

Borough of Ho-Ho-Kus
County of Bergen
Mayor and Council Combined Meeting
September 22nd, 2020 7:30 p.m.

The Combined Meeting of the Municipal Council of the Borough of Ho-Ho-Kus was held in the Municipal Building at 333 Warren Avenue, Ho-Ho-Kus on September 22, 2020 in the Council Chambers and via teleconference to the Public. The meeting was called to order at 7:30 p.m. by Mayor Randall who asked the Municipal Clerk to read the open public meeting statement:

The Public Meeting of the Mayor and Council of the Borough of Ho-Ho-Kus is now in session in accordance with the provisions of Section 5 of the “Open Public Meetings Act”, adequate notice of this meeting has been posted in the front lobby entrance to the Borough Hall and Council Chambers, a copy has been filed with the Borough Clerk, and copies of the Annual Notice of Meetings, of which this is a part, have been heretofore sent to the Record and the Ridgewood News.

ROLL CALL:

Mayor.....	Thomas W. Randall
Council President.....	Douglas Troast
Councilman.....	Steven Shell
Councilman.....	Edward Iannelli
Councilman.....	Kevin Crossley
Councilman.....	Dane Policastro
Councilwoman.....	Kathleen Moran (remotely)

Also, in attendance David Bole, Borough Attorney; William Jones, Borough Administrator and Joan Herve, Borough Clerk.

FLAG SALUTE

Mayor Randall led those present in the salute to the American Flag.

APPROVAL OF MINUTES

A motion was offered by Councilman Iannelli and seconded by Councilwoman Moran to approve the minutes of August 18, 2020 Public Meeting of the Mayor and Council. Motion carried on a roll call vote – all present voting “Ayes.

DEPARTMENT REPORTS

Reports on file in the Clerk’s Office
Police Report – August 2020
Court Report – August 2020
Library Report - September 2020

PUBLIC COMMENTS

Mayor opened the meeting to the public. He stated if anyone desired to be heard, state your name and address for the record.

Richard Rosen, 93 Elmwood Avenue (remotely)

Resident stated that he was not notified when the Shade Tree Commission took down his tree in front of his house. Then last week he hired a tree company to grind down the stump and had to pay to have the wood chips removed. His question is why is this the responsibility of the homeowner and not the borough. Administrator Jones responded the tree in question was due to the recent storm where there was about \$100,000 worth of damage and your tree was split in half, it was something that had to be done, that was why you were not notified. The reason the Shade Tree leaves behind the stump and chips because there will be sinkage from the roots when they rot out, however residents have the right to clear. The Shade Tree Commission is statutorily an independent body of volunteers that operate for the protection and well being of the trees in the borough, the

Mayor and Council have no jurisdiction over them. If you have any other questions, they meet the 2nd Wednesday of the month where you can address your concerns. Mayor added in a more orderly occurrence we favor having some notification.

Jeffrey Kane, 124 Elizabeth Parkway, Eatontown and Bert Grimms from East Hanover (remotely)

Mr. Kane and Mr. Grimms asked the Mayor and Council to consider changing their ordinance to allow Medical Cannabis Dispensaries. Mayor responded they will take this under advisement.

Mayor closed the meeting to the public.

ADMINISTRATOR REPORT

Old Business

Library – nothing new to report regarding the grant process. They did sustain tree damage to their adjacent property during that storm and emergency removals needed to be done. We are approaching the end of the 3rd qtr.; we will be submitting their bill for the year under our new agreement so they can pay for their services the borough provides for them.

1-9 North Franklin Turnpike Issues – After (2) years this case has final been settled. Fines have been paid and all necessary permits have been pulled.

DOT Train Station Project – The Borough received a letter from the NJDOT, they will be moving forward with the order for the at-grade crossing and station safety improvements and the conversion to one-way of Glenwood Road/Brookside Ave, traveling east from Ridgewood into Ho-Ho-Kus. It clearly states if Ridgewood plans are to move forward with the widening of Glenwood Road, with construction plans and funding in place, NJDOT's Railroad Engineering Services Bureau, will, at that time, revisit and reevaluate a two-way traffic flow with regards to the safety and warning device of the at-grade crossing.

BC United Way/Madeline Partnership Affordable Housing Project – This project has been moving forward, estimate completion date is approximately 15 months.

HHK Crossing Project – At the Planning Board Meeting the Board Planner presented his re-development plan and now it will be referred to the Government Body for the next steps of action. Mr. Jones asked to go into a closed session to address contract negotiations regarding this project.

New Business

Taxes – Tax bills have been sent out, they are due November 1st, with a grace period of November 10th. We billed out 6.8 million for the 3rd qtr. with the estimated tax payments, which the borough received all but \$50,000.

Solid Waste & Water Bills – Warning notices have been sent out for the 2nd qtr. payments that have not been paid. There is a Governor Executive Order where the water cannot be shut-off before October 15th for anyone who has a pass due balance of 60 days.

Revenue - Our monthly revenue has not been what is has been in the past. Our parking is down where we average about \$1200 a month at the train station, last month we collected \$87.00. Courts are way off their numbers as well due to them being closed.

Budget – The budget process has started. The Administrator and CFO are working with all department heads to freeze spending where it's necessary.

Ordinance Introductions – The first ordinance 2020-38 has to amend the short-term rental. The council adopted the correct ordinance back in 2016; however, the wrong version was submitted to General Code which process our Borough Code Book; therefore, we need to amend to reflect the correct information. The second ordinance 2020-39 "Storm Water Control" needs to be compliant with the newest rules and regulations per the State.

Normandy Court Complex – On the bill list tonight is our payment of \$2836.13 to Normandy Court Complex which covers the last two snow seasons 2018/2019 & 2019/2020. This is direct result with legislation with the Kelly bill which the borough pays for condo units a portion of the snow removal in the amount it would have cost the borough to plow.

Pascack Data – On the agenda tonight is Resolution #20-103 appointing this firm for our Borough’s IT Services.

Deed to Abandon Grant Easement – Attorney Bole reported on the agenda tonight is Resolution #20-104 requesting Council approval to execute a Deed to Abandon Grant of Easement. Mr. Bole explained this deed had been reviewed by our Consulting Engineer Thomas Lemanowicz for the Hollows Project. This is an old sewer easement and needs to be recorded than vacated.

CORRESPONDENCE

- a) Planning Board Member, Peter Newman’s resignation.
- b) Borough of Saddle River Notice of Planning Board Special Meeting scheduled for September 8, 2020 at 7pm.
- c) NJDOT letter regarding the Warren Avenue (Brookside Ave) at-grade railroad crossing and the final plans for Glenwood and brookside conversion from two-way to one-way.
- d) E-mail from a resident regarding noise and speed on Hollywood Ave. (*this email was referred to the PD*)
- e) A letter from the DCA approving the area in need of Re-Development (block 1016, lots 3,5, and 11)
- f) NJDOT letter accepting application for the 2021 Local Freight Impact Fund.
- g) Letter from a resident regarding rubbish issue of the adjoining property located at 154 Elmwood Avenue. (*this letter w/photos were referred to property maintenance*)
- h) Email from a resident at 936 Elmwood regarding a tree removed in front of their home without any notice.
- i) Federal Aviation Administration (FAA) notice regarding the completion of the Final Environmental Assessment for the Teterboro Airport.

ADOPTION OF ORDINANCES and PUBLIC HEARING - None

INTRODUCTION OF ORDINANCES

ORDINANCE 2020-38

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 57A OF THE BOROUGH OF HO-HO-KUS ENTITLED “SHORT TERM RENTAL PROPERTY PROHIBITION”

BE IT ORDAINED by the Mayor and Council of the Borough of Ho-Ho-Kus, County of Bergen and State of New Jersey that Ordinance #2016-12 which adopted Chapter 57A is hereby amended as follows:

Section I.

