

1. Conference Meeting Agenda

Documents: [CA10.7.14.PDF](#)

2. Public Meeting Agenda

Documents: [PM10.7.14.PDF](#)

3. Resolution(S)

3.I. 186-14

Documents: [186-14 EXTENSION OF PILOT FOR RENNA HOUSE.PDF](#)

3.II. 187-14

Documents: [187-14 RESOLUTION FOR ABANDONED CAR AUCTION.PDF](#)

3.III. 188-14

Documents: [188-14 ATTACHMENT-GRABOWSKI-SHAUGER-STANZIALE BIDS.PDF](#),
[188-14 ATTACHMENT-GREENSCAPE LANDSCAPE CONTRACTORS BID.PDF](#), [188-14
RESOLUTION REJECTING BIDS FOR 2014 SNOW REMOVAL.PDF](#)

3.IV. 189-14

Documents: [189-14 AUTHORIZING EXECUTION OF AMC HOLD HARMLESS
AGREEMENT.PDF](#), [189-14 AGREEMENT-AMC MOCK SHOOTER HOLD
HARMLESS.PDF](#)

4. Ordinance(S) On Second And Final Reading

4.I. 2424-14

Documents: [2424-14 ORDINANCE PROHIBITING 24 HOURS COMMERCIAL
BUSINESS IN RESIDENTIAL DISTRICT\(5\).PDF](#), [2424-14 PLANNING BOARD
RECOMMENDATIONS.PDF](#)

4.II. 2429-14

Documents: [2429-14 ORDINANCE ALTERNATE SIDE PARKING REGULATIONS
CARY STREET 2.PDF](#)

COUNCIL COMMITTEE CONFERENCE MEETING

AGENDA -Amended

Council Chambers - 66 Main Street, West Orange, NJ

October 7, 2014

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975. A notice of this meeting was mailed to the Star Ledger and the West Orange Chronicle on November 22, 2013. A notice of this meeting was also posted on the Bulletin Board in the Municipal Building, West Orange and filed in the office of the Municipal Clerk of the Township of West Orange on November 22, 2013.

Roll Call - Councilman Cirilo, Councilman Guarino, Councilman Krakoviak, Councilwoman Spango, Council President McCartney (Mayor Parisi)

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6:30 P.M

- a. **Citation**-Pastor Douglas H. Adams
- b. **Recognition** – Pancreatic Awareness Month-November
- c. **Proclamation**-Put the Brakes on Fatalities Day-October 10, 2014
- d. **Recognition**-Hispanic Heritage Month
- e. **Update**-Public Information Officer-Jessica Glicker
- f. **Council Liaison Announcements**

7:00 P.M.

- **Public Meeting**

Agenda is subject to change.

AGENDA-REVISED
October 7, 2014
Township of West Orange
66 Main Street – 7:00 p.m.

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975. A notice of this meeting was mailed to the Star Ledger and the West Orange Chronicle on November 22, 2013. A notice of this meeting was also posted on the Bulletin Board in the Municipal Building, West Orange and filed in the office of the Municipal Clerk of the Township of West Orange on November 22, 2013.

Statement of Decorum

In all matters not provided for in subsection 3-15.1 and except upon consent of the Council President, each person addressing the Council pursuant to this subsection shall be required to limit his or her remarks to five (5) minutes, and shall at no time engage in any personally offensive or abusive remarks. The chair shall call any speaker to order who violates any provision of this rule.
(1972 Code § 3-15.2)

