1,439,082.34 aggregate proceeds referred to in Section 1, \$350,582.34 is hereby canceled to Fund Balance.

SECTION FOUR: The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

SECTION FIVE: This ordinance shall take effect 10 days after the first publication thereof after final adoption.

INTRO: 04/21/21  
ADOPTED: 05/19/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

**ORDINANCE NO. 15-21**

**ORDINANCE REAPPROPRIATING \$124,274.84 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR OTHER PURPOSES IN AND BY THE TOWNSHIP OF MORRIS**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION ONE: Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$124,274.84 of the proceeds of obligations held in the Swimming Pool Capital Account and originally made available pursuant to the following bond ordinances of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township"), are no longer necessary for their original purposes:

<u>Ordinance No.</u>	<u>Description</u>	Amount to be <u>Reappropriated</u>
12-14	Pool Improvements Ginty/Streeter & Wading	\$ 9,274.84
23-15	Seasonal Swim Pool Covers	\$ 65,000.00
23-15	Ginty/Streeter Electric Surge Protection System	\$ 50,000.00

SECTION TWO: The \$124,274.84 aggregate proceeds referred to in Section 1 are hereby reappropriated to provide for electrical equipment improvements at the Streeter Swim Pool facility, including all work and materials necessary therefor or incidental thereto.

SECTION THREE: The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

SECTION FOUR: This ordinance shall take effect 10 days after the first publication thereof after final adoption.

INTRO: 04/21/21

ADOPTED: 05/19/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY

**ORDINANCE NO. 16-21**

**AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MORRIS, ENTITLED CHAPTER 146 UTILITIES, ARTICLE II MUNICIPAL UTILITIES, SECTION 6 COMPENSATION**

WHEREAS, the Southeast Morris County Municipal Utilities Authority (“the Authority”) was created by parallel ordinances (“the Creating Ordinances”) duly adopted by the Governing Bodies of the Township of Hanover, the Township of Morris, the Borough of Morris Plains, and the Town of Morristown, all in the Count of Morris (“the Creating Municipalities”); and

WHEREAS, Section 146-6 of the Creating Ordinances was amended in 2001 to read as follows:

“Section 146-6. For the calendar year 2001 and thereafter, Members of the Authority shall receive as compensation for their services the sum of One Thousand Five Hundred Dollars (\$1,500.00) per annum”; and

WHEREAS, the Creating Municipalities desire to further amend Section 146-6 of the Creating Ordinances to increase the amount that Members of the Authority shall receive as compensation for their services.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Morris, County of Morris, State of New Jersey as follows:

**SECTION ONE:** The Township of Morris does hereby ordain to modify and amend the following section of Chapter 146-6 of the Revised General Ordinances of the Township of Morris:

1. Pursuant to the provisions of N.J.S.A. 40:14B-17, Section 146-6, entitled “Compensation” is hereby amended to read as follows:

“Section 146-6. For the calendar year 2021 and thereafter, Members of the Authority shall receive as compensation for their services the sum of Two Thousand Two Hundred Dollars (\$2,200.00) per annum.”

2. A duly certified copy of this Ordinance shall forthwith be filed by the Municipal Clerk in the Office of the Secretary of State of the State of New Jersey.
3. This Ordinance shall take effect after its final passage as provided by law, but shall be of no further force or effect after September 1, 2021, unless on or before said date a parallel Ordinance shall have been adopted by the Governing Body of each of the Creating Municipalities.

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** All ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** This ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 5/19/21

ADOPTED: 06/16/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY, NEW JERSEY

**ORDINANCE NO. 17-21**

**AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE IX, SECTION 88-9.1 AND SCHEDULE XVIII "ONE WAY STREETS"**

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris, they being the governing body thereof that the Code of the Township of Morris is hereby amended as follows:

**SECTION ONE:** Be it hereby ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88, Article IX, Section 88-9.1 of the Code of the Township of Morris is hereby amended as set forth below.

Schedule XVIII: One-Way Streets

Name of Street	Direction	Limits
Old Turnpike Road	West	From 175 feet west of Kahn Road to Langdon Lane

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** All ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** This ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 5/19/21

ADOPTED: 06/16/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY, NEW JERSEY

**ORDINANCE # 18-21**

**AMENDING CHAPTER 57, LAND DEVELOPMENT, ARTICLE XXXVII  
OF THE CODE OF THE TOWNSHIP OF MORRIS**

IT IS HEREBY ORDAINED by the Township Committee of the Township of Morris, Morris County, State of New Jersey, as follows:

Section 1: Chapter 57, Article XXXVII, Stormwater Control for Major Development is hereby deleted in its entirety and replaced with the following:

**§ 57-165. Stormwater Control.**

**Stormwater Control Section I. Scope and Purpose:**

A. Policy Statement

Flood control, groundwater recharge, and pollutant reduction shall be achieved through the use of stormwater management measures, including green Infrastructure Best Management Practices (GI/BMPs) and nonstructural stormwater management strategies. GI/BMPs and Low Impact Development (LID) should be utilized to meet the goal of maintaining natural hydrology to reduce stormwater runoff volume, reduce erosion, encourage infiltration and groundwater recharge, and reduce pollution. GI/BMPs and LID should be developed based upon physical site conditions and the origin, nature and the anticipated quantity, or amount, of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

B. Purpose

The purpose of this ordinance is to establish minimum stormwater management requirements and controls for “major development” as defined below in Section II.

C. Applicability

1. This ordinance shall be applicable to the following developments:

- a. Non-residential major developments; and
- b. Aspects of residential major developments that are not pre-empted by the Residential Site Improvement Standards at N.J.A.C. 5:21.

2. This ordinance shall also be applicable to all major developments undertaken by the Township of Morris.

D. Compatibility with Other Permit and Ordinance Requirements

Development approvals issued pursuant to this ordinance are to be considered an integral part of development approvals and do not relieve the applicant of the responsibility to secure required permits or approvals for activities regulated by any other applicable code, rule, act, or ordinance. In their interpretation and application, the provisions of this ordinance shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.

This ordinance is not intended to interfere with, abrogate, or annul any other ordinances,

rule or regulation, statute, or other provision of law except that, where any provision of this ordinance imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, the more restrictive provisions or higher standards shall control.

## **Section II. Definitions:**

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

“Community basin” means an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond, established in accordance with N.J.A.C. 7:8- 4.2(c)14, that is designed and constructed in accordance with the New Jersey Stormwater Best Management Practices Manual, or an alternate design, approved in accordance with N.J.A.C. 7:8-5.2(g), for an infiltration system, sand filter designed to infiltrate, standard constructed wetland, or wet pond and that complies with the requirements of this Chapter.

“Compaction” means the increase in soil bulk density.

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

“Core” means a pedestrian-oriented area of commercial and civic uses serving the surrounding municipality, generally including housing and access to public transportation.

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

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

“Department” means the Department of Environmental Protection.

“Designated Center” means a State Development and Redevelopment Plan Center as designated by the State Planning Commission such as urban, regional, town, village, or hamlet.

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

“Development” means the division of a parcel of land into two or more parcels, the construction, reconstruction, conversion, structural alteration, relocation or enlargement of any building or structure, any mining excavation or landfill, and any use or change in the use

of any building or other structure, or land or extension of use of land, for which permission is required under the Municipal Land Use Law, N.J.S.A. 40:55D-1 *et seq.* In the case of development of agricultural land, development means: any activity that requires a State permit, any activity reviewed by the County Agricultural Board (CAB) and the State Agricultural Development Committee (SADC), and municipal review of any activity not exempted by the Right to Farm Act, N.J.S.A 4:1C-1 *et seq.*

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

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

“Environmentally constrained area” means the following areas where the physical alteration of the land is in some way restricted, either through regulation, easement, deed restriction or ownership such as: wetlands, floodplains, threatened and endangered species sites or designated habitats, and parks and preserves. Habitats of endangered or threatened species are identified using the Department's Landscape Project as approved by the Department's Endangered and Nongame Species Program.

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

“Empowerment Neighborhoods” means neighborhoods designated by the Urban Coordinating Council “in consultation and conjunction with” the New Jersey Redevelopment Authority pursuant to N.J.S.A 55:19-69.

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

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

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

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

“Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

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

“Lead planning agency” means one or more public entities having stormwater management planning authority designated by the regional stormwater management planning committee pursuant to N.J.A.C. 7:8-3.2, that serves as the primary representative of the committee.

“Major development” means an individual “development,” as well as multiple developments that individually or collectively result in:

1. The disturbance of one or more acres of land since February 2, 2004; or
2. The creation of one-quarter acre or more of new “impervious surface” since February 2, 2004;

Major development includes all developments that are part of a common plan of development or sale (for example, phased residential development) that collectively or individually meet any one or more of paragraphs 1 and 2 above. Projects undertaken by any government agency that otherwise meet the definition of “major development” but which do not require approval under the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., are also considered “major development.”

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

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

“Municipality” means any city, borough, town, township, or village.

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

“Node” means an area designated by the State Planning Commission concentrating facilities and activities which are not organized in a compact form.

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

“Person” means any individual, corporation, company, partnership, firm, association, political subdivision of this State and any state, interstate or Federal agency.

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

“Recharge” means the amount of water from precipitation that infiltrates through the soil and into the groundwater.

“New impervious surface” means any of the following, alone or in combination:

1. A net increase of impervious surface;
2. The total area of impervious surface collected by a new stormwater conveyance system (for the purpose of this definition, a “new stormwater conveyance system” is a stormwater conveyance system that is constructed where one did not exist immediately prior to its construction or an existing system for which a new discharge location is created);
3. The total area of impervious surface proposed to be newly collected by an existing stormwater conveyance system; and/or
4. The total area of impervious surface collected by an existing stormwater conveyance system where the capacity of that conveyance system is increased.

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

“Site” means the lot or lots upon which a major development is to occur or has occurred.

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

“State Development and Redevelopment Plan Metropolitan Planning Area (PA1)” means an area delineated on the State Plan Policy Map and adopted by the State Planning Commission that is intended to be the focus for much of the State’s future redevelopment and revitalization efforts.

“State Plan Policy Map” is defined as the geographic application of the State Development and Redevelopment Plan’s goals and statewide policies, and the official map of these goals and policies.

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

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

“Stormwater management measure” means any practice, technology, process, program, or

other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal non-stormwater discharges into stormwater conveyances.

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

“Stormwater management planning agency” means a public body authorized by legislation to prepare stormwater management plans.

“Stormwater management planning area” means the geographic area for which a stormwater management planning agency is authorized to prepare stormwater management plans, or a specific portion of that area identified in a stormwater management plan prepared by that agency.

“Urban Coordinating Council Empowerment Neighborhood” means a neighborhood given priority access to State resources through the New Jersey Redevelopment Authority.

“Urban Enterprise Zones” means a zone designated by the New Jersey Enterprise Zone Authority pursuant to the New Jersey Urban Enterprise Zones Act, N.J.S.A. 52:27H-60 et. seq.

“Urban Redevelopment Area” is defined as previously developed portions of areas:

1. Delineated on the State Plan Policy Map (SPPM) as the Metropolitan Planning Area (PA1), Designated Centers, Cores or Nodes;
2. Designated as Urban Enterprise Zones; and
3. Designated as Urban Coordinating Council Empowerment Neighborhoods.

“Water control structure” means a structure within, or adjacent to, a water, which intentionally or coincidentally alters the hydraulic capacity, the flood elevation resulting from the 2, 10, or 100 year storm, flood hazard area limit, and/or floodway limit of the water. Examples of a water control structure may include a bridge, culvert, dam, embankment, ford (if above grade), retaining wall, and weir.

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

“Wetlands” or “wetland” means an area that is inundated or saturated by surface water or ground water at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.

### **Section III. Design and Performance Standards for Stormwater Management Measures for Major Development:**

- A. Stormwater management measures for major development shall be designed to provide erosion control, groundwater recharge, stormwater runoff quantity control, and stormwater runoff quality treatment as follows:
  1. The minimum standards for erosion control are those established under the Soil and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C.

2:90.

2. The minimum standards for groundwater recharge, stormwater quality, and stormwater runoff quantity shall be met by incorporating green infrastructure.
- B. The standards in this ordinance apply only to new major development and are intended to minimize the impact of stormwater runoff on water quality and water quantity in receiving water bodies and maintain groundwater recharge. The standards do not apply to new major development to the extent that alternative design and performance standards are applicable under a regional stormwater management plan or Water Quality Management Plan adopted in accordance with Department rules.