That the Seventh **WHEREAS** paragraph of said Ordinance is amended to read:

“**WHEREAS**, problems also frequently associated with such Short-Term Rental(s) include overcrowding, excessive noise, unruly behavior, illegal parking, sanitation issues in violation of trash collection ordinances”;

Section II.

Section 57A-2 **Short Term Rental Property Prohibited Uses** is amended to read under paragraph A:

“... for a period of 175 days or less” in the last line thereof.

Section III.

Section 57A-3 **Residential Occupancy** is amended to read:

“The use of a dwelling unit by an occupant”.

Section IV.

Section 57A-6 **Enforcement; Violations and Penalties** is amended by inserting the word “or” instead of “6R” in the third line thereof.

Section V.

All other provisions of Chapter 57A not amended herein remain in full force and effect.

Section VI. Repealer.

All other Ordinances or parts of Ordinances of the Borough which are inconsistent with this Ordinance, are hereby repealed, but only to the extent of such inconsistencies.

Section VII. Severability.

If any portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Section VIII. Effective Date.

This Ordinance shall take effect upon passage and publication as provided by law.

A motion was offered by Councilman Crossley and seconded by Councilman Iannelli to Introduce Ordinance #2020-38. Motion carried on a roll call vote – All present voting “Aye”.

ORDINANCE 2020-39

AN ORDINANCE TO REPEAL CHAPTER 66 STORMWATER MANAGEMENT AND CHAPTER 66A STORMWATER CONTROL AND TO ESTABLISH A NEW CHAPTER 66A OF THE BOROUGH OF HO-HO-KUS CODE ENTITLED “STORMWATER CONTROL”

§ 66A-1 Policy; Purpose; Applicability; Effect on Other Requirements.

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.

It is the purpose of this article to establish minimum stormwater management requirements and controls for “major development,” as defined in § 66A-2 and any increase in “regulated impervious surface” greater than 200 square feet.

C. Applicability.

(1) This article shall be applicable to the following major developments:

(a) Nonresidential major developments; and

(b) Aspects of residential major developments that are not preempted by the Residential Site Improvement Standards at N.J.A.C. 5:21.

(2) This article shall also be applicable to all major developments undertaken by the Borough of Ho-Ho-Kus.

(3) This article shall also be applicable to an increase in “regulated impervious surface” greater than 200 square feet to any single-family residential property or any development.

D. Compatibility with other permit and ordinance requirements:

(1) Development approvals issued pursuant to this article 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 article shall be held to be the minimum requirements for the promotion of the public health, safety, and general welfare.

(2) This article is not intended to interfere with, abrogate, or annul any other ordinance, 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.

§ 66A-2 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

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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.

“CAFRA CENTERS, CORES OR NODES” means those areas with boundaries incorporated by reference or revised by the Department in accordance with N.J.A.C. 7:7-13.16.

“CAFRA PLANNING MAP” means the map used by the Department to identify the location of Coastal Planning Areas, CAFRA centers, CAFRA cores, and CAFRA nodes. The CAFRA Planning Map is available on the Department's Geographic Information System (GIS).

“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 County Board of Chosen Freeholders 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 enlarge-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.

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“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;
2. The creation of one-quarter acre or more of “regulated impervious surface” since February 2, 2004;
3. The creation of one-quarter acre or more of “regulated motor vehicle surface” since March 2, 2021 *{or the effective date of this ordinance, whichever is earlier}*; or
4. A combination of 2 and 3 above that totals an area of one-quarter acre or more. The same surface shall not be counted twice when determining if the combination area equals one-quarter acre or more.

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, 2, 3, or 4 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 § 66A-4.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 into the ground and is not evapotranspired.

“REGULATED 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.

“REGULATED MOTOR VEHICLE SURFACE” means any of the following, alone or in combination:

1. The total area of motor vehicle surface that is currently receiving water;
2. A net increase in motor vehicle surface; and/or
quality treatment either by vegetation or soil, by an existing stormwater management measure, or by treatment at a wastewater treatment plant, where the water quality treatment will be modified or removed.

“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.

“TIDAL FLOOD HAZARD AREA” means a flood hazard area in which the flood elevation resulting from the two-, 10-, or 100-year storm, as applicable, is governed by tidal flooding from the Atlantic Ocean. Flooding in a tidal flood hazard area may be contributed to, or influenced by, stormwater runoff from inland areas, but the depth of flooding generated by the tidal rise and fall of the Atlantic Ocean is greater than flooding from any fluvial sources. In some situations, depending upon the extent of the storm surge from a particular storm event, a flood hazard area may be tidal in the 100-year storm, but fluvial in more frequent storm events.

“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 CAFRA Centers, Cores or Nodes;
3. Designated as Urban Enterprise Zones; and
4. 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 two-, 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.

§ 66A-3 **Design and Performance Standards for Stormwater Management Measures.**

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.

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.

- B. Stormwater management measures for any increase in “regulated impervious surface” greater than 200 square feet, but not classified as a major development, shall be designed to control the increase in the stormwater runoff volume and shall be designed for a 10-year storm with at least 60 minute duration and calculated in accordance with § 66A-5.A and reviewed by the Borough Engineer.

§ 66A-4 **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 § 66A-10.
- 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 § 66A-4.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 § 66A-4.P, Q and R may be obtained 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 alternative’s analysis, that through the use of stormwater management measures, the option selected complies with the requirements of § 66A-4.O, P, Q and R to the maximum extent practicable;
 - 3. The applicant demonstrates that, in order to meet the requirements of § 66A-4.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 § 66A-4.D.3 above within the upstream drainage area of the receiving stream, that would provide additional opportunities to mitigate the requirements of § 66A-4.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 § 66A-4.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 and 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 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://njstormwater.org/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.

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Table 1 Green Infrastructure BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity					
Best Practice	Management	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High-Water Table (feet)
Cistern		0	Yes	No	--
Dry Well ^(a)		0	No	Yes	2
Grass Swale		50 or less	No	No	2 ^(e) 1 ^(f)
Green Roof		0	Yes	No	--
Manufactured Device ^{(a)(g)}	Treatment	50 or 80	No	No	Dependent upon the device
Pervious Paving System ^(a)		80	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Basin ^(a)	Bioretention	80 or 90	Yes	Yes ^(b) No ^(c)	2 ^(b) 1 ^(c)
Small-Scale Basin ^(a)	Infiltration	80	Yes	Yes	2
Small-Scale Sand Filter		80	Yes	Yes	2
Vegetative Filter Strip		60-80	No	No	--

Table 2: Green Infrastructure BMPs for 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)					
Best Practice	Management	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High-Water Table (feet)

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Table 2: Green Infrastructure BMPs for 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)

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

Table 3: BMPs for Groundwater Recharge, Stormwater Runoff Quality, and/or Stormwater Runoff Quantity only with a Waiver or Variance from N.J.A.C. 7:8-5.3

Best Practice	Management	Stormwater Runoff Quality TSS Removal Rate (percent)	Stormwater Runoff Quantity	Groundwater Recharge	Minimum Separation from Seasonal High-Water Table (feet)
Blue Roof		0	Yes	No	N/A
Extended Detention Basin		40-60	Yes	No	1
Manufactured Device ^(h)	Treatment	50 or 80	No	No	Dependent upon the device
Sand Filter ^(c)		80	Yes	No	1
Subsurface Gravel Wetland		90	No	No	1
Wet Pond		50-90	Yes	No	N/A