1. **Pledge of Allegiance**
2. **Roll Call – Councilman Cirilo, Councilman Guarino, Councilman Krakoviak, Councilwoman Spango, Council President McCartney (Mayor Parisi)**
3. **Public Comment**
4. ***Consent Agenda**
5. ***Approval of Minutes of Previous Meeting** – Executive Session Minutes May 6, 2014, November 12, 2013, Public Meeting September 23, 2014
6. ***Report of Township Officers**
7. ***Reading of Petitions and Communications and Bids**
8. ***Bills**
9. ***Resolutions**
 - a. 186-14 Resolution Affirming Township’s Adherence to PILOT Agreement with West Orange Senior Citizens Housing Association Regarding Renna House, As Initially Authorized by Resolution 1476-72.”
 - b. 187-14 Resolution Authorizing a Abandoned Car Auction at Select Towing Services, Inc.
 - c. 188-14 Resolution Authorizing the Rejection of the Four Bids Received for Snow Plowing, Hauling & Salting Services for Years 2014 & 2015
 - d. 189-14 Resolution Authorizing an Agreement between American Multi-Cinema, Inc. (AMC) and the Township of West Orange Granting Permission to the West Orange Police Department to Enter the Property at 495 Prospect Avenue, West Orange for the Purpose of Conducting Law Enforcement Activities and Training
10. **Ordinances on Second and Final Reading**
 - a. **TABLED** 2424-14 An Ordinance Amending Chapter 25, Section 9.12 of the Revised General Ordinances of the Township of West Orange (Hours of Operation for Business Operating in Residential Zones in the Township of West Orange) **(heldover from September 9, 2014)**

- b. 2429-14 An Ordinance Amending and Supplementing Chapter 7, Traffic Subsection 7-12, Parking Prohibited for Street Cleaning and Maintenance, Subsection 7-14.1c, Night Parking Restricted on Certain Streets and Subsection 7-14.7, Alternate Side Parking, of the Revised General Ordinances of the Township of West Orange-Cary Street

11. Ordinances on First Reading

12. ABC Hearing

- a. 530-14 Person to Person Transfer for WHKG (License No. 0722-33-063-003)
- b. 532-14 Renewal Resolution for 2014-2015 License Term (**resolution to follow**)

13. Adjournment

**The Council President may at his/her discretion modify with consent the order of business at any meeting of the Council if he/she deems it necessary and appropriate.
(1972 Code § 3-8; Ord. No. 726-84; Ord. No. 1157-93; Ord. No. 2128-07 § II)**

Agenda is subject to change.

RESOLUTION

WHEREAS, on or about April 18, 1972, the Township Council for the Township of West Orange (the "Township") passed Resolution 1476-72, which authorized the execution of an agreement (the "Agreement") between the Township and the West Orange Senior Citizens Housing Association ("WOSCHA"), a non-profit corporation of the State of New Jersey, whereby WOSCHA would make payments in lieu of taxes ("PILOT") for the housing complex to be constructed and ultimately named the John P. Renna, Jr. House (the "Renna House") for a period of not more than fifty (50) years subsequent to the completion of the Renna House (the "PILOT Period"); and

WHEREAS, the Agreement, which was thereafter executed on June 15, 1972, provides that for the duration of the PILOT Period, WOSCHA shall pay to the Township, in lieu of taxes and on a quarterly basis, the sum of fifteen-percent (15%) of its annual gross shelter rent, excluding any rent subsidy paid by any governmental agency; and

WHEREAS, WOSCHA is presently negotiating to refinance the mortgage for Renna House, and for that purpose requires assurances of the Township's intent to adhere to the terms of the Agreement, and more specifically to continue to permit PILOT for the Renna House during the remainder of the PILOT Period; and

WHEREAS, the Township intends to adhere to the terms of the Agreement, and to continue to permit PILOT for the Renna House during the remainder of the PILOT Period;

NOW, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Township will adhere to the terms of the Agreement, and will continue to permit PILOT for the Renna House during the remainder of the PILOT Period; and

BE IT FURTHER RESOLVED, that this Resolution shall be published and made available in the Clerk's Office for reasonable inspection in accordance with applicable law.

Karen J. Carnevale
Township Clerk

Susan McCartney
Council President

Adopted: October 7, 2014

4840-9745-4878, v. 1

187-14
October 7, 2014

RESOLUTION
ABANDONED CAR AUCTION

Vehicles in violation, accidents, and/or abandoned will be towed off the street by a licensed Towing Company designated by the Township. The Township is authorized to sell at Public Auction unclaimed vehicles pursuant to State and Local Laws.