*Note: Alternative standards shall provide at least as much protection from stormwater-related loss of groundwater recharge, stormwater quantity and water quality impacts of major development projects as would be provided under the standards in N.J.A.C. 7:8- 5.*

#### **Section IV. Stormwater Management Requirements for Major Development**

- A. The development shall incorporate a maintenance plan for the stormwater management measures incorporated into the design of a major development in accordance with Section IX.
- B. Stormwater management measures shall avoid adverse impacts of concentrated flow on habitat for threatened and endangered species as documented in the Department's Landscape Project or Natural Heritage Database established under N.J.S.A. 13:1B-15.147 through 15.150, particularly *Helonias bullata* (swamp pink) and/or *Clemmys muhlnebergi* (bog turtle).
- C. The following linear development projects are exempt from the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.P, Q and R:
1. The construction of an underground utility line provided that the disturbed areas are revegetated upon completion;
  2. The construction of an aboveground utility line provided that the existing conditions are maintained to the maximum extent practicable; and
  3. The construction of a public pedestrian access, such as a sidewalk or trail with a maximum width of 14 feet, provided that the access is made of permeable material.
- D. A waiver from strict compliance from the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity requirements of Section IV.O, P, Q and R may be obtained from the municipal engineer for the enlargement of an existing public roadway or railroad; or the construction or enlargement of a public pedestrian access, provided that the following conditions are met:
1. The applicant demonstrates that there is a public need for the project that cannot be accomplished by any other means;
  2. The applicant demonstrates through an 'alternatives analysis', that through the use of stormwater management measures, the option selected complies with the requirements of Section IV.O, P, Q and R to the maximum extent practicable;

3. The applicant demonstrates that, in order to meet the requirements of Section IV.O, P, Q and R, existing structures currently in use, such as homes and buildings, would need to be condemned; and
  4. The applicant demonstrates that it does not own or have other rights to areas, including the potential to obtain through condemnation lands not falling under IV.D.3 above within the upstream drainage area of the receiving stream, that would provide additional opportunities to mitigate the requirements of Section IV.O, P, Q and R that were not achievable onsite.
- E. Tables 1 through 3 below summarize the ability of stormwater best management practices identified and described in the New Jersey Stormwater Best Management Practices Manual to satisfy the green infrastructure, groundwater recharge, stormwater runoff quality and stormwater runoff quantity standards specified in Section IV.O, P, Q and R. When designed in accordance with the most current version of the New Jersey Stormwater Best Management Practices Manual, the stormwater management measures found at N.J.A.C. 7:8-5.2 (f) Tables 5-1, 5-2, 5-3 and listed below in Tables 1, 2 and 3 are presumed to be capable of providing stormwater controls for the design and performance standards as outlined in the tables below. Upon amendments of the New Jersey Stormwater Best Management Practices Manual to reflect additions or deletions of BMPs meeting these standards, or changes in the presumed performance of BMPs designed in accordance with the New Jersey Stormwater BMP Manual, the Department shall publish in the New Jersey Registers a notice of administrative change revising the applicable table. The most current version of the BMP Manual can be found on the Department's website at:
- [https://www.nj.gov/dep/stormwater/bmp\\_manual2.htm](https://www.nj.gov/dep/stormwater/bmp_manual2.htm)
- F. Where the BMP tables in the NJ Stormwater Management Rule are different due to updates or amendments with the tables in this ordinance the BMP Tables in the Stormwater Management rule at N.J.A.C. 7:8-5.2(f) shall take precedence.

<b>Table 1 Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity</b>				
<b>Best Managem ent Practice</b>	<b>Stormwater Runoff Quality TSS Removal Rate (percent)</b>	<b>Stormwat er Runoff Quantity</b>	<b>Groundwat er Recharge</b>	<b>Minimum Separation from Seasonal High Water Table (feet)</b>
Cistern	0	No	No	--
Dry Well <sup>(a)</sup>	0	Yes	Yes	2
Grass Swale	50 or less	No	No	2 <sup>(e)</sup> 1 <sup>(f)</sup>
Green Roof	0	Yes	No	--

Manufactured Treatment Device <sup>(a)</sup> (g)	50 or 80	No	No	Dependent upon the device
Pervious Paving System <sup>(a)</sup>	80	Yes	Yes <sup>(b)</sup> No <sup>(c)</sup>	2 <sup>(b)</sup> 1 <sup>(c)</sup>
Small-Scale Bioretention Basin <sup>(a)</sup>	80 or 90	Yes	Yes <sup>(b)</sup> No <sup>(c)</sup>	2 <sup>(b)</sup> 1 <sup>(c)</sup>
Small-Scale Infiltration Basin <sup>(a)</sup>	80	Yes	Yes	2
Small-Scale Sand Filter	80	Yes	Yes	2
Vegetative Filter Strip	60-80	No	No	--

*(Corresponding Notes to Tables 1,2 and 3 are found under Table 3)*

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

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

*(Corresponding Notes to Tables 1,2 and 3 are found under Table 3)*

<b>Table 3</b> <b>BMPs for Groundwater Recharge, Stormwater Runoff Quality,</b> <b>and/or Stormwater Runoff Quantity</b> <b>only with a Waiver or Variance from N.J.A.C. 7:8-5.3</b>				
<b>Best Management Practice</b>	<b>Stormwater Runoff Quality TSS Removal Rate (percent)</b>	<b>Stormwater Runoff Quantity</b>	<b>Groundwater Recharge</b>	<b>Minimum Separation from Seasonal High Water Table (feet)</b>
Blue Roof	0	Yes	No	N/A
Extended Detention Basin	40-60	Yes	No	1
Manufactured Treatment Device <sup>(h)</sup>	50 or 80	No	No	Dependent upon the device
Sand Filter <sup>(c)</sup>	80	Yes	No	1
Subsurface Gravel Wetland	90	No	No	1
Wet Pond	50-90	Yes	No	N/A

Notes to Tables 1, 2, and 3:

(a) subject to the applicable contributory drainage area limitation specified at Section IV.O.2;

(b) designed to infiltrate into the subsoil;

(c) designed with underdrains;

(d) designed to maintain at least a 10-foot wide area of native vegetation along at least

50 percent of the shoreline and to include a stormwater runoff retention component designed to capture stormwater runoff for beneficial reuse, such as irrigation;

(e) designed with a slope of less than two percent;

(f) designed with a slope of equal to or greater than two percent;

(g) manufactured treatment devices that meet the definition of green infrastructure at Section II;

(h) manufactured treatment devices that do not meet the definition of green infrastructure at Section II.

- G. An alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate may be used if the design engineer demonstrates the capability of the proposed alternative stormwater management measure and/or the validity of the alternative rate or method to the municipality. Alternative stormwater management measures may be used to satisfy the requirements at Section IV.O only if the measures meet the definition of green infrastructure at Section II. Alternative stormwater management measures that function in a similar manner to a BMP listed at Section IV.O.2 are subject to the contributory drainage area limitation specified for that similarly functioning BMP. Alternative stormwater management measures approved in accordance with this subsection that do not function in a similar manner to any BMP listed at Section IV.O.2 shall have a contributory drainage area less than or equal to 2.5 acres, except for alternative stormwater management measures that function similarly to cisterns, grass swales, green roofs, standard constructed wetlands, vegetative filter strips, and wet ponds, which are not subject to a contributory drainage area limitation. Alternative measures that function similarly to standard constructed wetlands or wet ponds shall not be used for compliance with the stormwater runoff quality standard unless a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from Section IV.O.
- H. Whenever the stormwater management design includes one or more BMPs that will infiltrate stormwater into subsoil, the design engineer shall assess the hydraulic impact on the groundwater table and design the site, so as to avoid adverse hydraulic impacts. Potential adverse hydraulic impacts include, but are not limited to, exacerbating a naturally or seasonally high water table, so as to cause surficial ponding, flooding of basements, or interference with the proper operation of subsurface sewage disposal systems or other subsurface structures within the zone of influence of the groundwater mound, or interference with the proper functioning of the stormwater management measure itself.
- I. Design standards for stormwater management measures are as follows:
1. Stormwater management measures shall be designed to take into account the existing site conditions, including, but not limited to, environmentally critical areas; wetlands; flood-prone areas; slopes; depth to seasonal high water table; soil type, permeability, and texture; drainage area and drainage patterns; and the presence of solution-prone carbonate rocks (limestone);
  2. Stormwater management measures shall be designed to minimize maintenance, facilitate maintenance and repairs, and ensure proper functioning. Trash racks shall be installed at the intake to the outlet structure, as appropriate, and shall have parallel bars with one-inch spacing between the bars to the elevation of the water quality design storm. For elevations higher than the water quality design storm, the parallel bars at

the outlet structure shall be spaced no greater than one-third the width of the diameter of the orifice or one-third the width of the weir, with a minimum spacing between bars of one inch and a maximum spacing between bars of six inches. In addition, the design of trash racks must comply with the requirements of Section VIII.C;

3. Stormwater management measures shall be designed, constructed, and installed to be strong, durable, and corrosion resistant. Measures that are consistent with the relevant portions of the Residential Site Improvement Standards at N.J.A.C. 5:21-7.3, 7.4, and 7.5 shall be deemed to meet this requirement;
  4. Stormwater management BMPs shall be designed to meet the minimum safety standards for stormwater management BMPs in Section VII; and
  5. The size of the orifice at the intake to the outlet from the stormwater management BMP shall be a minimum of two and one-half inches in diameter.
- J. Manufactured treatment devices may be used to meet the requirements of this subchapter, provided the pollutant removal rates are verified by the New Jersey Corporation for Advanced Technology and certified by the Department. Manufactured treatment devices that do not meet the definition of green infrastructure at Section II may be used only under the circumstances described at Section IV.O.4.
- K. Any application for a new agricultural development that meets the definition of major development in Section II shall be submitted to the Soil Conservation District for review and approval in accordance with the requirements at Sections IV.O, P, Q and R and any applicable Soil Conservation District guidelines for stormwater runoff quantity and erosion control. For purposes of this subsection, "agricultural development" means land uses normally associated with the production of food, fiber, and livestock for sale. Such uses do not include the development of land for the processing or sale of food and the manufacture of agriculturally related products.
- L. If there is more than one drainage area, the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R shall be met in each drainage area, unless the runoff from the drainage areas converge onsite and no adverse environmental impact would occur as a result of compliance with any one or more of the individual standards being determined utilizing a weighted average of the results achieved for that individual standard across the affected drainage areas.
- M. Any stormwater management measure authorized under this ordinance shall require a Stormwater Access and Maintenance Agreement to ensure the facilities are properly maintained. The Stormwater Access and Maintenance

Agreement shall be recorded with the Morris County Clerk and a complete copy of the recorded document shall be provided to the municipality.

N. A stormwater management measure approved under the municipal stormwater management plan or ordinance may be altered or replaced with the approval of the municipality, if the municipality determines that the proposed alteration or replacement meets the design and performance standards pursuant to Section IV of this ordinance and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced.

O. Green Infrastructure Standards

1. This subsection specifies the types of green infrastructure BMPs that may be used to satisfy the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards.
2. To satisfy the groundwater recharge and stormwater runoff quality standards at Section IV.P and Q, the design engineer shall utilize green infrastructure BMPs identified in Table 1 at Section IV.F. and/or an alternative stormwater management measure approved in accordance with Section IV.G. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

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

3. To satisfy the stormwater runoff quantity standards at Section IV.R, the design engineer shall utilize BMPs from Table 1 or from Table 2 and/or an alternative stormwater management measure approved in accordance with Section IV.G.
4. If a variance in accordance with N.J.A.C. 7:8-4.6 or a waiver from strict compliance in accordance with Section IV.D is granted from the requirements of this subsection, then BMPs from Table 1, 2, or 3, and/or an

alternative stormwater management measure approved in accordance with Section IV.G may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at Section IV.P, Q and R.

5. For separate or combined storm sewer improvement projects, such as sewer separation, undertaken by a government agency or public utility (for example, a sewerage company), the requirements of this subsection shall only apply to areas owned in fee simple by the government agency or utility, and areas within a right- of-way or easement held or controlled by the government agency or utility; the entity shall not be required to obtain additional property or property rights to fully satisfy the requirements of this subsection. Regardless of the amount of area of a separate or combined storm sewer improvement project subject to the green infrastructure requirements of this subsection, each project shall fully comply with the applicable groundwater recharge, stormwater runoff quality control, and stormwater runoff quantity standards at Section IV.P, Q and R, unless the project is granted a waiver from strict compliance in accordance with Section IV.D.

#### P. Groundwater Recharge Standards

1. This subsection contains the minimum design and performance standards for groundwater recharge as follows:
2. The design engineer shall, using the assumptions and factors for stormwater runoff and groundwater recharge calculations at Section V, either:
  - i. Demonstrate through hydrologic and hydraulic analysis that the site and its stormwater management measures maintain 100 percent of the average annual pre-construction groundwater recharge volume for the site; or
  - ii. Demonstrate through hydrologic and hydraulic analysis that the increase of stormwater runoff volume from pre-construction to post-construction for the 2-year, 24-hour storm is infiltrated.
3. This groundwater recharge requirement does not apply to projects within the “urban redevelopment area,” or to projects subject to 4 below.
4. The following types of stormwater shall not be recharged:
  - i. Stormwater from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or petroleum products are loaded/unloaded, stored, or applied, areas where pesticides are loaded/unloaded or stored; areas where hazardous materials are expected to be present in greater than “reportable quantities” as defined by the United States Environmental Protection Agency (EPA) at 40 CFR 302.4; areas where recharge would be inconsistent with Department approved remedial action work plan or landfill closure plan and areas with high risks for spills of toxic materials, such as gas stations and vehicle maintenance facilities; and
  - ii. Industrial stormwater exposed to “source material.” “Source material” means any material(s) or machinery, located at an industrial facility, that is directly or indirectly related to process, manufacturing or other industrial activities, which could be a source of pollutants in any industrial stormwater discharge to groundwater. Source materials include, but are not limited to, raw materials; intermediate products; final products; waste materials; by-products; industrial machinery and fuels, and lubricants, solvents, and detergents that are related to process, manufacturing, or other industrial activities that are exposed to stormwater.

#### Q. Stormwater Runoff Quality Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quality impacts of major development. Stormwater runoff quality standards are applicable when the major

development results in an increase of one-quarter acre or more of new impervious surface.