Footnotes to Tables 1, 2, and 3:

- (a) Subject to the applicable contributory drainage area limitation specified at § 66A-4.O.2.
- (b) Designed to infiltrate into the subsoil;
- (c) Designed with underdrains;

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- (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 in § 66A-2.
 - (h) Manufactured treatment devices that do not meet the definition of green infrastructure in § 66A-2.
- 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. A copy of any approved alternative stormwater management measure, alternative removal rate, and/or alternative method to calculate the removal rate shall be provided to the Department in accordance with § 66A-6.B. Alternative stormwater management measures may be used to satisfy the requirements at § 66A-4.O only if the measures meet the definition of green infrastructure at § 66A-2. Alternative stormwater management measures that function in a similar manner to a BMP listed at § 66A-4.O.2 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 § 66A-4.O.2 are subject to the contributory drainage area limitation specified at § 66A-4.O.2 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 § 66A-4.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 § 66A-4.D is granted from § 66A-4.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 requirements of § 66A-8.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 shall be designed to meet the minimum safety standards for stormwater management BMPs at § 66A-8; 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

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Department. Manufactured treatment devices that do not meet the definition of green infrastructure at § 66A-2 may be used only under the circumstances described at § 66A-4.O.4.

- K.** Any application for a new agricultural development that meets the definition of major development at § 66A-2 shall be submitted to the Soil Conservation District for Review and approval in accordance with the requirements at § 66A-4.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 § 66A-4.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 the municipal stormwater management plan or ordinance shall be reflected in a deed notice recorded in the Bergen County Clerk’s Office. A form of deed notice shall be submitted to the municipality for approval prior to filing. The deed notice shall contain a description of the stormwater management measure(s) used to meet the green infrastructure, groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at § 66A-4.O, P and Q and shall identify the location of the stormwater management measure(s) in NAD 1983 State Plane New Jersey FIPS 2900 US Feet or Latitude and Longitude in decimal degrees. The deed notice shall also reference the maintenance plan required to be recorded upon the deed pursuant to § 66A-10.B.5 Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality. Proof that the required information has been recorded shall be in the form of either a copy of the complete recorded document or a receipt from the clerk or other proof of recordation provided by the recording office. However, if the initial proof provided to the municipality is not a copy of the complete recorded document, a copy of the complete recorded document shall be provided to the municipality within 180 calendar days of the authorization granted by the municipality.
- N.** A stormwater management measure approved under the 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 § 66A-4 of this article and provides the same level of stormwater management as the previously approved stormwater management measure that is being altered or replaced. If an alteration or replacement is approved, a revised deed notice shall be submitted to the municipality for approval and subsequently recorded with the Bergen County Clerk’s Office and shall contain a description and location of the stormwater management measure, as well as reference to the maintenance plan, in accordance with M above. Prior to the commencement of construction, proof that the above required deed notice has been filed shall be submitted to the municipality in accordance with M above.
- 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 § 66A-4.P and Q, the design engineer shall utilize green infrastructure BMPs identified in Table 1 at § 66A-4.F and/or an alternative stormwater management measure approved in accordance with § 66A-4.G. The following green infrastructure BMPs are subject to the following maximum contributory drainage area limitations:

Best Management Practice	Maximum Contributory Drainage Area
Dry Well	1 acre
Manufactured Treatment Device	2.5 acres

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Best Management Practice	Maximum Contributory Drainage Area
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 § 66A-4.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 § 66A-4.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 § 66A-4.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 § 66A-4.G may be used to meet the groundwater recharge, stormwater runoff quality, and stormwater runoff quantity standards at § 66A-4.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 § 66A-4.P, Q and R, unless the project is granted a waiver from strict compliance in accordance with § 66A-4.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 § 66A-5, either:
 - a. 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
 - b. Demonstrate through hydrologic and hydraulic analysis that the increase of stormwater runoff volume from pre-construction to post-construction for the 2-year 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:
 - a. Stormwater from areas of high pollutant loading. High pollutant loading areas are areas in industrial and commercial developments where solvents and/or 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
 - b. Industrial stormwater exposed to “source material”

Q. Stormwater Runoff Quality Standards

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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 regulated motor vehicle 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:
 - a. 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.
 - b. 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

Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)
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

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Table 4: Water Quality Design Storm Distribution

Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)
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

Table 4: Water Quality Design Storm Distribution

Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)	Time (minutes)	Cumulative Rainfall (inches)
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 a series is necessary to achieve the required eighty-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.
- 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 nonstructural strategies and structural measures that optimize nutrient removal while still achieving the performance standards in § 66-4.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 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. The 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 materials(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 § 66A-5 complete one of the following:

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- a. 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, at any point in time, the pre-construction runoff hydrographs for the same storm events;
 - b. 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;
 - c. 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
 - d. In tidal flood hazard areas, stormwater runoff quantity analysis in accordance with (2)(a), (b) and (c) above is required unless the design engineer demonstrates through hydrologic and hydraulic analysis that he increased volume, change in timing or increased rate of stormwater runoff, or any combination of the three will not result in additional flood damage below the point of discharge of the major development. No analysis is required if the stormwater is discharged directly into any ocean, bay, inlet, or the reach of any watercourse between its confluence with an ocean, bay, or inlet and downstream of the first water control structure.
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.

§ 66A-5 **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:
 - a. 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
or at United States Department of Agriculture Natural Resources Conservation Service, 220 Davison Avenue, Somerset, New Jersey 08873; or
 - b. The Rational Method for peak flow and the Modified Rational Method for hydrograph computations. The rational and modified rational methods are described in "Appendix A-9 Modified Rational Method" 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/2014NJSoilErosionControlStandardsCompl ete.pdf>
2. For the purpose of calculating runoff coefficients and groundwater recharge, there is a presumption that the preconstruction 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 at § 66A-5.A.1.a and the Rational and Modified Rational Methods at § 66A-5.A.1.b. 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 has 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 preconstruction 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 preconstruction 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, urban impervious area modifications as described in the NRCS Technical Release 55 (or superseding document), Urban Hydrology for Small Watersheds, and other methods may be employed.
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. Notwithstanding the preceding, where tailwater will affect the hydraulic performance of a stormwater management measure, the design engineer shall include such effects in the measure's design.

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

1. The New Jersey Geological Survey Report GSR-32, A Method for Evaluating Ground-Water Recharge Areas in New Jersey, incorporated herein by reference, as amended and supplemented. Information regarding the methodology 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/greport/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.

§ 66A-6 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.

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.

- 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.

§ 66A-7 Solids and Floatable Materials Control Standards

- A. Site design features identified under § 66A-4.F above, or alternative designs in accordance with § 66A-4.G, to prevent discharge of trash and debris from drainage systems 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 § 66A-7.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:

a. 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

b. 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 bats 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.

c. 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:
 - a. 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;
 - b. 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;
 - c. 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 material that could not pass through one of the following:
 - [1] 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
 - [2] 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).
 - d. 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
 - e. 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.