BE IT RESOLVED, by the Township Council of the Township of West Orange that the following recovered motor vehicles will be sold at Public Auction as described below:

The Purchasing Agent is hereby authorized to sell three (3) transferable vehicle title(s) in the manner set forth in N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157. Date and time of sale is scheduled for Tuesday October 21, 2014 at 3:00 PM in following location:

**Select Towing Service, Inc
52 Washington Street
West Orange, NJ 07052**

Karen J. Carnevale
Township Clerk

Susan McCartney
Council President

Adopted: October 7, 2014

187-14
October 7, 2014

ABANDONED CAR AUCTION NOTICE

In accordance with N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157 the Township of West Orange will hold for sale at public auction on Tuesday October 21, 2014 at 3:00 pm prevailing time, the vehicles listed below. Sale will be held and vehicles may be inspected at Select Towing Service, Inc., 52 Washington Street, West Orange, NJ 07052.

<u>YEAR</u>	<u>MAKE</u>	<u>VEHICLE ID</u>
1998	NISS	JN1CA21D0WT600888
2004	SAT	1G8AW12F54Z220773
2003	HON	JH2HE03083K213133

All of the above vehicles shall be sold as transferable titles. Sales are subject to payment of all accumulated towing and storage charges. A 25% deposit will be required in cash and the balance payable in payable in 24 hrs. Vehicles will be removed from the storage premises at buyer's expense within 48 hours of the sale date.

Anne DeSantis
Purchasing Agent

Notice to be published in WO Chronicle 10/09/2014

PROPOSAL

OPTION 4B

Snow Removal and Hauling for the Department of Public Works, Township of West Orange, N.J.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow removal and hauling contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish _____ truck(s) and/or _____ front end loader(s) operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

(A) _____ 20 cu. yd. roll offs for the sum of _____ per hours per truck for hauling

(B) _____ 30 cu. yd. roll offs for the sum of _____ per hour per truck for hauling

(C) 1 Tandem axle trucks for the sum of \$120 per hour per truck for hauling.

(D) 10 Tri-axle trucks for the sum of \$135 per hour per truck for hauling.

(E) 2 Front end bucket loader (minimum 2.5 cu. Yd.) for the sum of 225 per hour per loader for loading. State bucket size of loader(s) you will provide _____

Stanziiale Const shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we will enter into the same with good sufficient sureties for faithful performance.

Name Stanziiale Construction LLC

Address PO box 2597 Dept of 07003

Date 9/25/14

Phone Number 9756764414

By [Signature] owner/mm

(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

file:request for bids snow plowing 2014

STANZIALE CONSTRUCTION LLC
P.O. Box 2597
Bloomfield, New Jersey 07003

2014 VEHICLE / EQUIPMENT LIST

Vehicle #	Trade Name	Year	Type
25	International	1995	Dump Truck
	Chevy	1997	Pickup Truck
	Ford	1997	Pickup Truck
	Ford	1997	F350 Pickup Truck
41	Western Star	1997	4900 Tractor
31	Kenworth	1999	Triaxial Dump Truck
	Ford	2000	F350 Pickup Truck
	Chevy Silverado	2001	Pickup Truck
34	Kenworth	2001	Triaxial Dump Truck
35	Kenworth	2002	Triaxial Dump Truck
36	Kenworth	2003	Triaxial Dump Truck
37	Kenworth	2003	Triaxial Dump Truck
38	Kenworth	2004	Triaxial Dump Truck
40	Kenworth	2004	Triaxial Dump Truck
42	Kenworth	2005	Triaxial Dump Truck
	Ford	2007	F350 Pickup Truck
	Ford	2011	F350 Pickup Truck