2. Stormwater management measures shall be designed to reduce the post-construction load of total suspended solids (TSS) in stormwater runoff generated from the water quality design storm as follows:
  - i. Eighty percent TSS removal of the anticipated load, expressed as an annual average shall be achieved for the stormwater runoff from the net increase of motor vehicle surface.
  - ii. If the surface is considered regulated motor vehicle surface because the water quality treatment for an area of motor vehicle surface that is currently receiving water quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant is to be modified or removed, the project shall maintain or increase the existing TSS removal of the anticipated load expressed as an annual average.
3. The requirement to reduce TSS does not apply to any stormwater runoff in a discharge regulated under a numeric effluent limitation for TSS imposed under the New Jersey Pollutant Discharge Elimination System (NJPDES) rules, N.J.A.C. 7:14A, or in a discharge specifically exempt under a NJPDES permit from this requirement. Every major development, including any that discharge into a combined sewer system, shall comply with 2 above, unless the major development is itself subject to a NJPDES permit with a numeric effluent limitation for TSS or the NJPDES permit to which the major development is subject exempts the development from a numeric effluent limitation for TSS.
4. The water quality design storm is 1.25 inches of rainfall in two hours. Water quality calculations shall take into account the distribution of rain from the water quality design storm, as reflected in Table 4, below. The calculation of the volume of runoff may take into account the implementation of stormwater management measures.

**Table 4 - Water Quality Design Storm Distribution**

<b>Time (Minutes)</b>	<b>Cumulative Rainfall (Inches)</b>	<b>Time (Minutes)</b>	<b>Cumulative Rainfall (Inches)</b>	<b>Time (Minutes)</b>	<b>Cumulative Rainfall (Inches)</b>
1	0.00166	41	0.1728	81	1.0906
2	0.00332	42	0.1796	82	1.0972
3	0.00498	43	0.1864	83	1.1038
4	0.00664	44	0.1932	84	1.1104
5	0.00830	45	0.2000	85	1.1170
6	0.00996	46	0.2117	86	1.1236
7	0.01162	47	0.2233	87	1.1302
8	0.01328	48	0.2350	88	1.1368
9	0.01494	49	0.2466	89	1.1434
10	0.01660	50	0.2583	90	1.1500
11	0.01828	51	0.2783	91	1.1550
12	0.01996	52	0.2983	92	1.1600
13	0.02164	53	0.3183	93	1.1650
14	0.02332	54	0.3383	94	1.1700
15	0.02500	55	0.3583	95	1.1750
16	0.03000	56	0.4116	96	1.1800
17	0.03500	57	0.4650	97	1.1850
18	0.04000	58	0.5183	98	1.1900
19	0.04500	59	0.5717	99	1.1950
20	0.05000	60	0.6250	100	1.2000
21	0.05500	61	0.6783	101	1.2050
22	0.06000	62	0.7317	102	1.2100
23	0.06500	63	0.7850	103	1.2150
24	0.07000	64	0.8384	104	1.2200
25	0.07500	65	0.8917	105	1.2250
26	0.08000	66	0.9117	106	1.2267
27	0.08500	67	0.9317	107	1.2284
28	0.09000	68	0.9517	108	1.2300
29	0.09500	69	0.9717	109	1.2317
30	0.10000	70	0.9917	110	1.2334
31	0.10660	71	1.0034	111	1.2351
32	0.11320	72	1.0150	112	1.2367
33	0.11980	73	1.0267	113	1.2384
34	0.12640	74	1.0383	114	1.2400
35	0.13300	75	1.0500	115	1.2417
36	0.13960	76	1.0568	116	1.2434
37	0.14620	77	1.0636	117	1.2450
38	0.15280	78	1.0704	118	1.2467
39	0.15940	79	1.0772	119	1.2483
40	0.16600	80	1.0840	120	1.2500

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

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

Where:

*R* = total TSS Percent Load Removal from application of both BMPs, and

*A* = the TSS Percent Removal Rate applicable to the first BMP

*B* = the TSS Percent Removal Rate applicable to the second BMP.

6. Stormwater management measures shall also be designed to reduce, to the maximum extent feasible, the post-construction nutrient load of the anticipated load from the developed site in stormwater runoff generated from the water quality design storm. In achieving reduction of nutrients to the maximum extent feasible, the design of the site shall include green infrastructure BMPs that optimize nutrient removal while still achieving the performance standards in Section IV.P, Q and R.
7. In accordance with the definition of FW1 at N.J.A.C. 7:9B-1.4, stormwater management measures shall be designed to prevent any increase in stormwater runoff to waters classified as FW1.
8. The Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-4.1(c)1 establish 300-foot riparian zones along Category One waters, as designated in the Surface Water Quality Standards at N.J.A.C. 7:9B, and certain upstream tributaries to Category One waters. A person shall not undertake a major development that is located within or discharges into a 300-foot riparian zone without prior authorization from the Department under N.J.A.C. 7:13.
9. Pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-11.2(j)3.i, runoff from the water quality design storm that is discharged within a 300-foot riparian zone shall be treated in accordance with this subsection to reduce the post- construction load of total suspended solids by 95 percent of the anticipated load from the developed site, expressed as an annual average.
10. This stormwater runoff quality standards do not apply to the construction of one individual single-family dwelling, provided that it is not part of a larger development or subdivision that has received preliminary or final site plan approval prior to December 3, 2018, and that the motor vehicle surfaces are made of permeable material(s) such as gravel, dirt, and/or shells.

#### R. Stormwater Runoff Quantity Standards

1. This subsection contains the minimum design and performance standards to control stormwater runoff quantity impacts of major development.

2. In order to control stormwater runoff quantity impacts, the design engineer shall, using the assumptions and factors for stormwater runoff calculations at Section IV, complete one of the following:
  - i. Demonstrate through hydrologic and hydraulic analysis that for stormwater leaving the site, post-construction runoff hydrographs for the 2-, 10-, and 100- year storm events do not exceed the pre-construction runoff hydrographs for the same storm events;
  - ii. Demonstrate through hydrologic and hydraulic analysis that there is no increase, as compared to the pre-construction condition, in the peak runoff rates of stormwater leaving the site for the 2-, 10- and 100-year storm events and that the increased volume or change in timing of stormwater runoff will not increase flood damage at or downstream of the site. This analysis shall include the analysis of impacts of existing land uses and projected land uses assuming full development under existing zoning and land use ordinances in the drainage area;
  - iii. Design stormwater management measures so that the post-construction peak runoff rates for the 2-, 10- and 100-year storm events are 50, 75 and 80 percent, respectively, of the pre-construction peak runoff rates. The percentages apply only to the post-construction stormwater runoff that is attributable to the portion of the site on which the proposed development or project is to be constructed; or
3. The stormwater runoff quantity standards shall be applied at the site's boundary to each abutting lot, roadway, watercourse, or receiving storm sewer system.

## **Section V. Calculation of Stormwater Runoff and Groundwater Recharge:**

- A. Stormwater runoff shall be calculated in accordance with the following:
  1. The design engineer shall calculate runoff using one of the following methods:
    - i. The USDA Natural Resources Conservation Service (NRCS) methodology, including the NRCS Runoff Equation and Dimensionless Unit Hydrograph, as described in Chapters 7, 9, 10, 15 and 16 Part 630, Hydrology National Engineering Handbook, incorporated herein by reference as amended and supplemented. This methodology is additionally described in *Technical Release 55 - Urban Hydrology for Small Watersheds* (TR-55), dated June 1986, incorporated herein by reference as amended and supplemented. Information regarding the methodology is available from the Natural Resources Conservation Service website at:

[https://www.nrcs.usda.gov/Internet/FSE\\_DOCUMENTS/stelprdb1044171.pdf](https://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1044171.pdf)

or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873; or

- ii. The Rational Method for peak flow computations. The Rational Method is described in "Appendix A-9" in the Standards for Soil Erosion and Sediment Control in New Jersey, January 2014. This document is available from the State Soil Conservation Committee or any of the Soil Conservation Districts listed at N.J.A.C. 2:90-1.3(a)3. The location, address, and telephone number for each Soil Conservation District is available from the State Soil Conservation Committee, PO Box 330, Trenton, New Jersey 08625. The document is also available at:

<http://www.nj.gov/agriculture/divisions/anr/pdf/2014NJSoilErosionControlStandardsComplete.pdf>.

2. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the pre-construction condition of a site or portion thereof is a wooded land use with good hydrologic condition. The term "runoff coefficient" applies to both the NRCS methodology above at Section V.A.1.i and the Rational and Modified Rational Methods at Section V.A.1.ii. A runoff coefficient or a groundwater recharge land cover for an existing condition may be used on all or a portion of the site if the design engineer verifies that the hydrologic condition has existed on the site or portion of the site for at least five years without interruption prior to the time of application. If more than one land cover have existed on the site during the five years immediately prior to the time of application, the land cover with the lowest runoff potential shall be used for the computations. In addition, there is the presumption that the site is in good hydrologic condition (if the land use type is pasture, lawn, or park), with good cover (if the land use type is woods), or with good hydrologic condition and conservation treatment (if the land use type is cultivation).
3. In computing pre-construction stormwater runoff, the design engineer shall account for all significant land features and structures, such as ponds, wetlands, depressions, hedgerows, or culverts, that may reduce pre-construction stormwater runoff rates and volumes.
4. In computing stormwater runoff from all design storms, the design engineer shall consider the relative stormwater runoff rates and/or volumes of pervious and impervious surfaces separately to accurately compute the rates and volume of stormwater runoff from the site. To calculate runoff from unconnected impervious cover, the NJDEP Two-Step Method as described in the New Jersey Stormwater Best Management Practices Manual may be employed. The methodology for unconnected impervious areas as described in the Chapter 2 of NRCS *Technical Release 55 – Urban Hydrology for Small Watersheds* or other methods may be employed if applicable to site conditions.
5. If the invert of the outlet structure of a stormwater management measure is below the flood hazard design flood elevation as defined at N.J.A.C. 7:13, the design engineer shall take into account the effects of tailwater in the

design of structural stormwater management measures.

B. Groundwater recharge may be calculated in accordance with the following:

The New Jersey Groundwater Recharge Spreadsheet (NJGRS) as based upon the New Jersey Geological Survey Report GSR-32, A Method for Evaluating Groundwater-Recharge Areas in New Jersey, incorporated herein by reference as amended and supplemented. Information regarding the methodologies is available from the New Jersey Stormwater Best Management Practices Manual; at the New Jersey Geological Survey website at:

<https://www.nj.gov/dep/njgs/pricelst/gsreport/gsr32.pdf>

or at New Jersey Geological and Water Survey, 29 Arctic Parkway, PO Box 420 Mail Code 29-01, Trenton, New Jersey 08625-0420.

**Section VI. Sources for Technical Guidance:**

A. Technical guidance for stormwater management measures can be found in the documents listed below, which are available to download from the Department's website at:

[http://www.nj.gov/dep/stormwater/bmp\\_manual2.htm](http://www.nj.gov/dep/stormwater/bmp_manual2.htm).

1. Guidelines for stormwater management measures are contained in the New Jersey Stormwater Best Management Practices Manual, as amended and supplemented. Information is provided on stormwater management measures such as, but not limited to, those listed in Tables 1, 2, and 3.
2. Additional maintenance guidance is available on the Department's website at: [https://www.njstormwater.org/maintenance\\_guidance.htm](https://www.njstormwater.org/maintenance_guidance.htm).

B. Submissions required for review by the Department should be mailed to:

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

**Section VII. Solids and Floatable Materials Control Standards:**

- A. To prevent discharge of trash and debris from drainage systems, site design features identified under Section IV.F above, alternative designs in accordance with Section IV.G above, shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section VII.A.2 below.

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

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater system floors used to collect stormwater from the surface into a storm drain or surface water body.

- iii. For curb-opening inlets, including curb-opening inlets in combination inlets, the clear space in that curb opening, or each individual clear space if the curb opening has two or more clear spaces, shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.
2. The standard in A.1. above does not apply:
    - i. Where each individual clear space in the curb opening in existing curb-opening inlet does not have an area of more than nine (9.0) square inches;
    - ii. Where the municipality agrees that the standards would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets;
    - iii. Where flows from the water quality design storm as specified in N.J.A.C. 7:8 are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
      - a. A rectangular space four and five-eighths (4.625) inches long and one and one-half (1.5) inches wide (this option does not apply for outfall netting facilities); or
      - b. A bar screen having a bar spacing of 0.5 inches.

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

7.4(b)1).