§ 66A-8 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 basins. This section applies to any new stormwater management basin.
- B.** The provisions of this section do not preempt more stringent municipal or county safety requirements for new or existing stormwater management basins. Municipal and county stormwater management plans and ordinances may, pursuant to their authority, require existing stormwater management basins to be retrofitted to meet one or more of the safety standards in § 66A-8.B.1, 2 and 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 basin to ensure proper functioning of the basin outlets in accordance with the following:
 - a. The trash rack shall have parallel bars, with no greater than six-inch spacing between the bars.
 - b. The trash rack shall be designed so as not to adversely affect the hydraulic performance of the outlet pipe or structure.
 - c. 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.
 - d. The trash rack 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.
 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:
 - a. The overflow grate shall be secured to the outlet structure but removable for emergencies and maintenance.
 - b. The overflow grate spacing shall be no less than two inches across the smallest dimension.
 - c. 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:
 - a. 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 § 66A-8.C, a free-standing outlet structure may be exempted from this requirement;

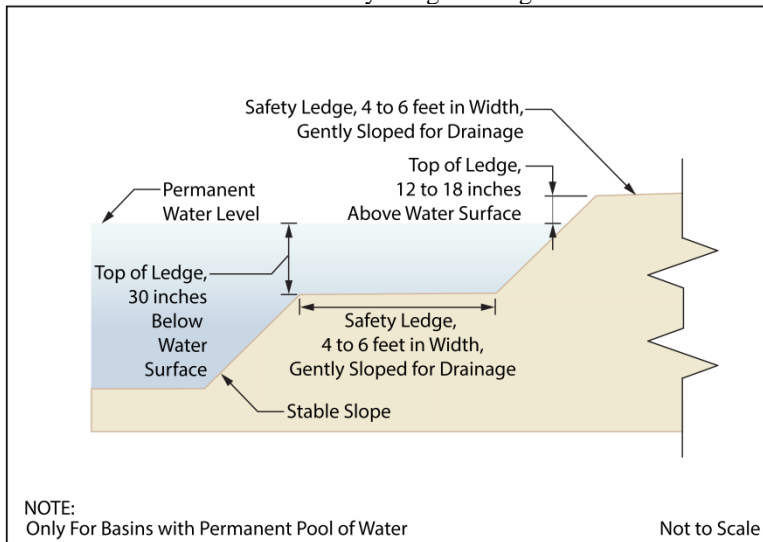
- b. Safety ledges shall be constructed on the slopes of all new stormwater management BMPs having a permanent pool of water deeper than two and one-half feet. Safety ledges shall be comprised of two steps. Each step shall be four to six feet in width. One step shall be located approximately two and 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 § 66A-8.E for an illustration of safety ledges in a stormwater management BMP; and
- c. In new stormwater management BMPs, the maximum interior slope for an earthen dam, embankment, or berm shall not be steeper than three horizontals to one vertical.

D. Variance or exemption from safety standards.

A variance or exemption from the safety standards for stormwater management basins 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



§ 66A-9 Requirements for Site Development Stormwater Plans.

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 of the required components of the checklist for the Site Development Stormwater Plan at § 66A-9.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 4 copies of the materials listed in the checklist for site development stormwater plans in accordance with § 66A-9.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 one-inch equals 200 feet or greater, showing two-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 floodplains, 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 man-made features not otherwise shown.

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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 plan(s):
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 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 of proposed changes in natural conditions may also be provided.
4. Land use planning and source control plan.
This plan shall provide a demonstration of how the goals and standards of §§ 66A-3 through § 66A-5 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:
 - a. 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.
 - b. 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:
 - a. Comprehensive hydrologic and hydraulic design calculations for the predevelopment and post-development conditions for the design storms specified in § 66A-4 of this article.
 - b. 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 § 66A-10.
8. Waiver from submission requirements.
The municipal official or board reviewing an application under this article may, in consultation with the Municipal Engineer, waive submission of any of the requirements in § 66A-9.C.1 through 6 of this article 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.
9. Any other items as may be required by the appropriate Borough of Ho-Ho-Kus ordinance(s) checklist(s), if applicable.

§ 66A-10 **Maintenance and Repair**

A. Applicability.

Projects subject to review as in § 66A-1.C of this article shall comply with the requirements of § 66A-10.B and 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.

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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 § 66A-10.B.3 above is not a public agency, the maintenance plan and any future revisions based on § 66A-10.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 or replacement to 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 § 66A-10.B.3 above shall perform all of the following requirements:
 - a. 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;
 - b. Evaluate the effectiveness of the maintenance plan at least once per year and adjust the plan and the deed as needed; and
 - c. 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 above.
 8. The requirements of § 66A-10.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 or County may immediately proceed to do so and shall bill the cost thereof to the responsible person. Nonpayment of such bill may result in a lien on the property.
- C. Nothing in this section 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.

§ 66A-11 **Violations and Penalties**

Any person who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this article shall be subject to the following penalties:

- A. Any person who refuses to correct or abate any violation or violations within five days after written notice has been served upon such person, by either mail or personal service, shall, for each and every violation, be subject to a fine not exceeding \$1,000, a term of imprisonment not exceeding 90 days, or a period of community service not exceeding 90 days, or any combination thereof. The Judge before whom any person is convicted of violating any of the provisions of this article shall have the power to impose any fine or term of imprisonment not exceeding the maximum fixed herein.
- B. Each and every day that such violation continues after such notice shall be considered a separate and specific violation of this article.

§ 66A-12 **Severability.**

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If the provisions of any section, subsection, paragraph, subdivision, or clause of this article shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.

§ 66A-13 **Repealer.**

All other ordinances of the Borough, or parts thereof, including Chapter 66, Stormwater Management, to the extent inconsistent or in conflict with this article, are hereby repealed to the extent of such conflict.

§ 66A-14 **When effective.**

This article shall be in full force and effect from and after its adoption and any publication as required by law.

A motion was offered by Councilman Crossley and seconded by Councilman Iannelli to Introduce Ordinance #2020-39. Motion carried on a roll call vote – All present voting “Aye”.

CONSENT AGENDA RESOLUTIONS (20-99 thru 20-104)

Resolution #20-99- Introduced by Council President Troast

A Resolution – Payment of Bills for September

WHEREAS, claims have been submitted to the Borough of Ho-Ho-Kus in the amount of \$3,131,431.23; and

WHEREAS, such claims have been listed according to Department and account number with corresponding vouchers to be reviewed and approved by the Mayor and Council; and,

WHEREAS, the CFO has determined that the funds have been properly appropriated for such purposes and are available, in the Borough of Ho-Ho-Kus and that the claims specified on the schedule attached hereto, following examination and approval by the Mayor and Council, be paid and checks issued accordingly; and, NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ho-Ho-Kus that the claims totaling \$3,131,431.23; be approved and ratified respectively