Equipment	Trade Name	Year	Type
Backhoe	Case	1995	590 Backhoe
Backhoe		1997	JCB 215 Backhoe
Backhoe	Case	1998	590 Backhoe
Bobcat			Bobcat
Bucket	Komatsu		2 ft Bucket
Buckets	Komatsu		Bucket
Buckets	Case		1 ft Bucket
Buckets			Various other buckets
Compactor	Soil	1990	BW 142 compactor
Compactor	Stone Bulldog		Compactor Roller
Compressors	Sullair		Compressors (2)
Dozer	Caterpillar		D4h Dozer
Excavator	Daewoo		DH220LC
Excavator	Case	1999	9020 Excavator
Excavator	Komatsu	1997	PC60 Excavator
Excavator	Midi	2012	XC55B Excavator

Equipment	Trade Name	Year	Type
Hydroseeding	Turbo	2004	Hydroseeding Machine
Infrared		2005	Infrared Asphalt Recycler
Insta-Valve Unit	Hydra Stop	2012	Complete Water Valve Installation
Miller	RoadTec	2011	Miller
Paver	RoadTec	2011	Paver Rx 500
Paver	LeeBoy		2810T Paver
Paver	LeeBoy		1000B 8 Asphalt Machine
Plate Tamper		2006	Plate Tamper
Plate Tamper	Multiquip		Plate Tamper
Plow	Fisher		Snow Plows (3)
Plow	West		Snow Plows (2)
Power Float	Bartrel		Gas Power Concrete Power Float
Power Washer	LeRoi	2005	Power Washer
Pump	Multiquip		3" pump
Roller	Caterpillar	2007	Roller CB 434C
Roller	Hamm	2004	HD 110 Roller
Roller	Sakai	2005	SW330 Roller
Roller	Gallion		Roller
Roller	Dresser		Model S3-513 Roller
Roller			Model AUR 4000 Stone Roller
Roller		2012	DD38HF Roller
Roller		2012	DD70HF Roller
Skid Steer	Case	2006	465 SSL Skid Steer w/broom
Skid Steer	New Holand		Skid Steer
Storage Trailers	Sea Box		Storage Trailers
Stump Grinder	Rayco	2011	RG1625A stump grinder
Sweeper	Challenger	2011	4 wheel mechanical challenger sweeper
Tack Machine	Ingell Rand	2005	HT 540 gal Tack Coat Machine
Trailer	Dynaweld	1994	Trailer
Trailer	Witzgo	2004	Challenger Trailer
Trailer	Wells Fargo	2002	Trailer
Trailer	Wells Fargo	2006	Trailer
Welder	Lincoln	2009	Welder
Wheel Loader	Case	2003	321 D Wheel Loader
Wheel Loader		2011	908H Wheel Loader
Misc			Hand tools, etc.

PROPOSAL

OPTION 4B

Snow Removal and Hauling for the Department of Public Works, Township of West Orange, N.J.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow removal and hauling contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish 1 truck(s) and/or 1 front end loader(s) operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

(A) 1 20 cu. yd. roll offs for the sum of \$150 per hours per truck for hauling

(B) 1 30 cu. yd. roll offs for the sum of \$150 per hour per truck for hauling

(C) 1 Tandem axle trucks for the sum of \$150 per hour per truck for hauling.

(D) 1 Tri-axle trucks for the sum of \$150 per hour per truck for hauling.

(E) 1 Front end bucket loader (minimum 2.5 cu. Yd.) for the sum of \$280.00 per hour per loader for loading. State bucket size of loader(s) you will provide 2.5

Greenscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we will enter into the same with good sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/23/14

Phone Number 215-881-7103

By Robert Damuyian President

(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

file request for bids snow plowing 2014

See Attached List
TRUCK AND EQUIPMENT LIST

OPTION 4A & 4B

TRUCK TYPE & SIZE & OR LOADER TYPE & SIZE (IDENTIFY EACH)	MODEL YEAR	PLOW SIZE	BUCKET SIZE
Tri axle peterbilt	05	NA	NA
Tandem	06 Ford	NA	NA
Single Dump	05 Ford	NA	NA
Loader	04 Cat	NA	2.5
Backhoe	09 NH	NA	1.5
Roll off	2005	N/A	NA