- iv. Where flows are conveyed through a trash rack that has parallel bars with one- inch (1 inch) spacing between the bars, to the elevation of the Water Quality Design Storm as specified in N.J.A.C. 7:8; or
- v. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4- 7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

### **Section VIII. Safety Standards for Stormwater Management Basins:**

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

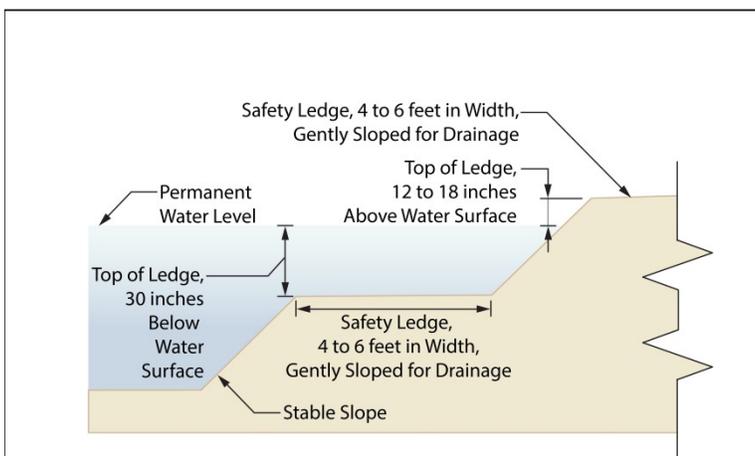
- i. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
  - ii. The overflow grate spacing shall be no less than two inches across the smallest dimension
  - iii. The overflow grate shall be constructed and installed to be rigid, durable, and corrosion resistant, and shall be designed to withstand a perpendicular live loading of 300 pounds per square foot.
3. Stormwater management BMPs shall include escape provisions as follows:
- i. If a stormwater management BMP has an outlet structure, escape provisions shall be incorporated in or on the structure. Escape provisions include the installation of permanent ladders, steps, rungs, or other features that provide easily accessible means of egress from stormwater management BMPs. With the prior approval of the municipality pursuant to VIII.D, a free-standing outlet structure may be exempted from this requirement;
  - ii. Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and one-half feet below the permanent water surface, and the second step shall be located one to one and one-half feet above the permanent water surface. See VIII.E for an illustration of safety ledges in a stormwater management BMP; and
  - iii. In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontal to one vertical.

D. Variance or Exemption from Safety Standard

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

E. Safety Ledge Illustration

Elevation View –Basin Safety Ledge Configuration



## **Section IX. Requirements for a Site Development Stormwater Plan for Major Developments:**

### **A. Submission of Site Development Stormwater Plan**

1. Whenever an applicant seeks municipal approval of a development subject to this ordinance, the applicant shall submit all the required components of the Checklist for the Site Development Stormwater Plan at Section IX.C below as part of the submission of the application for approval.
2. The applicant shall demonstrate that the project meets the standards set forth in this ordinance.
3. The applicant shall submit 3 copies of the materials listed in the checklist for site development stormwater plans in accordance with Section XI.C of this ordinance.

### **B. Site Development Stormwater Plan Approval**

The applicant's site development project shall be reviewed as a part of the review process by the municipal board or official from which municipal approval is sought. That municipal board or official shall consult the municipality's review engineer to determine if all of the checklist requirements have been satisfied and to determine if the project meets the standards set forth in this ordinance.

### **C. Submission of Site Development Stormwater Plan**

The following information shall be required:

#### **1. Topographic Base Map**

The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 200 feet beyond the limits of the proposed development, at a scale of 1"=200' or greater, showing 2-foot contour intervals. The map as appropriate may indicate the following: existing surface water drainage, shorelines, steep slopes, soils, erodible soils, perennial or intermittent streams that drain into or upstream of the Category One waters, wetlands and flood plains along with their appropriate buffer strips, marshlands and other wetlands, pervious or vegetative surfaces, existing man-made structures, roads, bearing and distances of property lines, and significant natural and manmade features not otherwise shown.

## 2. Environmental Site Analysis

A written and graphic description of the natural and man-made features of the site and its surroundings should be submitted. This description should include a discussion of soil conditions, slopes, wetlands, waterways and vegetation on the site. Particular attention should be given to unique, unusual, or environmentally sensitive features and to those that provide particular opportunities or constraints for development.

## 3. Project Description and Site Plans

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

## 4. Land Use Planning and Source Control Plan

This plan shall provide a demonstration of how the goals and standards of Sections III through IV are being met. The focus of this plan shall be to describe how the site is being developed to meet the objective of controlling groundwater recharge, stormwater quality and stormwater quantity problems at the source by land management and source controls whenever possible.

## 5. Stormwater Management Facilities Map

The following information, illustrated on a map of the same scale as the topographic base map, shall be included:

- i. Total area to be disturbed, paved or built upon, proposed surface contours, land area to be occupied by the stormwater management facilities and the type of vegetation thereon, and details of the proposed plan to control and dispose of stormwater.
- ii. Details of all stormwater management facility designs, during and after construction, including discharge provisions, discharge capacity for each outlet at different levels of detention and emergency spillway provisions with maximum discharge capacity of each spillway.

## 6. Calculations

- i. Comprehensive hydrologic and hydraulic design calculations for the pre-development and post-development conditions for the design storms specified in Section IV of this ordinance.
- ii. When the proposed stormwater management control measures depend on the hydrologic properties of soils or require certain separation from the seasonal high water table, then a soils report shall be submitted.

The soils report shall be based on onsite boring logs or soil pit profiles. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soils present at the location of the control measure.

7. Maintenance and Repair Plan

The design and planning of the stormwater management facility shall meet the maintenance requirements of Section X.

8. Waiver from Submission Requirements

The municipal engineer or board reviewing an application under this ordinance may waive submission of any of the requirements in Section IX.C.1 through IX.C.6 of this ordinance when it can be demonstrated that the information requested is impossible to obtain or it would create a hardship on the applicant to obtain and its absence will not materially affect the review process.

**Section X. Maintenance and Repair:**

A. Applicability

Projects subject to review as in Section I.C of this ordinance shall comply with the requirements of Section X.B and X.C.

B. General Maintenance

1. The design engineer shall prepare a maintenance plan for the stormwater management measures incorporated into the design of a major development.
2. The maintenance plan shall contain specific preventative maintenance tasks and schedules; cost estimates, including estimated cost of sediment, debris, or trash removal; and the name, address, and telephone number of the person or persons responsible for preventative and corrective maintenance (including replacement). The plan shall contain information on BMP location, design, ownership, maintenance tasks and frequencies, and other details as specified in Chapter 8 of the NJ BMP Manual, as well as the tasks specific to the type of BMP, as described in the applicable chapter containing design specifics.
3. If the maintenance plan identifies a person other than the property owner (for example, a developer, a public agency or homeowners' association) as having the responsibility for maintenance, the plan shall include documentation of such person's or entity's agreement to assume this responsibility, or of the owner's obligation to dedicate a stormwater management facility to such person under an applicable ordinance or regulation.
4. Responsibility for maintenance shall not be assigned or transferred to the

owner or tenant of an individual property in a residential development or project, unless such owner or tenant owns or leases the entire residential development or project. The individual property owner may be assigned incidental tasks, such as weeding of a green infrastructure BMP, provided the individual agrees to assume these tasks; however, the individual cannot be legally responsible for all of the maintenance required.

5. If the party responsible for maintenance identified under Section X.B.3 above is not a public agency, the maintenance plan and any future revisions based on Section X.B.7 below shall be recorded upon the deed of record for each property on which the maintenance described in the maintenance plan must be undertaken.
6. Preventative and corrective maintenance shall be performed to maintain the functional parameters (storage volume, infiltration rates, inflow/outflow capacity, etc.) of the stormwater management measure, including, but not limited to, repairs to or replacement of the structure; removal of sediment, debris, or trash; restoration of eroded areas; snow and ice removal; fence repair or replacement; restoration of vegetation; and repair or replacement of non-vegetated linings.
7. The party responsible for maintenance identified under Section X.B.3 above shall perform all of the following requirements:
  - i. Maintain a detailed log of all preventative and corrective maintenance for the structural stormwater management measures incorporated into the design of the development, including a record of all inspections and copies of all maintenance-related work orders;
  - ii. Evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and
  - iii. Retain and make available, upon request by any public entity with administrative, health, environmental, or safety authority over the site, the maintenance plan and the documentation required by Section X.B.6 and B.7.i above.
8. The requirements of Section X.B.3 and B.4 do not apply to stormwater management facilities that are dedicated to and accepted by the municipality or another governmental agency, subject to all applicable municipal stormwater general permit conditions, as issued by the Department.
9. In the event that the stormwater management facility becomes a danger to public safety or public health, or if it is in need of maintenance or repair, the municipality shall so notify the responsible person in writing. Upon receipt of that notice, the responsible person shall have fourteen (14) days to effect maintenance and repair of the facility in a manner that is approved by the

municipal engineer or his designee. The municipality, in its discretion, may extend the time allowed for effecting maintenance and repair for good cause. If the responsible person fails or refuses to perform such maintenance and repair, the municipality may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill shall result in a lien on the property.

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

Section 2: All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of any inconsistency.

Section 3: If any section, subsection, paragraph, clause or provision of this Ordinance shall be adjudged to be invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

Section 4: This ordinance shall take effect upon the last to occur of the (i) filing with the Morris County Planning Board; and (ii) adoption and publication in the manner required by New Jersey law.

INTRO: 05/26/21

CARRIED TO 07/21/21: 06/16/21

ADOPTED: 07/21/21

TOWNSHIP OF MORRIS  
MORRIS COUNTY, NEW JERSEY

**ORDINANCE # 19-21**

**AN ORDINANCE AMENDING CHAPTER 57 LAND DEVELOPMENT**

**IT IS HEREBY ORDAINED** by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

**SECTION ONE:** Chapter 57 Land Development, Part 6 Soil Erosion and Sediment Control, Article XXV Approval Procedure, is amended to read as follows (additions are underlined and deletions appear as ~~strike throughs~~):

**§ 57-138. Grading Permit Required; exemptions; fee.**

**A.** Permit required prior to land disturbance or construction. No land shall be cleared, graded or otherwise disturbed for any purpose, including but not limited to the construction of single-family dwellings, two-family dwellings or other buildings or structures, the mining of minerals, the removal of other natural resources, the development of golf courses and/or the construction of streets, by any person or entity other than the Township of Morris, County of Morris or State of New Jersey unless the Township Engineer has first approved a lot grading and soil erosion and sediment control plan for the proposed activity and has issued a grading permit allowing such activity to proceed.

**B.** Exemptions from requirement.

**(1)** Any development which has received site plan or subdivision approval from the Planning Board or Board of Adjustment shall be exempt from the requirements of Subsection **A** of this section; provided, however, that individual lots for one- or two-family dwellings included within any approved subdivision shall not be exempt.

**(2)** Provided that there are no environmentally sensitive areas, such as but not limited to steep slopes, wetlands, streams or bodies of water, located in the area to be graded or disturbed, and further provided that, in the opinion of the Township Engineer, the proposed land disturbance will not create a soil erosion problem, then the following exemptions may be granted:

**(a)** Land disturbance of up to 2,500 square feet provided no retaining walls are proposed or as directed by the Township Engineer.

**(b)** Land disturbance for the purpose of constructing an addition to an existing single-family dwelling provided no retaining walls are proposed to allow for the construction or as directed by the Township Engineer.

**C.** Grading plan preparation and contents. The lot grading and soil erosion and sediment control

plan shall be prepared by a professional engineer licensed by the State of New Jersey. Two copies of the plan shall be submitted to the Township Engineer together with two copies of an application for a grading permit (which application form shall be available through the office of the Township Engineer) and the fee required by Subsection **E** of this section. The lot grading and soil erosion and sediment control plan shall contain the following information:

- (1) Date.
- (2) Layout of proposed buildings and structures.
- (3) North arrow; scale; block and lot number of the subject property (or properties); name and address of record owner; and name, address, license number and seal of the person preparing the plan.
- (4) Complete lot boundary line information based on a current survey prepared by a New Jersey licensed land surveyor.
- (5) Building setback lines, lines of existing streets, easements affecting the property and any areas dedicated to public use.
- (6) Location of existing buildings and structures, if any, including walls, fences, culverts and bridges. Spot elevations as to all such structures shall be provided. Structures to be removed shall be indicated by dashed lines.
- (7) Location of all existing and proposed storm drainage structures.
- (8) Existing contours at two-foot intervals where slopes are less than 10% and five-foot intervals where slopes are 10% or greater. Existing contours shall be shown by dashed lines.
- (9) Proposed contours with similar intervals. Proposed contours shall be shown by solid lines.
- (10) Location of existing rock outcroppings, high points, watercourses, depressions, ponds, marshes, wooded areas and other significant natural features.
- (11) Proposed use of land, buildings and other structures, including driveways, drainage, drywells, roads, curbs, sidewalks and other paved areas.
- (12) Existing and proposed utility locations.

- (13) Landscaping plans showing existing vegetation to remain and all areas to be seeded or planted. Size and type of proposed trees and shrubs shall be indicated. All trees eight inches in diameter at breast height (DBH) or greater shall be shown.
- (14) Disturbance fencing shall be provided around the limits of all areas of disturbance.
- (15) Silt fencing and/or hay bales shall be provided downstream of all areas of disturbance.
- (16) Such other information as may be required by the Township Engineer in order to determine that the requirements of this section have been met.

D. Groundwater Recharge. Any proposed improvements which create an additional 500 sf of impervious are required to construct a drywell system to provide for the recharge of rainwater into the ground. The drywell system shall be designed to collect 3" of rainfall depth over the total area of increased impervious.

DE. Time for action. The Township Engineer shall review and approve, conditionally approve or deny the lot grading permit application within 30 days of the date on which a complete application is submitted. Otherwise, the application for a grading permit shall be deemed to be approved.

EF. Fee. Each applicant for a grading permit under this section shall submit a review fee payable to the Township of Morris in the amount prescribed in the fee schedule in § 57-29.

**SECTION TWO:** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION THREE:** All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** This Ordinance shall take effect upon final passage and publication thereof.