Bill List

20-00903	06/25/20	02296	ARROW TREE SERVICE INC	TREE PRUNING - 3 LOCATIONS	Open	775.00	0.00
20-01014	07/21/20	00777	CLEAN AIR COMPANY	INSPECT EXHAUST SYSTEMS	Open	788.00	0.00
20-01034	07/23/20	00001	HOME HARDWARE	AUG 2020 PURCHASES	Open	287.80	0.00
20-01035	07/23/20	00056	TYCO ANIMAL CONTROL SERVICES	ANIMAL CONTROL SVC AUG	Open	475.00	0.00
20-01036	07/23/20	01840	OPTIMUM	POLICE/CAD CABLE 8/16-9/15	Open	131.48	0.00
20-01038	07/23/20	02686	ONE CALL CONCEPTS	ONE CALL MESSAGES - AUG 2020	Open	80.08	0.00
20-01043	07/23/20	02590	AMERICAN WEAR, INC.	AUG 2020 UNIFORMS - ROADS 2/3	Open	289.41	0.00
20-01044	07/23/20	02590	AMERICAN WEAR, INC.	AUG 2020 UNIFORMS - WATER 1/3	Open	144.71	0.00
20-01066	07/31/20	00106	M G L PRINTING SOLUTIONS	PRINT 4,0000 WATER BILL FORMS	Open	626.00	0.00
20-01083	08/04/20	02296	ARROW TREE SERVICE INC	TREE TRIM/REMOVALS-SHADE TREE	Open	6,585.00	0.00
20-01085	08/07/20	03299	GEM SPORTS, LLC	75 CLOTH FACE MASKS-POLICE DPT	Open	412.50	0.00
20-01113	08/11/20	02738	COYNE CHEMICAL	ACCUTAB SI TABLETS-WATER DEPT.	Open	3,491.00	0.00
20-01146	08/14/20	00886	SCHWANWEDE/HALS ENGINEERING	ENG PLAN REVIEW 218/20	Open	400.00	0.00
20-01150	08/17/20	02831	GARDEN STATE BOBCAT	KNIVES FOR CHIPPER - DPW	Open	119.38	0.00
20-01151	08/17/20	03147	BERGEN SUPPLY COMPANY	10 CASES PAPER TOWELS-DPW	Open	249.50	0.00
20-01152	08/17/20	02701	ALL SERVICE	BRACKET-TAMPING MACHINE - DPW	Open	43.30	0.00
20-01153	08/18/20	02892	TRUGREEN	VEGETATION CONTRL 8/12 N FIELD	Open	295.00	0.00
20-01154	08/18/20	03108	JPMONZO MUNICIPAL CONSULTING	DEBT MGMT. SEMINAR-J CITRO	Open	50.00	0.00
20-01157	08/18/20	01840	OPTIMUM	POLICE/CAD CABLE 9/16-10/15	Open	131.48	0.00
20-01158	08/18/20	00030	HO-HO-KUS BOARD OF EDUCATION	SCHOOL TAX - MONTH OF SEPT.	Open	1,529,399.20	0.00
20-01162	08/18/20	01571	BOROUGH OF MIDLAND PARK	QTR 3-CONSTRUCTION INTERLOCAL	Open	20,000.00	0.00
20-01163	08/19/20	02863	LAW OFFICES OF GARY CUCCHIARA	PLAN BD ATTORNEY SVCS - JULY	Open	2,220.00	0.00
20-01164	08/19/20	02863	LAW OFFICES OF GARY CUCCHIARA	PLAN BD ATTY REV WEARIMUS-JULY	Open	45.00	0.00
20-01165	08/19/20	02863	LAW OFFICES OF GARY CUCCHIARA	PLAN BD ATTY REV 614 N MAPLE	Open	45.00	0.00
20-01166	08/19/20	02863	LAW OFFICES OF GARY CUCCHIARA	PL BD ATTY REV 873 E SADDLE RR	Open	495.00	0.00
20-01167	08/19/20	03303	B.C.U.W./MADELINE CORP.	REQUISITION #1-AFFORD. HOUSING	Open	86,450.00	0.00
20-01168	08/20/20	02712	OPTIMUM **	OPTONLINE SVC DPW- 8/16-9/15	Open	119.80	0.00

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20-01169	08/20/20	01051	V.E. RALPH & SON	FLUID RESISTANT GOWNS-AMBUL.	Open	487.20	0.00
20-01170	08/20/20	02831	GARDEN STATE BOBCAT	WOOD CHIPPER -1 WEEK RENTAL	Open	1,698.60	0.00
20-01171	08/20/20	02004	HOFFMAN EQUIPMENT	SIGHT GAUGE - DPW	Open	73.53	0.00
20-01172	08/20/20	00936	PATTMAN, JEFFREY	REIMB. FOR WATER LICENSE	Open	51.50	0.00
20-01173	08/20/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG RD OPENING FEE-27 PITCAIRN	Open	250.00	0.00
20-01174	08/21/20	03239	AT&T MOBILITY	IPAD/CELL PHONE SVC 7/12-8/11	Open	697.20	0.00
20-01175	08/21/20	00742	LACROIX, MICHAEL C	EYE EXAM/GLASSES	Open	300.00	0.00
20-01177	08/24/20	02779	FASTENAL	BELTS FOR AIR STRIPPERS-DPW	Open	122.22	0.00
20-01178	08/24/20	00405	SUPERIOR DISTRIBUTORS	SPRING BRAKE FOR DPW VEHICLE	Open	46.17	0.00
20-01179	08/24/20	02004	HOFFMAN EQUIPMENT	REPAIR TO DPW LOADER	Open	788.00	0.00
20-01180	08/24/20	02892	TRUGREEN	LAWN SERVICE 8/14 -NORTH FIELD	Open	495.00	0.00
20-01181	08/24/20	02069	PATTMAN PLUMBING	A/C REPAIR AND FREON - DPW	Open	330.00	0.00
20-01182	08/24/20	02902	COVANTA	STREET SWEEPINGS-RECYCLING	Open	838.64	0.00
20-01183	08/24/20	02863	LAW OFFICES OF GARY CUCCHIARA	PL BD ATTY-REDEVELOPMENT JULY	Open	780.00	0.00
20-01184	08/24/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG FIN AS-BUILT REVIEW 809/7	Open	250.00	0.00
20-01185	08/25/20	00659	BORO OF H-H-K GRANT FUND	TRSFRS FR CURRENT TO GRANT A/C	Open	25,491.93	0.00
20-01186	08/25/20	00041	BORO OF H-H-K CURRENT ACCT	2020 COURT/CONSTR HEALTH EXPS	Open	25,500.00	0.00
20-01187	08/25/20	00041	BORO OF H-H-K CURRENT ACCT	TRSF 2020 WATER TR HEALTH EXP	Open	80,000.00	0.00
20-01188	08/25/20	00041	BORO OF H-H-K CURRENT ACCT	TRSF 2020 S WASTE HEALTH EXPS	Open	30,000.00	0.00
20-01189	08/26/20	00012	PROSTOCK MIDLAND	SEAFOAM MOTOR TREATMENT - DPW	Open	17.98	0.00
20-01190	08/26/20	01151	OAKLAND-MARINE & EQUIPMENT	CARB/FUEL FILTERS/SPARK PLUGS	Open	90.85	0.00
20-01191	08/26/20	02285	HAWTHORNE HITCH & TRAILER	JACK FOR CHIPPER/GRAB HOOK-DPW	Open	314.99	0.00
20-01192	08/26/20	03277	ETD DISCOUNT TIRE CENTERS	5 9265/65R18 TIRES FD VEH 740	Open	765.20	0.00
20-01193	08/26/20	00105	P S E & G	JUL-AUG 20 GAS/ELECT.- CURRENT	Open	6,501.55	0.00
20-01194	08/26/20	00105	P S E & G	JUL-AUG 20 GAS/ELECT.- WATER	Open	9,563.94	0.00
20-01195	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	DCRP AUGUST 2020	Open	234.30	0.00
20-01196	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	CURRENT SOCIAL SECURITY - AUG	Open	13,792.80	0.00
20-01197	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	WATER DPT SOCIAL SECURITY-AUG	Open	1,162.67	0.00
20-01198	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	SOL WASTE SOCIAL SECURITY-AUG	Open	937.11	0.00
20-01199	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL CURRENT 1/2 MNTH 8/31	Open	169,755.65	0.00
20-01200	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-WATER 1/2 MONTH 8/31	Open	7,414.29	0.00
20-01201	08/26/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-S WASTE 1/2 MNTH 8/31	Open	7,034.60	0.00
20-01202	08/26/20	03299	GEM SPORTS, LLC	36 SAFETY MASKS-CROSSING GUARD	Open	126.00	0.00
20-01203	08/27/20	02484	RACHLES/MICHELE'S OIL CO.	2500 GALS GAS DELIVERED 8/19	Open	3,416.25	0.00
20-01204	08/27/20	03018	PORTER LEE CORPORATION	DESKTOP RIBBON-BEAST SYSTEM-PD	Open	37.47	0.00
20-01205	08/28/20	00012	PROSTOCK MIDLAND	FUSES/BULBS/FUEL FILTER- DPW	Open	44.80	0.00
20-01206	08/28/20	03224	ALS GROUP USA CORP.	COLIFORM TEST- WELL #1	Open	22.00	0.00
20-01207	08/31/20	80121	KIRSCH, JESSICA	REIMBURSE FOR EYEWEAR-POL DPT	Open	200.00	0.00
20-01208	08/31/20	00329	RG GROUP	HOSE ASSEMBLY/UNION FLARE-DPW	Open	194.23	0.00
20-01209	08/31/20	02297	THE SHARP SHOP	PARTS FOR LANDSCAPE EQUIP-DPW	Open	101.26	0.00
20-01210	08/31/20	00347	HAWTHORNE CHEVROLET	SENSOR/WHEEL-FIRE DPT VEHICLE	Open	457.51	0.00
20-01211	08/31/20	00784	CHART POOL USA, INC	WATER CHARTS - DPW	Open	44.18	0.00
20-01212	08/31/20	01607	BURGIS ASSOCIATES, INC.	MASTER PLAN AMENDMENTS REVIEW	Open	150.00	0.00
20-01213	08/31/20	01607	BURGIS ASSOCIATES, INC.	BORO PLANNER REVIEW-CROSSINGS	Open	225.00	0.00
20-01214	08/31/20	02723	CLARKE CATON HINTZ	SVCS RE: CROSSINGS	Open	40.00	0.00
20-01215	08/31/20	02723	CLARKE CATON HINTZ	AFFORD HOUSING CORRESPONDENCE	Open	32.00	0.00
20-01216	08/31/20	80108	ADAMS, NORA	SPANISH INTERPRETER COURT-8/24	Open	150.00	0.00
20-01217	09/01/20	00886	SCHWANEWEDE/HALS ENGINEERING	INSPECTION-BRKSIDE PKING LOT	Open	427.50	0.00
20-01218	09/01/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG FINAL PLAN REVIEW-905/5	Open	150.00	0.00
20-01219	09/01/20	03256	THE ALAIMO GROUP, INC.	BROOKSIDE SITE PL/SUB DIV REV	Open	1,080.00	0.00
20-01220	09/01/20	00886	SCHWANEWEDE/HALS ENGINEERING	CONSTRUCT PLN-BRANDYWINE DRAIN	Open	7,617.50	0.00
20-01221	09/01/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG FINAL PLAN REVIEW 1301/17	Open	275.00	0.00