NAME: Greenscape Landscape

ADDRESS: 733 Willow Grove Ave Glenside PA 19038

LOCATION OF EQUIPMENT Morrisville PA

PROPOSAL

OPTION 4B

Snow Removal and Hauling for the Department of Public Works, Township of West Orange, N.J.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow removal and hauling contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish ✓ truck(s) and/or ✓ front end loader(s) operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

(A) NO BID 20 cu. yd. roll offs for the sum of _____ per hours per truck for hauling

(B) NO BID 30 cu. yd. roll offs for the sum of _____ per hour per truck for hauling

(C) 2 Tandem axle trucks for the sum of \$185.00 per hour per truck for hauling.

(D) 1 Tri-axle trucks for the sum of \$185.00 per hour per truck for hauling.

(E) 4 Front end bucket loader (minimum 2.5 cu. Yd.) for the sum of \$315.00 per hour per loader for loading. State bucket size of loader(s) you will provide 3-6 CY

Grabowski Construction Inc shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we will enter into the same with good sufficient sureties for faithful performance.

Name Grabowski Construction Inc

Address 770 Northfield Ave West Orange NJ 07052

Date September 25, 2014

Phone Number 973 731 0111

By Bill Grabowski President

(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

file:request for bids snow plowing 2014

TRUCK AND EQUIPMENT LIST

OPTION 4A & 4B

TRUCK TYPE & SIZE & OR LOADER TYPE & SIZE (IDENTIFY EACH)	MODEL YEAR	PLOW SIZE	BUCKET SIZE
MACU Triaxle	2015		
MACU Tandem	2006		
MACU Tandem	2006		
CAT 988	2003		5 CY
WA 450	1998		6 CY
WA 320	2001		4 CY
JD 744J	2003		3 CY

NAME: Grabowski Construction Inc

ADDRESS: 770 Northfield Ave West Orange NJ 07052

LOCATION OF EQUIPMENT West Orange

PROPOSAL

OPTION 4B

Snow Removal and Hauling for the Department of Public Works, Township of West Orange, N.J.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow removal and hauling contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish 4 truck(s) and/or 4 front end loader(s) operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

(A) _____ 20 cu. yd. roll offs for the sum of _____ per hours per truck for hauling

(B) _____ 30 cu. yd. roll offs for the sum of _____ per hour per truck for hauling

(C) 1 Tandem axle trucks for the sum of \$180.00 per hour per truck for hauling.

(D) 3 Tri-axle trucks for the sum of \$195.00 per hour per truck for hauling.

(E) 4 Front end bucket loader (minimum 2.5 cu. Yd.) for the sum of \$225.00 per hour per loader for loading. State bucket size of loader(s) you will provide MIN 2.5 CY

Shauger Property Services, Inc. make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we will enter into the same with good sufficient sureties for faithful performance.

Name Shauger Property Services, Inc.

Address 429 Dodd Street, East Orange, NJ 07017

Date September 25, 2014

Phone Number 973-676-2100

By [Signature]

(Signature and Title of Company Officer authorized to execute contract) Lisa Shauger, President

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

file:request for bids snow plowing 2014

TRUCK AND EQUIPMENT LIST

OPTION 4A & 4B

TRUCK TYPE & SIZE & OR LOADER TYPE & SIZE (IDENTIFY EACH)	MODEL YEAR	PLOW SIZE	BUCKET SIZE
E-53 ^{MAC} TRIAXLE	2002	—	—
E-126 ^{MAC} TRIAXLE	2015	—	—
E-118 ^{INT.} TANDEM	2004	—	—
C-13 ^{MAC} TRIAXLE	1998	—	—
E-75 JCB	2003		4 cy
E-77 KOMATSU	1996		4 cy
E-90 KOMATSU	2000		4 cy
E-91 KOMATSU	2000		4 cy

NAME: Shauger Property Services, Inc.