INTRO: 05/26/21  
CARRIED TO 07/21/21: 06/16/21  
ADOPTED: 07/21/21

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 20-21**

**AN ORDINANCE MODIFYING AND AMENDING ARTICLE XXXII HISTORIC PRESERVATION COMMISSION, § 57-159 ESTABLISHMENT; MEMBERSHIP; POWERS AND DUTIES; TO AMEND SECTIONS B, G AND H, AND TO ADD SECTIONS I, J, K AND L**

**WHEREAS**, the Township of Morris (the “Township”) has need to modify and amend certain portions of the Historic Preservation Commission (the “Commission”) ordinance;

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Morris as follows:

**SECTION ONE:**

The Township of Morris does hereby ordain to modify and amend the following sections of Chapter 57-159 of the Revised General ordinances of the Township of Morris:

**B. Membership Requirements.**

(1) The membership of the Commission shall consist of a maximum of nine members who shall be appointed by the Mayor as follows:

(a) Class A: Up to two members, but at least one member, being an individual who is knowledgeable in building design and construction or architectural history and who may reside outside the Township of Morris.

(b) Class B: Up to two members, but at least one member, being an individual who is knowledgeable or with a demonstrated interest in local history and who may reside outside the Township of Morris.

(c) Class C: Up to seven members, but at least five members, who shall be citizens of the Township of Morris and who shall hold no other municipal office, position or employment except for membership on the Planning Board or Board of Adjustment.

**G. Definition of Historic Site:**

An Historic Site shall mean and refer to any real property, man-made structure, natural object or configuration or any portion or group of the foregoing of historical, archeological, cultural, scenic or architectural significance as determined by the Township Committee, upon recommendations from the Commission, pursuant to criteria set forth by the U.S. Department of the Interior, 36 CFR 60.4.

H. Duties and Responsibilities. The Commission shall have the responsibility to:

(1) Prepare a survey of historic sites of the municipality pursuant to the National Register criteria identified by the U.S. Department of the Interior, 36 CFR 60.4, and update said survey periodically as more information becomes available.

(2) Make recommendations to the Planning Board on the historic preservation plan element of the Master Plan and on implications for preservation of historic sites of any other Master Plan elements.

(3) Advise the Planning Board and Board of Adjustment on applications for development pursuant to Subsection K of this section.

(4) Provide written reports pursuant to N.J.S.A. 40:55D-111 for any demolition permit applications and any building permit applications pertaining to Historic Sites concerning façade renovations which were not previously determined by approval of an application for development by the Planning Board or Board of Adjustment. The Commission's reports shall be submitted as set forth in Subsections I and J, respectively, of this section.

(5) Carry out such other advisory, educational and information functions as will promote historic preservation in the Township.

I. Application for Demolition Permits. Any request for demolition of an Historic Site which was not previously determined by approval of an application for development by a Township agency pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq., shall require a forty-five (45) day waiting period to allow the Commission to assess the impact on the historic character of the Township and evaluate the possibilities for preservation, rehabilitation, restoration and reconstruction in accordance with U.S. Department of the Interior guidelines and the Secretary of the Interior's Standards for the Treatment of Historic Properties, codified in 36 CFR 67, as may be amended, except that the forty-five (45) day waiting period shall not apply for any application for a permit to demolish a building or structure deemed unfit for occupancy by the Construction Official or which is in immediate danger of collapse.

J. Building Permit Application. Upon submittal of a building permit application for façade renovations for an Historic Site, which aspects were not previously determined by approval of an application for development by a Township agency pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq., the construction office shall require review and a written report of the application from the Commission. The Commission shall provide its report and recommendation, in accordance with U.S. Department of the Interior guidelines and The Secretary of the Interior's Standards for the Treatment of Historic Properties, to the Township engineer, within twenty (20) days of submittal of the building permit application or the requirement herein shall be deemed waived.

K. Review of Applications for Development before the Planning Board and Board of Adjustment. The Planning Board and Board of Adjustment shall refer to the Commission every application for development submitted to either land use board for development regarding any property listed in Appendix 1 as incorporated herein by Section L. This referral shall be made when the application for development is deemed complete. Failure to refer the application as required shall not invalidate any hearing or proceeding. The Commission may provide its advice, which shall be conveyed through one of its members or staff by testifying orally at the hearing on the application for development and by explaining any written report which may have been submitted. Any such

written report shall be submitted by the Commission to the applicable land use board no later than 10 days prior to the first hearing on the application for development.

L. A list of Historic Sites recommended by the Commission and approved by the Township Committee is set forth in Appendix 1 attached hereto and incorporated in full as part of this Chapter.

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 6/16/21  
ADOPTED: 07/21/21

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 21-21**

**AN ORDINANCE OF THE TOWNSHIP OF MORRIS IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY SUPPLEMENTING THE TOWNSHIP CODE WITH A NEW CHAPTER ENTITLED “CHAPTER 205, CANNABIS, PROHIBITION OF ALL CLASSES OF BUSINESSES” SO AS TO PROHIBIT THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN ITS GEOGRAPHICAL BOUNDARIES AND FURTHER TO SUPPLEMENT §95-8 ENTITLED “GENERAL REGULATIONS AND RESTRICTIONS” OF CHAPTER 95 ENTITLED “ZONING” OF THE CODE OF THE TOWNSHIP OF MORRIS SO AS TO PROHIBIT THE USE BY ANY CLASS OF LICENSED CANNABIS BUSINESSES UPON ANY PREMISES IN ANY ZONE IN THE TOWNSHIP OF MORRIS**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

**WHEREAS**, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

**WHEREAS**, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

**WHEREAS**, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

**WHEREAS**, the Township Committee of the Township of Morris, has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on this Township in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Township’s residents and members of the public who visit, travel, or conduct business in the Township of Morris, to supplement the Zoning Chapter of the Township Code in order to prohibit certain marijuana-related land uses and developments within the geographic boundaries of the Township of Morris,

**WHEREAS**, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act’s 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Morris, in the County of Morris, State of New Jersey, as follows:

**SECTION ONE:** The Code of the Township of Morris be and is hereby supplemented by a new chapter entitled, "Chapter 205, Cannabis, Prohibition of All Classes of Businesses" which shall provide as follows:

**CHAPTER 205  
CANNABIS, PROHIBITION OF  
ALL CLASSES OF BUSINESSES**

Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Township of Morris, except for the delivery of lawful cannabis items and related supplies by a delivery service to residents of the Township of Morris, only. This prohibition shall also apply to any part of this Township which may be under the jurisdiction or authority of any independent State agency, commission or authority, notwithstanding any State law to the contrary.

**SECTION TWO:** Morris Township Municipal Code §95-8 entitled "General Regulations and Restrictions" of Chapter 95 entitled "Zoning" of the Code of the Township of Morris be and is hereby supplemented with a new subsection B(7). which shall provide as follows:

(7). No land or building in any zoning district within the Township of Morris shall be used or shall be allowed to be used as any classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16.

**SECTION THREE:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION FOUR:** all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FIVE:** this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 6/16/21  
ADOPTED: 07/21/21

**TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY**

**ORDINANCE NO. 22-21**

**AMENDING CHAPTER 57. LAND DEVELOPMENT, OF THE CODE OF THE TOWNSHIP OF MORRIS TO ADD SECTION § 57-87.1. BUILDING DESIGN GUIDELINES**

IT IS HEREBY ORDAINED by the Township Committee of the Township of Morris, Morris County, State of New Jersey, as follows:

Section 1: Chapter 57, Article XII, Design Standards, is hereby amended by adding the following:

§ 57-87.1. Building design guidelines

It is the purpose of this section to establish a series of design guidelines that would apply to both residential and non-residential buildings. The intent of these guidelines is not to advocate for any particular architectural style(s) but rather to facilitate construction that is of the highest quality in terms of the unity of design, scale, dimensionality, and material treatment. Additionally, while not expressly required applicants for both residential and non-residential development are encouraged to incorporate sustainable/green building design elements into their projects and are further encouraged to pursue LEED (or other comparable green building) certification.

A. Single family houses

Single-family homes should have a variety of articulation features to visually break down the mass and/or provide texture, particularly within the front facade, such as: varied bays or ells, roof forms that relate to facade volumes below, generous front porches, upper-floor porches or balconies, bay and dormer windows, and deep eaves. Front porches are encouraged, particularly where a front garage is also provided, and should project outwards from the primary plane of the house. Doors and windows should have raised trim or framing and recessed glazing in order to create subtle “shadow lines” that lend visual interest and dimensionality to the facade.

Garages should be located at the rear or side of houses, along internal lot lines, and set far back from the front facade of the house. Side facing garages should have windows of a similar size and trim as the front façade. Front garages are discouraged, but if used, should have a lesser prominence within the front facade than the pedestrian entry, for example by being recessed behind the plane of the front facade or porch, located in a separate and recessed volume, or recessed a few feet relative to the second floor. Garage doors should be recessed within the surrounding facade plane, double garage doors should be articulated as two separate doors, and each door should have a row of glazed lites.

Where a variety of building cladding materials are used, brick and stone are encouraged on the first floor, and only where they would make logical sense as a structural material. Brick and stone veneer should be anchored to the interior support material. Fiber cement siding or wood is strongly preferred over vinyl or aluminum siding and earth tone colors are encouraged. If vinyl is used, it should be high performance siding. Variation in texture and application within the same material family, such as vertical or horizontal lap siding, board and batten siding, shingles, and panels, is a good way to create visual interest in the facade, rather than simply varying the color of identical materials. Material changes should occur at areas of massing change, such as across projecting bays or belt cornices. Materials should wrap around corners to a logical change in plane, such as an interior corner, to avoid a veneered appearance.

Detached garages should have a similar architectural style as the house.

B. Townhouses, multi-family residential, office, hotel, retail and mixed-use buildings

(1) Applicability

This section applies to conventional townhouses, stacked townhouses, multi-family residential buildings, retail buildings, offices, hotels and mixed-use buildings. Where necessary, a distinction is drawn in the guidelines between applicability to different building types; otherwise, the guideline should be assumed to apply to all building types.

Stacked townhouses are vertically-stacked dwellings where each unit has its own private entrance at the ground level. From the outside, they are nearly indistinguishable from conventional townhouses, except for the extra door in each vertically-stacked pair of units. Where specific guidelines are provided for townhouses, they shall apply to both conventional and stacked townhouses.

(2) Building massing

(a) First floor active uses

In multi-family residential, office, hotel and mixed-use buildings, first floor facades facing public streets, important pedestrian pathways, or open spaces should include a high proportion of active uses, such as lobbies, meeting rooms, fitness centers, retail space, live/work space etc. Large expanses of blank walls and exposed structured parking should be avoided along these active frontages. For more information on the location of structure parking, see the section further below on *Garage Location and Design*.

(b) Arcade walkways at ground level

Arcades are covered walkways at the front of buildings, most commonly used on retail, office or mixed-use buildings. They may be recessed into the main building volume, or project outwards from the primary facade plane. They should only be used where they can be dimensioned for maximum light and air, with generous interior clear heights and wide walkways. Columns along arcades should be

substantial and architecturally compatible with the main building. There should not be a cramped feeling within the arcade.

(c) First-floor retail height

Any retail spaces located in the ground floor of buildings should have generous ceiling heights, ideally at least 15 feet, in order to create airy, high-quality interior spaces.

(d) Vertical bays

All building facades should be broken down into a series of vertical bays to help reduce perceived bulk. Each vertical bay should be distinguished by means of a substantial change in plane (ideally of at least three feet). Within each facade of a building, all bays, or at a minimum the widest bays, should have further volumetric articulation that breaks down the mass into a series of narrower vertical forms by means such as recessed balconies, bay windows, cross gabling, and variations in roof height and form. To further break down the bulk and width of building bays, surface variation should also be employed, such as changes in material, color, pattern and/or texture; use of columns, pilasters, gutters or expansion joints; and/or size and rhythm of fenestration. Elements that put too much emphasis on the horizontal, such as excessively wide bays, rows of unadorned double-wide garage doors, use of low wide front gables, and a lack of vertical changes in plane, should be avoided.

Particularly in larger buildings, it may be appropriate to make one bay or the end bays the most prominent, as indicated by such features as a higher roofline, a facade plane that projects farther outwards than flanking bays, contrasting materials or a higher level of detailing. The prominent bay should typically include the main pedestrian entry to the building. The physical expression of this bay should extend vertically through all levels, including into any exposed parking levels and the roofline.

(e) Horizontal stepbacks at roofline

For taller buildings, it may be appropriate to step back the top floor(s) on one or more sides to reduce the perceived height of the building as viewed from the ground. The stepped-back floor(s) should be detailed differently, such as with a greater degree of fenestration and transparency, lighter-appearance materials and/or a different massing expression. These stepback areas also offer the opportunity to create private terraces for multi-family residences, offices, and hotels.

(f) Roof shape

Buildings may have flat or pitched roofs. Flat roofs should have deep overhangs, high parapet walls, generous cornices, coping, and/or sunshades in order to create a prominent cap to the building. Pitched roofs should have deep overhanging eaves to create strong shadow lines; decorative bracketing is encouraged. Gabled accent roof forms, such as cross-gables and dormer windows, should have a minimum slope of

1:1 rise:run. If a building's overall roof form is gabled, minimum roof slope for the main roof mass should be 6:12 rise:run.

Roof form should vary to echo bay massing, such as with staggered roof heights. On larger buildings, roof mass should be broken up and accentuated by towers, steeples, gables, shed dormers, or similar elements. Cross-gables should be used in moderation, and the expression of each should relate to changes in the building volume below, such as in the case of a bay window or a substantial change in plane.