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20-01222	09/02/20	00012	PROSTOCK MIDLAND	TRUCK SHOCK 2014 FORD EXPLORER	Open	153.62	0.00
20-01223	09/02/20	02271	H2M ASSOCIATES INC	HYDROLOGICAL WATER SVCS 7/31	Open	1,229.50	0.00
20-01224	09/02/20	01151	OAKLAND-MARINE & EQUIPMENT	REPLACE BELTS/OIL FILTERS-DPW	Open	199.60	0.00
20-01225	09/02/20	99874	PRIESTNER, DAN	REIMB. RENEW WATER LICENSES	Open	150.00	0.00
20-01226	09/02/20	03224	ALS GROUP USA CORP.	SODIUM & COLIFORM TESTS-8/20	Open	100.00	0.00
20-01227	09/02/20	00784	CHART POOL USA, INC	WATER CHARTS - DPW	Open	168.32	0.00
20-01228	09/02/20	02779	FASTENAL	16 PAIRS - GLOVES -DPW	Open	145.96	0.00
20-01229	09/02/20	02711	OPTIMUM *	OPTIMUM SVC BORO HL 9/1-9/30	Open	29.95	0.00
20-01230	09/02/20	03208	MONMOUTH TELECOM	TELECOM SERVICE AUG-SEPT	Open	883.29	0.00
20-01231	09/02/20	00465	MICRO SYSTEMS-NJ.COM, L.L.C.	EMAIL SVCS-2020/21 TAX BILLS	Open	120.00	0.00
20-01232	09/03/20	02846	GTBM	DISINFECTANT & SANITIZER	Open	800.00	0.00
20-01233	09/03/20	00012	PROSTOCK MIDLAND	VEHICLE BATTERY - DPW	Open	157.95	0.00
20-01234	09/03/20	03256	THE ALAIMO GROUP, INC.	PROJ MGT-EASEMENT ISSUE-HOLOWS	Open	453.75	0.00
20-01235	09/04/20	80236	HANISCH, LEIF	2020 CLOTH. ALLOW. 2ND PAYMENT	Open	575.00	0.00
20-01236	09/04/20	00293	STATE OF NEW JERSEY	CATASTRPHIC ILLNSS ANN. ASSESS	Open	189.00	0.00
20-01237	09/04/20	00886	SCHWANWEDE/HALS ENGINEERING	ENG. SITE PLAN REV-808/6	Open	400.00	0.00
20-01238	09/08/20	02846	GTBM	E-TICKET BILLING APR-JUNE-POL	Open	105.00	0.00
20-01239	09/08/20	02779	FASTENAL	GLOVES AND EAR MUFFS - DPW	Open	171.67	0.00
20-01240	09/08/20	02331	WISS & BOUREGY P.C.	LABOR ATTORNEY SVCS - JULY/AUG	Open	66.50	0.00
20-01241	09/08/20	03018	PORTER LEE CORPORATION	ANNUAL SOFTWARE-EVIDENCE SYST.	Open	709.00	0.00
20-01242	09/08/20	00375	UNITED ROTARY BRUSH CORP	BROOMS/BRUSHES - SWEEPER	Open	1,515.25	0.00
20-01243	09/08/20	02562	J. D'AMBROZIO PEST MGT. SVCS.	PEST CONTROL BORO HALL-9/1	Open	180.00	0.00
20-01244	09/08/20	03261	KONICA MINOLTA BUS. SOLUTIONS	POLICE COPIER- COPIES 8/4-9/3	Open	53.61	0.00
20-01245	09/08/20	03158	WM RECYCLE AMERICA	RECYCLING PICKUPS JULY -DPW	Open	326.60	0.00
20-01246	09/08/20	03204	MONTAGUE TOOL & SUPPLY	2 CHAIN SAWS - DPW	Open	676.84	0.00
20-01247	09/08/20	00821	AT&T	AUG 2020 FAX/LONG DISTANCE	Open	109.93	0.00
20-01248	09/09/20	02846	GTBM	REPAIR SR100205 CHARGER-POL	Open	250.00	0.00
20-01250	09/10/20	02690	VERIZON WIRELESS*	WIRELESS CHARGES 8/4-9/3	Open	613.14	0.00
20-01252	09/10/20	03004	WYCKOFF WASH	CAR WASH AUGUST - POL DEPT	Open	5.00	0.00
20-01253	09/10/20	00144	BORO OF H-H-K PAYROLL ACCT	MEDICAL/PRESCRIPT/DENTAL -SEPT	Open	76,117.92	0.00
20-01254	09/10/20	00347	HAWTHORNE CHEVROLET	CORE CHARGE-SPARE REPLACEMENT	Open	50.00	0.00
20-01255	09/10/20	03204	MONTAGUE TOOL & SUPPLY	TUNE-UP KIT FOR LAWN MOWER-DPW	Open	74.59	0.00
20-01256	09/10/20	03168	RE-TRON TECHNOLOGIES	12V MONSTER POWER BATTERY-DPW	Open	89.85	0.00
20-01257	09/10/20	03224	ALS GROUP USA CORP.	2 COLIFORM TESTS-9/3 WATER DPT	Open	44.00	0.00
20-01258	09/10/20	02285	HAWTHORNE HITCH & TRAILER	2 TIRES -LANDSCAPE TRAILER-DPW	Open	210.92	0.00
20-01259	09/10/20	00012	PROSTOCK MIDLAND	STNDARD CAPSULES-POL. VEHICLE	Open	17.58	0.00
20-01260	09/10/20	01051	V.E. RALPH & SON	8 SHIELD MASKS W/VISOR-AMBUL	Open	228.16	0.00
20-01261	09/10/20	00022	STONE INDUSTRIES, INC.	FABC TOP ASPHALT - ROADS DPT	Open	100.34	0.00
20-01262	09/11/20	00886	SCHWANWEDE/HALS ENGINEERING	ENG PLAN REVIEW - 810/1.01	Open	600.00	0.00
20-01263	09/11/20	03300	ABMA'S FARM	WOODCHIPS DUMPING FEE-24 LOADS	Open	4,320.00	0.00
20-01264	09/11/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL CURRENT 1/2 MNTH 9/15	Open	172,302.80	0.00
20-01265	09/11/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-WATER 1/2 MONTH 9/15	Open	7,927.98	0.00
20-01266	09/11/20	00144	BORO OF H-H-K PAYROLL ACCT	PAYROLL-S WASTE 1/2 MNTH 9/15	Open	5,775.99	0.00
20-01267	09/11/20	02484	RACHLES/MICHELE'S OIL CO.	2001 GALS DIESEL DEL 8/20/20	Open	2,594.38	0.00
20-01269	09/11/20	00144	BORO OF H-H-K PAYROLL ACCT	POL DETAIL-EMERG. TREE REMOVAL	Open	582.00	0.00
20-01270	09/14/20	00610	NJ DEPT OF HEALTH	JULY-AUG DOG LICENSES #431-460	Open	45.00	0.00
20-01271	09/14/20	00555	P S E & G *	ELECT. SVC-EASTGATE THRU 9/8	Open	49.48	0.00
20-01272	09/14/20	00255	NORTH JERSEY MEDIA GROUP	LEGAL ADS-AUG PLAN & ZONE BDS.	Open	136.56	0.00
20-01273	09/14/20	00255	NORTH JERSEY MEDIA GROUP	LEGAL ADS-NOT. ZBA/PL BD MTGS	Open	185.25	0.00
20-01274	09/14/20	00255	NORTH JERSEY MEDIA GROUP	LEGAL AD -2019 AUDIT SYNOPSIS	Open	201.70	0.00
20-01275	09/14/20	00886	SCHWANWEDE/HALS ENGINEERING	PLAN REV/SOIL MOVING-811/1	Open	650.00	0.00
20-01276	09/14/20	02962	RELIANT FIRE HOSE TESTING, INC	TEST OF FIRE HOSE	Open	2,252.25	0.00