### (3) Garage location and design

#### (a) Townhouses

Rear, alley-loaded garages are the ideal configuration because their absence from the front facade allows the front pedestrian entry to be most prominent and tends to result in more visually-attractive front facades. Front garages are discouraged, but where unavoidable should meet the criteria below.

##### Front garages

Front garages should have a secondary emphasis within front facades compared to the front door and the main living space. For example, the garage should be in a separate bay with a lower or contrasting roof form, or recessed either at least one foot relative to the upper building facade plane or behind the plane of a front porch or stoop. Any projecting roofs or canopies over the garage doors should appear to be structurally integrated with the overall garage facade.

##### Articulation of garage doors

Garage doors should be paneled or otherwise detailed to break down the large plane of the door. A row of divided lite windows is encouraged within garage doors in order to help create a more friendly, softer facade and to ease the transition between the outdoors and indoors; frosted glass may be used for privacy. Garage doors should not be overly complex or detailed, nor should they be the most elaborate part of a facade composition. Front garages of two-car or wider widths should have individually-operable doors, separated by structural pilasters. Alternately, such doors should at a minimum have faux pilasters so as to appear like separate doors.

#### (b) Multi-family residential, office, hotel and mixed-use buildings

##### Disguising with active uses or architectural screening

Any structured parking in multi-family residential, office, hotel and mixed-use buildings should be located at the interior or rear of the building, set back from the front facade and all street-facing facades behind active uses having a depth of at least 20 feet.

Where active uses are not possible within the front facade or a street-facing facade, the exposed parking level(s) should be architecturally screened. For ground-floor or upper-story garages that extend to the facade, massing elements such as piers or vertical bays distinguished by a change in plane should be incorporated to break up the width of the exposed garage level. Regularly-spaced openings that echo the spacing of windows on upper floors should be provided to break up the facade and create more visual interest. Garage openings may remain unobstructed or may be

fitted with screens or grilles; however, in curtain-wall buildings, any exposed garage levels should have decorative metal screens or grilles across their openings. For garage levels that are partially below grade, basement windows should be included to provide light and air and create visual interest and massing variation within the exposed facade.

#### Below building/exposed parking

Below building/exposed parking, whereby parking is within the ground floor of a building and exposed due to lack of walls, is strongly discouraged.

#### Stand-alone parking garages

Separate, stand-alone parking garage structures should be located towards the rear of the property or along an interior side lot line. The roofline of the parking structure should be capped with a parapet, cornice, or coping; and further emphasis to highlight the top of the structure is encouraged, such as corner or tower elements, projecting overhangs or sunshades. Parking structures should have some degree of facade articulation and changes in plane in order to create a series of vertical bays and a rhythm of window openings that bring the large structure down to a more human scale. Garage openings may remain open or be fitted with grilles or screens; however, a high degree of openness and visual permeability should be maintained. Ribbon windows and openings that reveal the slope of ramps are discouraged. The base of the parking structure should be highlighted with a band of accent materials such as stone, decorative tile, contrasting trim and/or massing that provides the appearance of a heavier base. The perimeter of the parking structure should be softened with a variety of landscape plantings, either in-ground or in raised planters.

#### Gates on garage entries

Roll-down security grilles on entries to garages should be visually permeable to allow views into the garage. Grille construction should have a higher proportion of voids than solids; for example, with parallel solid rods rather than perforated panels.

### (4) Facade transparency and articulation

#### (a) Architectural detailing

Buildings should be designed in a manner that unifies all of the individual elements so that a singular cohesive vision can be achieved.

In order to provide a human scale, the ground level of buildings should include the greatest level of architectural detailing, for example: contrasting and visually-heavier material types such as stone or brick cladding at the base; varied material textures and/or patterns; facade-mounted lighting; projecting flat canopies or slanted awnings over entries and windows, prominent headers and trim around windows; and a high proportion of windows. The ground level facade should be further softened by such means as in-ground or raised-bed plantings.

The side facades of a retail building may have a lesser level of architectural detailing than front facades, unless the side facade borders a public street, walkway, or open space. Rear facades of stand-alone retail buildings may also have a lesser level of architectural detailing than front facades, except in the unavoidable situation where the rear facade borders a public street, walkway, or open space.

(b) Pedestrian entries

Entries for townhouses

In townhouse buildings, the primary focus of the ground floor front facade should be the pedestrian front entry, framed by generous front porches, porticos or stoops that project from the primary facade plane. Front doors should include glazed lites, or be flanked by glazed side lites, in order to foster a transition between public outdoor space and private interior space. In a row of townhouses, the porches, stoops or porticos for the exterior (end) units may be located in the front facade or may wrap around to the side facade.

If front doors must be recessed or located behind the plane of front garages, townhouse units should be grouped in pairs with entry doors side by side in order to create a wider, more prominent and brighter break in the facade between the garage doors. Front doors located down a long narrow walkway between adjacent garage bays should be avoided.

Stoops and porches should be two or more steps in height from the walkway in order to create a sense of separation and transition from the public sidewalk to the private interior space of the townhouse. If a pedestrian entry must be at-grade, a porch-like effect may still be created without the raised floor of a traditional porch by using a deep overhanging roof, cantilevered or supported by columns and decorative paving within this sheltered area.

Entries in multi-family residential, office, hotel, retail and mixed-use buildings

The primary pedestrian entry or entries should be fully-glazed with clear, transparent glass in order to strengthen the connection between public outdoor space and private indoor space. Entries should be further highlighted by such means as a location within a prominent bay or tower massing, connection to a spacious lobby with generous glazing, lighting with facade-mounted sconces, and sheltering with projecting elements such as flat canopies, sunshades, porticos or portes-cochères.

(c) Retail façade transparency

The front facades of retail buildings and ground-floor retail space in mixed-use buildings should have glazing occupying at least 80 percent of the facade width for at least 8 feet of glazed height. Transom windows are encouraged above storefront doors and windows to further increase light into the retail space and create more inviting facades.

The side facades of retail buildings or ground-floor retail space in mixed-use buildings should have storefront glazing or display windows within at least the front twenty (20) feet, particularly if the side faces a street or walkway; however, side facades that include a loading area need not provide storefront windows.

(d) Windows

Minimum area of facade

For multi-family residential, office, hotel and mixed-use buildings, curtain-wall/fully-glazed window walls are permitted. Without curtain walls, ground floor windows and doors should comprise at least 50 percent of the ground-floor facade area, and upper-floor windows should comprise at least 25 percent of the facade area at each floor.

#### Privacy for first-floor uses

To enhance privacy for any first-floor multi-family residential units, offices or hotel rooms located near public streets, walkways or other areas with pedestrian traffic, building design should include mitigating factors, such as taller sills for first-floor windows, in the range of the eye height of a passing pedestrian, and frosted or translucent coatings on the lower portion of fully-glazed facades.

#### Window placement

Windows should align vertically from floor to floor. Blank, windowless walls in excess of 10 feet in width are discouraged; windows should be distributed across facades to avoid large expanses of blank wall. Windows should not be located directly adjacent to the roofline, belt courses or lower roof forms, but rather should have some “breathing room” on all sides.

Dormer windows should only be located on steeper-sloped roof pitches so that the depth of the dormer relative to the front facade is minimized. In other words, dormers should be avoided on shallow-sloped roof pitches. The size and height of dormers should be in scale with the building roof and façade. Dormer windows should be architecturally compatible with windows on the building façade.

#### Window proportions, framing and dimensionality

For townhouses, vertically-proportioned windows and panes are preferred over horizontally-proportioned window and panes, in order to emphasize verticality of the unit. Groups of two, three or four vertically-proportioned windows may be grouped together to span wider openings.

Windows should have deep headers and sills that project from the facade to create substantial shadow lines. Window glazing should be recessed at least two inches relative to the surrounding facade plane; if this is not possible, a thicker dimensional trim should be used on the sides of windows. Divided lites should be used on windows only if muntins and mullions can be mounted to the outside of the glass to create shadow lines. Shutters, if used, should be dimensioned wide enough to actually cover the window when closed, even if they are faux.

#### Garage windows in side facades

For interior garages that extend to a side facade of a building, windows should be provided within the side facade to break up the blank facade. High clerestory windows may be used to preserve privacy into the garage.

#### (e) Balconies

Upper-floor balconies, if used, should be fully or partially recessed within the building facade. Their placement should relate to building massing and bays, and they should appear structurally integral to the facade composition. The area below the balustrade should include balusters, metal mesh or cables, rather than solid panels, to maintain transparency and visibility into the balcony.

## (5) Building materials

### (a) Material types and variation

Preferred facade materials include brick, cultivated stone or other masonry facing; fiber cement siding; wood; metal panels; metal and glass. Brick and stone veneer should be anchored to the interior support material.

Overall, the mix of materials on facades should not be too busy or complex. The composition should strike a balance in texture, color, material and pattern variation. Within each of the chosen primary materials, variation in textures and patterns creates subtle visual interest in the facade, rather than simply varying the color of identical materials. The quality and variety of materials, detailing and articulation should be consistent on all facades.

### (b) Use of stone, brick and other masonry

A visually-weighty material such as brick or stone cladding or concrete masonry units (CMUs) of thirty inches or more in height is encouraged as a means to anchor the base of a building, and should be used below visually-lighter materials such as metal and fiber-cement paneling. Brick, stone and masonry, which work in compression as structural elements, should not be used across wide openings or across upper floors unless they are designed in tandem with visually-appropriate framing members such as lintels, headers, or keystones.

Vertical material changes (with the change occurring across a vertical line) should occur at logical areas of massing change, such as a pier, projecting bay or interior corner. Materials should wrap around corners to avoid a veneered appearance. Horizontal material changes (with the change occurring across a horizontal line) should be separated by horizontal architectural framing elements such as a belt cornice or should relate to a change in plane such as a recessed first floor façade.

### (c) Window glazing

Windows for public or semi-public ground-floor uses such as lobbies, retail storefronts and shared common-use rooms should have clear, non-reflective glass. Stained, tinted, translucent, or decorative glass should only be used for transom and accent windows on the ground floor. Windows on upper-level floors may be lightly tinted, but should not be mirrored. Window and door glazing for mechanical and related rooms may be translucent (admitting light but not views) or opaque (such as spandrel glass).

## (6) Service and mechanical areas

### (a) Mechanical rooms for multi-family residential, office, hotel, retail and mixed-use buildings

Mechanical, storage and other service rooms should be located at the interior or below-grade portions of the building. Where such rooms must be located along an exterior wall of the building, they should include windows echoing the overall pattern, proportion and design of windows in adjacent or upper facades and have translucent or spandrel glazing to obscure views to the interior.

(b) HVAC grilles, vents and exhaust pipes

Any HVAC grilles or vents should be framed and sited consistently to blend unobtrusively into the overall composition of windows within the façade and should be located on the side or rear facades to the extent practical. Exhaust pipes should be consolidated and confined to the rear of the building where possible.

(c) Rooftop mechanical equipment screening

All major mechanical equipment located on the roof should be screened from view of all street-level sidewalk vantage points using a material harmonious to the building's facade design.

(d) Non-rooftop mechanical equipment screening

Non-rooftop mechanical equipment, such as electrical meters, generators, condensers, etc., should be screened from street level view.

(7) Amenity space for multi-family residential, office, retail, hotel and mixed-use buildings

(a) Outdoor dining areas

For offices, hotels, retail and mixed-use buildings with ground-floor food service or dining establishments, outdoor dining or informal seating areas should be provided where appropriate. Outdoor seating areas should be located adjacent to and connected to the appropriate interior restaurant, café or dining hall.

(b) Upper-story shared private open space

Roof deck over parking garages

For parking structures wrapped by active uses, roof decks are encouraged atop the parking garage. Access to the roof deck should be readily available to all building users and prominently sited off a common hallway or lobby. If possible, roof decks should be sited with a southern exposure so that they remain bright and appealing. The roof deck should include landscaping, shade trees and a variety of seating options. Buffer landscaping or low fencing should be provided for privacy screening between the shared roof deck and adjacent interior spaces.

Private balconies and roof terraces

Balconies are encouraged as a means to provide private outdoor space for some or all residential units and hotel rooms above the first floor. On any upper floors having stepped-back facades, individual private roof terraces are encouraged.

(8) Office building renovations

Postwar office buildings, particularly those built from the 1960's through the 1980's, tend to be inwardly-oriented and have a fortress-like design, with little relation to their immediate surroundings. The lack of transparency and visual permeability makes them appear unfriendly and uninviting. They also tend to have a boxy flat shape, with no variation in massing to highlight entries or give a human scale to the structure.

When such buildings undergo a major renovation, an opportunity to create a welcoming transition zone by adding a projecting glazed lobby of one or more stories high; replacing expanses of solid, windowless ground-floor facades with fully-glazed curtain wall facades; replacing dark-tinted and mirrored windows with non-reflective clear or lightly-tinted glazing. Adding bays, piers, towers, or other massing elements, as appropriate to the architectural style, can also assist by highlighting building entries. Adding emphasis at the roofline, such as with deep cornices or overhangs, substantial coping, or projecting sunshades, can further create visual interest in the building.

Section 2: All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of any inconsistency.

Section 3: If any section, subsection, paragraph, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

Section 4: This ordinance shall take effect upon the last to occur of the filing with the Morris County Planning Board; an adoption and publication in the manner required by New Jersey law.

INTRO: 07-21-2021

ADOPTED: 08-18-2021

**TOWNSHIP OF MORRIS**  
**MORRIS COUNTY, NEW JERSEY**  
**ORDINANCE NO. 23-21**

AN ORDINANCE AMENDING CHAPTER 9 ARTICLE I, SECTION §9-3 MEMBERSHIP, TERMS OF OFFICE TO PROVIDE ONE-YEAR TERM OF OFFICE FOR STUDENT MEMBERS, SET AGE REQUIREMENT FOR STUDENT MEMBERS, REQUIRE CRIMINAL BACKGROUND CHECKS FOR ENVIRONMENTAL COMMISSION MEMBERS, AND REQUIRE ENVIRONMENTAL COMMISSION MEMBERS TO SIGN A CODE OF CONDUCT

WHEREAS, the Township Committee further finds that it will be beneficial to set the term of student members of the Environmental Commission to be one year, and to provide various protections to student members to enhance their ability to participate in Environmental Commission matters.

NOW, THEREFORE, be it ordained by the Township Committee of the Township of Morris, County of Morris, State of New Jersey to amend Chapter 9, Article I Environmental Commission, 9-3 "Membership; terms of office" as follows:

In addition, the Mayor may appoint one or more adult persons as Associate members and one or more students as Student members. Associate members and Student members shall not be members of the Commission but may be involved as volunteers in Commission matters as assigned by, and under the supervision of, the Commission chairperson. The terms of the Associate members ~~and Student members~~ shall be two (2) years and the term of the Student members shall be one (1) year. The Associate member and Student members need not be residents of Morris Township. Student members shall be high school students age 18 or less.

In order to protect the safety of the student members, all Environmental Commission members shall be subject to a criminal background check. Same shall be reviewed by the Township Administrator and it shall be in the Township Administrator's discretion to determine whether an identified past criminal offense is of a nature that warrants disqualification from membership. Further, all Environmental Commission members must sign and agree to abide by a Code of Conduct, to be created at the direction of the Township Administrator.

(2) If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

(3) All ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

(4) This ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 07-21-2021

ADOPTED: 08-18-2021

**TOWNSHIP OF MORRIS**  
**MORRIS COUNTY, NEW JERSEY**  
**ORDINANCE NO. 24-21**

AN ORDINANCE REPEALING CHAPTER 165, SECTION §165-18 "PROHIBITED ACTS; EXCEPTIONS" TO BE CONSISTENT WITH P.L. 2021, CH. 38 AND AMENDING CHAPTER 367, SECTION §367-3 "ALCOHOLIC BEVERAGES AND NARCOTICS PROHIBITED; EXCEPTION" TO PROHIBIT CANNABIS, CANNABIS-RELATED PRODUCTS, TOBACCO SMOKING, AND VAPING IN PUBLIC PARKS, PLAYGROUNDS, AND OTHER PUBLIC PLACES

WHEREAS, the Township Committee finds it must amend its ordinances to comply with the provisions of P.L. 2021, Ch. 38, which provides enforcement procedures and penalties for cannabis possession by underage persons; and

WHEREAS, the Township Committee further finds it beneficial to prohibit the use of cannabis, cannabis-related products, smoked tobacco, and vaping, in public places including parks and playgrounds.

NOW, THEREFORE, be it ordained by the Township Committee of the Township of Morris, County of Morris, State of New Jersey that Morris Township Ordinance Chapter 165, Section §165-18 is hereby REPEALED in its entirety.

BE IT FURTHER ORDAINED that Morris Township Ordinance Chapter 367, Section §367-3 is amended to read as follows:

**§367-3 Alcoholic beverages, ~~cannabis~~ and ~~cannabis-related products~~, ~~tobacco smoking~~, ~~vaping~~, and ~~narcotics prohibited~~; ~~exception~~**

- A. No alcoholic beverages, ~~or~~ ~~cannabis~~, ~~cannabis related products~~, ~~smoking tobacco~~, ~~vaping products~~, ~~or~~ ~~narcotics~~ shall be brought upon, used, taken, ~~smoked~~, ~~vaped~~, or drunk on ~~said premises~~ ~~public parks, playgrounds, swim pools and other public places in the Township of Morris~~, at any time, and no person under the influence of any ~~such alcoholic beverages or narcotic~~ ~~alcoholic beverages, cannabis, or narcotics~~ shall be upon the ~~such public~~ premises.
- B. The Township Committee of Morris may, by resolution, from time to time and for specific purposes, waive the prohibition concerning alcoholic beverages and may permit the use of alcoholic beverages in the public parks, playgrounds, swim pools and other public places in the Township of Morris.

(2) If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

(3) All ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

(4) This ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 07-21-2021

ADOPTED: 08-18-2021

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 25-21**

AMENDING CHAPTER 9 ENTITLED “BOARDS, COMMISSIONS AND COMMITTEES”,  
ADDING A NEW ARTICLE TO BE KNOWN AS ARTICLE X ENTITLED “SENIOR  
CITIZENS ADVISORY COMMITTEE”

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: There is hereby created a new article in Chapter 9 to be known as Article X entitled “Senior Citizens Advisory Committee”

**§ 9-55. *Establishment.***

**The Senior Citizens Advisory Committee is hereby established to be known as "the Senior Citizens Advisory Committee of the Township of Morris" (hereafter referred to as "the Committee"). The Committee shall consist of nine (9) members.**

**§ 9-56. *Purpose and responsibilities.***

**Purpose and responsibilities:**

- A. To make recommendations to the Township Committee regarding the needs of senior citizens and assist in fulfilling those needs, in the areas of recreation, transportation, housing, medical care, Meals on Wheels, and related issues affecting seniors.
- B. The Committee will provide information to the Township Committee on these special needs.
- C. The Committee will submit a report to the Township Committee at the end of each calendar year concerning ongoing activities. In addition, the Committee shall regularly circulate to the Township Committee copies of its meeting minutes. All records, reports, and data shall be available to the Committee for inspection at any time.
- D. The Committee will hold a minimum of four public meetings annually which shall be open to the public pursuant to the Open Public Meetings Act<sup>1</sup> and shall take place at the Morris Township Municipal Building unless otherwise noted. There shall be an annual meeting for Committee organization to be held during January of each year.

**1. Editor's Note: See N.J.S.A. 10:4-6 et seq.**

**§ 9-57. *Membership.***

- A. Membership shall consist of 9 members. All members of the Committee shall

serve without compensation. The Committee shall be comprised of the following persons appointed by the Township Committee:

- (1) One (1) liaison member of the Township Committee (ex officio).
  - (2) Seven (7) regular members who are residents of the Township.
  - (3) President or President's Designee of the Morris Township Seniors Club.
- B. The Township Committee shall have the right to appoint nonvoting advisory members with special abilities and expertise beneficial to the Committee's objectives.

**§ 9-58. Voting powers, quorum, and limitation of powers.**

- A. A majority of the voting members of the Committee shall constitute a quorum.
- B. The Committee is specifically prohibited from exercising any power of condemnation or eminent domain, from pledging the credit of the municipality, and from creating any debt against the municipality.
- C. The Committee shall have no authority to expend any money, incur any expense, or commit the Township of Morris to the expenditure of any money unless and until the same shall have been specifically authorized and approved by the Township Committee of the Township of Morris.

**§ 9-59. Township departmental assistance.**

- A. General. Subject to limitations as may hereinafter be determined by the Township Committee, in so far as may be practicable, the employees and professional staff of the Township of Morris, including the Township Attorney, shall be available to assist the Committee in the performance of its duties.
- B. Procedure. All requests for employee or professional staff assistance shall be made to the Township Administrator. Any project that requires substantial assistance from the Township staff and professionals shall be reviewed by the full Committee and said assistance shall be approved by the Township Committee prior to commencement of the project.

**§ 9-60. Terms of office.**

- A. The Township Committee liaison shall serve annually.
- B. The seven (7) resident members shall serve for a term of one calendar year.
- C. The President of the Morris Township Seniors Club shall, for the duration of their term with the Morris Township Seniors Club, have the authority each year to either personally serve on the Committee or appoint a designee. The President shall make this one-year appointment at the beginning of each calendar year.

- D. The Township Committee shall, initially, designate one of the members as Chairperson, and the Committee shall select a Secretary to record minutes. Thereafter, in subsequent years, the Committee shall annually select by majority vote a Chairperson and Secretary. The Chairperson shall call the initial meeting of the Committee within 90 days of the adoption of this chapter. Thereafter, the Committee shall establish its meeting schedule, which shall be duly published.

**§ 9-61. Vacancies.**

**Any vacancy occurring by reason of the death, resignation, or removal of any member shall be filled for the unexpired term by means of an appointment by the Township Committee Pursuant to Chapter 9, Article VI of the Township Code.**

**§ 9-62. Reporting responsibilities.**

**The Committee shall submit an annual report to Township Committee.**

**§ 9-63. Conflict of interest.**

- A. Disclosure of interest. No Committee member shall have or shall acquire any interest, direct or indirect, personal or financial, in any project which the Committee is promoting or in any contract or proposed contract for materials or services or in any lease, mortgage, sale, or contract of any nature whatsoever relating to any such project or to the Committee without forthwith making written disclosure to the Committee of the nature and extent of the interest. Such disclosure shall be entered in writing upon the minutes of the Committee.
- B. Voting. No Committee member having an interest as described herein shall vote on matters directly relating to such interest.

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: All ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 08-18-2021

ADOPTED: 09-14-2021

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 26-21**

AN ORDINANCE AMENDING CHAPTER 88, VEHICLES AND TRAFFIC, ARTICLE II, PARKING, STOPPING AND STANDING, SECTION 2.2, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, SCHEDULE I, TO ADD LOCUST STREET; AND AMENDING SECTION 2.7, PARKING PROHIBITED ON SNOW-COVERED ROADS, SCHEDULE VI, TO REMOVE LOCUST STREET

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris, they being the governing body thereof that the Code of the Township of Morris is hereby amended as follows:

**SECTION ONE:** Be it hereby ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88, Article II, Parking, Stopping and Standing of the Code of the Township of Morris are hereby amended as set forth below.

*Sec. 88-2.2 Schedule I: No Parking at Any Time:*

ADD

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
LOCUST STREET	EAST	ENTIRE LENGTH

*Sec. 88-2.7 Schedule VI: No Parking When Snow-Covered:*

RESCIND

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
LOCUST STREET	WEST	ENTIRE LENGTH

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 10-20-2021

ADOPTED: 11-10-2021

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 27-21**

AN ORDINANCE AMENDING CHAPTER 95, ZONING, OF THE CODE OF ORDINANCES OF  
THE TOWNSHIP OF MORRIS

**IT IS HEREBY ORDAINED by the Township Committee of the Township of Morris,  
Morris County New Jersey, as follows:**

Section 1. Chapter 95 – Zoning, Article III, Section 95-27.4 OL-40/PUD Office and Research Laboratory/Planned Unit Development Zone is hereby amended and supplemented as follows (additions are underlined and deletions appears as ~~strike-throughs~~):

E. Planned unit development regulations.

(1) Area. The land area required for a planned unit development shall be a minimum of 145 acres.

(2) A planned unit development shall contain the following components:

(a) A Residential East Overlay District consisting of  $\pm 38$  acres with frontage along Columbia Road and Park Avenue.

(b) A Residential West Overlay District consisting of  $\pm 28$  acres with access from Old Turnpike Road.

(c) ~~An Office/Lab~~ A Non-Residential Overlay District consisting of  $\pm 81$  acres with frontage along Columbia Road.

Each of the overlay districts described above shall be sized and located as shown on the Zoning Map.

(d) A mandatory open space set-aside comprising at least 10% of the tract area. A minimum of 13 acres within the westerly most portion of the Residential West Overlay District with access from Old Turnpike Road shall be designated for open space use. Required open space shall either be permanently deed restricted to open space or dedicated to the municipality for public open space purposes. Any legal instrument/agreement providing for private deed-restricted open space shall be reviewed by the Township Attorney to assure that adequate safeguards are included providing for its enforcement in perpetuity. If open space is not dedicated to the Township of Morris, the legal instrument/agreement shall give the Township the right to perform maintenance and assess the cost to the property owners benefited thereby in the event the property owners fail to maintain said open space in accordance with the same. All provisions of N.J.S.A. 40:55D-43 shall

govern the open space and the organization to be created to maintain it. Open space may include athletic fields, other active recreational facilities, and walking trails and passive recreation designed to the extent practical as part of a contiguous area that preserves and/or enhances natural site features. Improvements designed to be incidental to the natural openness of the land (such as, but not limited to, parking area for users of the open space, recreational or community buildings, and athletic fields), as well as the following improvements serving the PUD, shall be permitted within the required open space: access drives, ponds and related accessory structures used for stormwater management, underground utilities, and ground-mounted transformers. Open space set aside pursuant to this subsection, whether or not dedicated to the Township, shall be deemed to be a part of the PUD tract for purposes of compliance with all area, floor area ratio (FAR), density and other bulk and dimensional requirements.