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20-01277	09/14/20	00166	BOLE, DAVID B., ESQ.	ATTORNEY RETAINER/JUDGMENT-AUG	Open	1,612.00	0.00
20-01278	09/14/20	00166	BOLE, DAVID B., ESQ.	BORO ATTORNEY SVCS-TAX APPEALS	Open	1,991.00	0.00
20-01279	09/14/20	00041	BORO OF H-H-K CURRENT ACCT	TRSF R S. WASTE TO CURRENT-2020	Open	300,000.00	0.00
20-01280	09/14/20	00041	BORO OF H-H-K CURRENT ACCT	TRSF R WATER TR TO CURRENT-2020	Open	100,000.00	0.00
20-01281	09/14/20	03257	NJ SHADE TREE FEDERATION*	CONFERENCE REGISTRATION	Open	250.00	0.00
20-01282	09/14/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG INSPECTION - 305/10	Open	142.50	0.00
20-01283	09/14/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG. FINAL INSPECTION-1104/14	Open	125.00	0.00
20-01284	09/15/20	02671	SUBURBAN DISPOSAL INC.	SOLID WASTE/RECYCLING AUG 2020	Open	72,283.66	0.00
20-01285	09/15/20	02296	ARROW TREE SERVICE INC	TREE REMOVAL & URGENT PRUNING	Open	6,660.00	0.00
20-01286	09/15/20	01662	AAA EMERGENCY SUPPLY	REPAIRS TO FIRE DPT. HOSE	Open	142.50	0.00
20-01287	09/15/20	80202	JONES, WILLIAM J.	EMAIL SERVICES - AUG	Open	344.00	0.00
20-01288	09/15/20	01831	COMPUTER SERVICE CENTER	IT TECH SVCS - AUG/SEPT.	Open	7,262.50	0.00
20-01289	09/16/20	03166	SJS LAWN CARE SERVICES, LLC	LAWN CUTTING 325 WEARIMUS	Open	450.00	0.00
20-01290	09/16/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG PL REV-ROAD OPENING	Open	250.00	0.00
20-01291	09/16/20	00886	SCHWANEWEDE/HALS ENGINEERING	ENG PLAN REVIEW 502/10	Open	400.00	0.00
20-01294	09/16/20	00046	RUTHERFORD, DAVID L.,ESQ.	ZBA ATTY SVCS REVIEW -1111/11	Open	500.00	0.00
20-01295	09/16/20	00046	RUTHERFORD, DAVID L.,ESQ.	ZBA ATTY SVCS REVIEW-502/5	Open	625.00	0.00
20-01296	09/16/20	00046	RUTHERFORD, DAVID L.,ESQ.	ZBA ATTY SVCS. REVIEW-601/24	Open	625.00	0.00
20-01297	09/16/20	00046	RUTHERFORD, DAVID L.,ESQ.	ZBA ATTY SVCS. REVIEW -1302/2	Open	625.00	0.00
20-01298	09/16/20	03296	KIVU CONSULTING, INC.	ENDPOINT DETECTION & RESPONSE	Open	3,000.00	0.00
20-01299	09/16/20	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE-REIMBURSE METER-DEPTS	Open	2,501.75	0.00
20-01300	09/16/20	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE-REIMBURSE METER-WATER	Open	171.30	0.00
20-01301	09/16/20	02612	PITNEY BOWES RESERVE ACCOUNT	POSTAGE-REIMBURSE METER-S WAST	Open	272.00	0.00
20-01303	09/17/20	00038	VERIZON	WATER DEPT PHONES SEPT-OCT	Open	81.65	0.00
20-01304	09/17/20	00038	VERIZON	AUG-SEPT PHONE - DEPTS.	Open	391.53	0.00
20-01305	09/17/20	03290	AJM CONTRACTORS, INC.	BROOKSIDE PKING LOT IMPROVMNTS	Open	68,733.89	0.00
20-01306	09/17/20	03102	CROSS ROADS PAVING & MAINT.	RD RESURFACE PROG. VOUCHER #1	Open	216,946.33	0.00
20-01307	09/18/20	03197	ARCHIVESOCIAL	ARCHIVE SOCIAL MEDIA SVC-1 YR.	Open	2,388.00	0.00
20-01308	09/18/20	03093	CONDOMINIUM ASSN-NORMANDY CT	REIMB. SNOW REMOVAL-KELLY BILL	Open	2,836.13	0.00

Resolution #20-100- Introduced by Council President Troast

A Resolution – Liquor License Renewals 2020-2021

WHEREAS, applications have been made by certain persons and corporations for the renewal of Plenary Retail Consumption, and Plenary Retail Distribution licenses for the year commencing July 1, 2020 and terminating June 30, 2021; and

WHEREAS, no complaints or objections have been filed with the Borough Clerk against said persons or corporations; and