- (3) General development plan required. Any developer seeking approval of a planned unit development shall submit a general development plan to the Planning Board, and the Planning Board shall have approved such plan prior to the filing of an application seeking preliminary major subdivision or preliminary site plan approval pursuant to Chapter 57, Land Development, of the Code of the Township of Morris. The general development plan submission shall be in accordance with Subsection E(11) and the checklist for general development plan approval adopted pursuant to Chapter 57, Article IV, § 57-26.1. Notice of a hearing on a general development plan shall be given in the same manner as notice for preliminary site plan approval under N.J.S.A. 40:55D-12. The hearing on a general development plan shall be governed by the provisions of N.J.S.A. 40:55D-10 and Chapter 57, Article IV, § 57-30, in the same manner as a hearing on an application seeking preliminary site plan approval.
- (4) Permitted principal uses. The following principal uses shall be permitted in a planned unit development:
  - (a) Residential East Overlay District:
    - [1] Townhouses, as defined in § 57-3 of Chapter 57, Land Development.
    - [2] Open space, as defined in § 57-3 of Chapter 57, Land Development.
    - [3] Streets and driveways providing direct or indirect ingress to or egress from public streets for any or all PUD uses.
  - (b) Residential West Overlay District:
    - [1] Townhouses, as defined in § 57-3 of Chapter 57, Land Development.
    - [2] Open space, as defined in § 57-3 of Chapter 57, Land Development.

[3] Streets and driveways providing direct or indirect ingress to or egress from public streets for any or all PUD uses.

(c) ~~Office/Lab~~ Non-Residential Overlay District:

[1] ~~Executive, professional and/or general business offices. Development may consist of either of the use alternatives set forth below, but in no event shall there be any combination of same.~~

[a] Office/research/laboratory use, which may contain executive, professional and/or general business offices; research laboratories; or combined office and research laboratory use.

[b] Athletic training facilities use, which shall mean facilities intended for professional, academy and youth sports teams, and which may include, in addition to outdoor fields, buildings used for administrative and business offices, gymnasiums and/or field houses, athletic training and fitness, classrooms, dormitories, a single indoor athletic field, food service operations, physical therapy and ancillary facilities related to athletic training.

[2] ~~Research laboratories. In addition to [1] above, development may include the uses set forth below~~

[3] ~~Combined office and research laboratory use.~~

[4] [a] Open space, as defined in § 57-3 of Chapter 57, Land Development.

[5] [b] Streets and driveways providing direct or indirect ingress to or egress from public streets for any or all PUD uses.

(5) Maximum development yield.

(a) Notwithstanding any other provisions contained herein, the total number of townhouse units within the planned unit development shall not exceed 235.

(b) Notwithstanding any other provisions contained herein, the total gross floor area of under the office/research/laboratory use within the planned unit development alternative shall not exceed 900,000 square feet. Such square footage shall be inclusive of any existing buildings to be reused as part of the planned unit development.

(c) Notwithstanding any other provisions contained herein, the total gross floor area under the athletic training facilities use alternative shall not exceed 275,000 square feet.

(6) Permitted accessory uses. The following accessory uses shall be permitted in a planned unit development:

(a) Residential East and West Overlay Districts:

[1] In accordance with Subsection E(8)(l).

(b) ~~Office/Lab~~ Non-Residential Overlay District under the office/research/laboratory use alternative:

[1] Off-street parking and loading facilities in accordance with Article IX.

[2] Accessory storage, within a wholly enclosed permanent structure, of materials, goods and supplies intended for use in a principal building on the same lot.

[3] Pilot plants for the testing of products or materials. No materials or finished products shall be manufactured, processed or fabricated on the premises for sale.

[4] Up to 12,500 square feet of gross floor area devoted to accessory retail sales or services intended for employees and visitors, provided such floor area is located within a principal building devoted to office and/or laboratory use, and provided further that no exterior signage identifying such retail sales or service floor area is permitted and access to said floor area shall be available exclusively from inside the building.

[5] Any other use which is subordinate and customarily incidental to a permitted principal use.

(c) Non-Residential Overlay District under the athletic training facilities use alternative:

[1] Off-street parking and loading facilities.

[2] Accessory storage, within a wholly enclosed permanent structure.

[3] Spectator seating (covered or uncovered).

[4] Any other use that is subordinate and customarily incidental to the permitted principal use.

~~(7) Development standards for the Office/Lab Overlay District~~

~~(a) Maximum FAR: subject to Subsection E(5), 0.25. For purposes of computing FAR, all land area within the Office/Lab Overlay District shall be counted, including any lands set aside as open space, whether dedicated to public use or not.~~

- ~~(b) Maximum building height: four stories/55 feet.~~
- ~~(c) Maximum impervious surface: 55%~~
- ~~(d) Maximum building coverage: 15%.~~
- ~~(e) Minimum building setback to abutting public street: 450 feet.~~
- ~~(f) Minimum building setback to planned unit development tract boundary (other than public street): 175 feet.~~
- ~~(g) Off-street parking and loading shall be provided in accordance with Article IX.~~
- ~~(h) Primary access shall be from Columbia Road.~~
- ~~(i) Signs are permitted in accordance with the applicable standards set forth in § 95-43.~~
- ~~(j) Design requirements. Recognizing that existing office/research buildings and ancillary parking areas may be reused and that additional principal buildings are contemplated as part of the overall planned unit development, the intent of these regulations is to encourage creative and innovative design and provide flexibility in terms of how existing and proposed new buildings shall visually relate to each other as well as the general landscape. As such, multiple buildings on a lot are permitted, and there shall be no minimum lot area, depth, width or yard requirements governing development within the Office/Lab Overlay District other than as established herein. However, the distance between buildings within the Office/Lab Overlay District shall be subject to the standards set forth in § 95-35B(1)(b). A lot may be developed without frontage on a public street, so long as such lot is provided access to a public street by means of an improved driveway built in accordance with standards set forth in Article IX, and the right to such access is established by a perpetual easement recorded in the Morris County Clerk's office or otherwise as provided by law.~~

(7A) Development standards for the Non-Residential Overlay District under the office/research/laboratory use alternative:

- (a) Maximum FAR: subject to Subsection E(5), 0.25. For purposes of computing FAR, all land area shall be counted, including any lands set aside as open space, whether dedicated to public use or not.
- (b) Maximum building height: four stories/55 feet.
- (c) Maximum impervious surface: 55%

- (d) Maximum building coverage: 15%.
- (e) Minimum building setback to abutting public street: 450 feet.
- (f) Minimum building setback to planned unit development tract boundary (other than public street): 175 feet.
- (g) Off-street parking and loading shall be provided in accordance with Article IX.
- (h) Primary access shall be from Columbia Road.
- (i) Signs are permitted in accordance with the applicable standards set forth in § 95-43.
- (j) Design requirements. Recognizing that existing office/research buildings and ancillary parking areas may be reused and that additional principal buildings are contemplated as part of the overall planned unit development, the intent of these regulations is to encourage creative and innovative design and provide flexibility in terms of how existing and proposed new buildings shall visually relate to each other as well as the general landscape. As such, multiple buildings on a lot are permitted, and there shall be no minimum lot area, depth, width or yard requirements governing development other than as established herein. However, the distance between buildings shall be subject to the standards set forth in § 95-35B(1)(b). A lot may be developed without frontage on a public street, so long as such lot is provided access to a public street by means of an improved driveway built in accordance with standards set forth in Article IX, and the right to such access is established by a perpetual easement recorded in the Morris County Clerk's office or otherwise as provided by law.

(7B) Development standards for the Non-Residential Overlay District under the athletic training facilities use alternative:

- (a) Maximum building height: 3 stories/50 feet, except that a single indoor athletic field building shall be permitted to be no more than 65 feet in height, provided further that said building shall be located at least 400 feet from a Residential Overlay District boundary.
- (b) Maximum impervious coverage: 35% (for purposes of calculating impervious coverage artificial turf fields shall be included and natural grass fields shall be excluded).
- (c) Maximum building coverage: 10%.
- (d) Minimum building setback to Columbia Road: 450 feet.
- (e) Minimum building setback to planned unit development tract boundary (other than Columbia Road): 175 feet.

- (f) Minimum building setback to East and West Residential Overlay District boundary: 125 feet.
- (g) Minimum parking setback: 350 feet from Columbia Road; 100 feet from a planned unit development tract boundary other than Columbia Road; and 100 feet from a Residential Overlay District boundary.
- (h) Minimum outdoor field setback, as measured from either the limit of the field of play or, if there is a fence enclosure, said fence enclosure: 450 feet from Columbia Road; 100 feet from a planned unit development tract boundary other than Columbia Road; and 100 feet from a Residential Overlay District boundary.
- (i) Off-street parking: A detailed parking analysis shall be submitted as part of an application for site plan approval and the required number of off-street parking spaces shall be subject to Planning Board approval. The analysis shall provide an operational breakdown of parking demand based on the anticipated number of employees, teams, visitors, etc. at the facility (and the associated modes of travel to and from) and the extent to which there will be non-coincidental use of athletic training facilities/fields. The analysis shall be based on expected daily, weekly and monthly usage, as well as seasonal variations. In determining the adequacy of parking, the Planning Board shall consider the anticipated peak demand at the facility.
- (j) Off-street loading: The number, location and size of off-street loading spaces shall be subject to Planning Board approval.
- (k) Landscaping/buffering: Areas that are not improved with buildings, athletic fields, parking and loading areas, internal access drives, walkways and signs shall be landscaped with a combination of existing vegetation and new plantings which may include grass/lawn areas, evergreen trees, deciduous trees and shrubs in a variety of species and sizes. In particular, adjacent residential areas, including the East and West Residential Overlay Districts shall be appropriately screened as determined by the Planning Board. A detailed landscaping plan shall be submitted as part of any application for site plan approval.
- (l) Outdoor lighting shall be permitted, except that the maximum height shall not exceed 90 feet. Lighting fixtures shall be shielded to limit spillage beyond the perimeter of any athletic field and to minimize glare and overhead sky glow. Use of LED light sources shall be required. No outdoor light structure/fixture shall be located within 200 feet of a Residential Overlay District boundary. Building façade lights shall be incorporated into the lighting plan design and fixtures shall be of a compatible design and detail.
- (m) Fencing: Fences enclosing athletic fields shall not exceed a height of 10 feet. Netting designed to prevent balls from going beyond the limits of the

field of play shall be exempt from this requirement, however in no event shall such netting exceed a height of 30 feet. Security fencing shall be permitted subject to Planning Board approval, but in no event shall such fencing exceed 10 feet in height.

(n) Signage: A comprehensive sign package shall be submitted as part of an application for site plan approval and shall be subject to Planning Board approval. The submission shall include proposals for the following: freestanding identification signs, wayfinding/directional signs, building-mounted signs and field fencing windscreen signs. Team logo and sponsorship information shall be permitted as part of the sign copy.

(o) Multiple buildings shall be permitted.

(p) Primary access shall be from Columbia Road via Stockton Drive.

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 11-10-2021  
PUBLIC HEARINGS: 12-02-2021  
12-08-2021

ADOPTED: 12-21-2021

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 28-21**

AN ORDINANCE AMENDING CHAPTER 88, VEHICLES AND TRAFFIC, ARTICLE II, PARKING, STOPPING AND STANDING, SECTION 2.10, PARKING TIME LIMITED ON CERTAIN STREETS, AND SCHEDULE VIII: TIME LIMIT PARKING, TO AMEND HOURS FOR PARKING ON WESTERN AVENUE

**BE IT ORDAINED** by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the governing body of said Township, as follows:

**SECTION ONE:** Be it ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88, Article II, Section 88-2.10, and Schedule VIII “Time Limit Parking” of the Code of the Township of Morris is hereby amended as set forth below:

Name of Street	Side	Time Limit	Hours	Location
Western Avenue	West	15 mins.	6:00AM to 8:00PM	From a point 88 feet southwesterly from the intersection of the southwesterly sideline of Searing Avenue with the westerly sideline of Western Avenue, and running 147 feet along the said westerly sideline of Western Avenue in a southwesterly direction

**SECTION TWO:** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, unenforceable, or invalid, such decision shall not affect the remaining portion of this Ordinance.

**SECTION THREE:** All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 11-10-2021  
ADOPTED: 12-15-2021

**TOWNSHIP OF MORRIS  
MORRIS COUNTY – NEW JERSEY  
ORDINANCE NO. 29-21**

AN ORDINANCE APPROPRIATING \$300,000.00 AVAILABLE IN THE GENERAL CAPITAL FUND BALANCE FOR THE REMOVAL OF UNDERGROUND STORAGE TANK (UST), RELOCATION OF EMERGENCY GENERATOR AND INSTALLATION OF ABOVE GROUND STORAGE TANK (AST) INCLUDING EQUIPMENT, MATERIALS AND PROFESSIONAL SERVICES ASSOCIATED WITH PROJECT

WHEREAS, the Township of Morris (the "Township") has need to appropriate funds from the General Capital Fund Balance for certain repairs;

NOW THEREFORE BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

**SECTION ONE:** Be it ordained by the Township Committee of the Township of Morris (not less than two-thirds of all members thereof affirmatively concurring) as follows:

- A. \$300,000.00 is available in the General Capital Fund Balance of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") and is hereby appropriated to provide for the Removal of Underground Storage Tank (UST), Relocation of Emergency Generator and Installation of Above Ground Storage Tank (AST) including Equipment, Materials and Professional Services associated with the Project.
- B. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

**SECTION TWO:** If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

**SECTION THREE:** all ordinances of the Township of Morris which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR:** This ordinance shall take effect 10 days after publication hereof after final passage thereof as provided by law.

INTRO: 11-10-2021  
ADOPTED: 12-15-2021