WHEREAS, the Police Department of the Borough of Ho-Ho-Kus has not received any complaints of violations of Alcoholic Beverage Control regulations by any of the applicants hereinafter named; and

WHEREAS, said applicants have filed their applications with the Alcohol Beverage Control of the State of New Jersey, paid the State fee, received their Tax Clearance Certificate from the NJ Division of Taxation and paid the municipal fees of \$2,000.00 for the Plenary Retail Consumption license and \$825.00 for each of the three Plenary Retail Distribution licenses.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ho-Ho-Kus that the following Plenary Retail Consumption and Plenary Retail Distribution licenses be issued:

Ho-Ho-Kus Inn & Tavern LLC	(0228-33-002-010)	Retail Consumption ABC Pocket License
HoHoKus High Spirits, Inc.	(0228-44-004-006)	Retail Distribution DBA: Wine & Spirit World
Garbo's Italian Deli Inc.	(0228-44-001-005)	Retail Distribution DBA: Garbo's

Italian Deli & Liquors

Resolution #20-101- Introduced by Council President Troast

A Resolution – HHK Security Camera - Memorandum of Understanding between BOE and HHK

WHEREAS, pursuant to P.L. 2017, c. 119, effective July 21, 2017, if at least one school building of a school district is equipped with video surveillance equipment that is capable of streaming live video wirelessly to a remote location, the Board of Education and local law enforcement must enter into a Memorandum of Understanding (“MOU”) which provides the authorities with the capacity to activate the equipment and view the live streaming video; and

WHEREAS, a representative of the Ho-Ho-Kus Public School District Board of Education and the Ho-Ho-Kus Chief of Police have met and proposed the attached MOU to be entered into between the parties;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ho-Ho-Kus for good cause that it does hereby approve the attached MOU and hereby authorizes the Chief of Police to execute same on behalf of the Borough.

Resolution #20-102- Introduced by Council President Troast

A Resolution – Municipal Representatives BC Community Development Regional Committee

WHEREAS, the Municipality of the Borough of Ho-Ho-Kus has entered into a three-year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Municipal Council appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2020-2021 term starting July 1, 2020 and ending on June 30, 2021.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council hereby appoints William Jones as its representative and Thomas Randall as its alternate and that the Mayor hereby appoints himself, Thomas Randall as mayoral representative and William Jones as his alternate to serve on the Community Development Regional Committee for FY 2020-2021; and

BE IT FURTHER RESOLVED that an original, certified copy of this resolution be immediately emailed and sent via postage to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 | resposito@co.bergen.nj.us as soon as practicable and no later than Friday, October 9, 2020.

Resolution #20-103- Introduced by Council President Troast

A Resolution – Appointing Pascack Data for the Borough’s IT Services

WHEREAS, the Borough of Ho-Ho-Kus is in need of an Information Technology Service Provider within the Borough; and

WHEREAS, Pascack Data Services, Inc is a company duly qualified and available to provide such services; and WHEREAS, the Chief Financial Officer has attached hereto a certification that adequate funds are available to pay for the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body, that a Contract is hereby awarded to Pascack Data Service, 200 Central Avenue, Suite 100, Hawthorne, New Jersey 07506 for the aforesaid services commencing immediately, which Contract shall be substantially in the form currently on file with the office of the Borough Administrator; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are authorized to sign said Contract following legal review.

Resolution #20-104- Introduced by Council President Troast

A Resolution – Deed to Abandon Grant of Easement

WHEREAS, there exists certain Common Drive and Sanitary Sewer Agreements identified in the letter of Consulting Engineer Thomas R. Lemanowicz, dated May 18, 2020, which is incorporated herein by reference;

and

WHEREAS, the Borough has been requested to execute a certain Deed to abandon certain grants of easement as conveyed to the Borough by filed Map No. 9697, which was filed in the Bergen County Clerk's office on August 21, 2018; and

WHEREAS, upon filing of the Common Drive and Sanitary Sewer Agreements, the Consulting Engineer has no objection to the execution of said Deed;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ho-Ho-Kus that it does hereby authorize (1) the filing of the aforesaid Agreements and (2) the Mayor and Municipal Clerk to execute a "Deed to Abandon Grant of Easement" attached hereto and incorporated herein.

A motion was offered by Council President Troast and seconded by Councilman Crossley to approve Resolutions #20-99 through #20-104. Motion carried on a roll call vote – All present voting "Aye".

LIAISON REPORTS

Recreation – Councilman Iannelli reported the sports that have been taking place is; men's softball, travel baseball, football and soccer. It's been going well with no reported illness.

Library – Councilman Policastro reported the facility remains open to the public at a limited capacity of 15 people, with an optional curbside pick-up program. Employees continue to work staggered shifts. More information can be found on Facebook and as well their website www.ho-ho-kuslibrary.com.

Board of Education – Councilman Policastro reported the public school is in their 3rd week of the school year. Approximately 12% or 70 students of the 588-student body have opted for full time remote learning while the majority is on-site with an abbreviated AM & PM Sessions with no lunches. More information can be found on www.ho-ho-kus.org.

Ambulance Corp. – Council Crossley stated, no report, as the Ambulance Corp had no meeting since the pandemic started.

Fire Department – Councilman Shell reports the FD continues to meet monthly in person in the parking lot as well as Zoom and is very well attended. Mayor and Council thanked their FD with the combined efforts of the PD and Ambulance Corp for an amazing job on a recent rope rescue.

Chamber of Commerce – Administrator Jones was on the conference call meeting in Councilman Shell's absence. Mr. Jones reported he updated the Chamber that the Bergen County CARES program is continuing for business as they had a second round of applications. Dead line for filing is October 5th, 2020. Also discussed was the possibilities of a tent sale using the town green over Columbus Day weekend, conditional approval was provided couple of months ago. Lastly information is going to be provided on how they are going to handle the Halloween window painting this year. The Borough is still waiting for guidance from the governor's office on procedures regarding Halloween. Councilman Shell added teal ribbons were tied around trees for Turn the Town Teal for a "National Awareness Campaign for Ovarian Cancer".

MAYOR REMARKS

CLOSED SESSION - On a motion by Councilman Shell, seconded by Councilman Crossley, the Mayor and Council approved entering into Executive Session closed to the public. Motion Carried by voice vote – all present voting "Aye".

A Resolution - providing for a meeting not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act. NJSA 10:4-12

Whereas, the Borough Council of the Borough of Ho-Ho-Kus is subject to certain requirements of the Open Public Meetings Act, NJSA 10:4-6; and

Whereas, the Open Public Meetings Act, NJSA 10:4-12 provides that an Executive Session not open to the public may be held for certain specified purposes when authorized by resolution; and

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Whereas, it is necessary for the Borough Council of the Borough of Ho-Ho-Kus to discuss in a session not open to the public certain matters relating to the item or items authorized by NJSA 10:4-12 (b) as follows:

4-Matters relating to collective bargaining agreements
Pilot Program
Affordable Housing

Now therefore, be it resolved by the Borough Council of the Borough of Ho-Ho-Kus assembled in public session on September 22, 2020 that an Executive Session closed to the public be and the same is hereby authorized for discussion of matters relating to the specified items designated above.

Closed Session began at 8:15 p.m. and ended at 8:35 p.m.

On a motion by Councilman Shell, seconded by Councilman Iannelli, the meeting returned to open public session.

Motion Carried by voice vote – all present voting “Aye”.

ADJOURNMENT

On a motion by Councilman Crossley, seconded by Councilman Shell, the meeting was adjourned at 8:35 p.m.
Motion Carried by voice vote – all present voting “Aye”.

Respectfully submitted,

Joan Herve, RMC/CMR
Borough Clerk