ADDRESS: 429 Dodd Street, East Orange, NJ 07017

LOCATION OF EQUIPMENT 429 Dodd Street, East Orange, NJ 07017

PROPOSAL

OPTION 1, INCLUDING OPTIONS 1A, 1B, 1C AND 1D

Snow Plowing and Salting for the Department of Public Works, Township of West Orange, N.J. in the following areas: lower Valley Area, Option 1A; in the Heights Area Option 1B; in the Merklin and Kelly Drive Area; Option 1C and the Oaks, Dogwood, Korwel, Vizcaya, Reserve at Bel and Oldstead Air Option 1D; under Municipal Jurisdiction.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N.J.

Dear Council Members:

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing and salting contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish the equipment below operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

1A. LOWER VALLEY AREA

ITEM	DESCRIPTION OF EQUIPMENT	UNIT PRICE PER HOUR PER TRUCK (See Note 1)
1A-1	F450 Minimum Mason Dump Truck with Minimum 8.5' Plow Maximum 9.0' Plow and Minimum 3 C.Y. Spreader	\$300
1A-2	F700 Minimum Single Axle Dump Truck with Minimum 9.0' Plow And minimum 7 C.Y. Spreader	\$300

Minimum of one (1) F450 truck with plow and spreader or one (1) F700 truck with plow and spreader is required per event with a maximum of two trucks with plows and spreaders per event. Township to select type and quantity of trucks on event basis.

NOTE 1: STAND BY RATE IS ONE HALF OF UNIT PRICE BID PER HOUR PER TRUCK

NOTE 2: SPREADER ON CHASSIS MAY BE SUBSTITUTED FOR DUMP BODY

TOTAL OF UNIT PRICES PER HOUR FOR ITEMS 1A-1 AND 1A-2 \$600.00
NUMERALS

six hundred dollars

IN WORDS

Basis of Award for Option 1A is the bidder with the lowest total price for all two items subject to meeting all the other requirements of this bid.

Greenscape Landscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we enter into the same with good and sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/25/14

Phone Number 215-881-7103

By Robert Dameryan President

(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

PROPOSAL

OPTION 1, INCLUDING OPTIONS 1A, 1B, 1C AND 1D

Snow Plowing and Salting for the Department of Public Works, Township of West Orange, N.J. in the following areas: lower Valley Area, Option 1A; in the Heights Area Option 1B; In the Merklin and Kelly Drive Area; Option 1C and the Oaks, Dogwood, Korwel, Vizcaya, Reserve at Bel and Oldstead Air Option 1D; under Municipal Jurisdiction.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N.J.

Dear Council Members:

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing and salting contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish the equipment below operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

1B. HEIGHTS AREA

ITEM	DESCRIPTION OF EQUIPMENT	UNIT PRICE PER HOUR PER TRUCK (See Note 1)
1B-1	F450 Minimum Mason Dump Truck With Minimum 8.5' Plow and Minimum 3 C.Y. Spreader	\$ 300
1B-2	F700 Minimum Single Axle Dump Truck with minimum 9.0' Plow and Minimum & 7 C.Y. Spreader	\$ 300

Minimum of one (1) F450 with plow and spreader or one (1) F700 truck with plow and spreader required per event with a maximum of four trucks with plows and spreaders per event. Township to select type and quantity of trucks on event basis.

NOTE 1: STAND BY RATE IS ONE HALF OF UNIT PRICE BID PER HOUR PER TRUCK

NOTE 2: SPREADER ON CHASSIS MAY BE SUBSTITUTED FOR DUMP BODY

TOTAL OF UNIT PRICES PER HOUR FOR ITEMS 1B-1 AND 1B-2

\$ 600

NUMERALS

Six hundred dollars.

IN WORDS

Basis of Award for Option 1B is the bidder with the lowest total price for all two items subject to meeting all the other requirements of this bid.

Greenscape Landscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we enter into the same with good and sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/24/14

Phone Number 215-881-7103

By Robert Damerjian
(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

PROPOSAL

OPTION 1, INCLUDING OPTIONS 1A, 1B, 1C AND 1D

Snow Plowing and Salting for the Department of Public Works, Township of West Orange, N.J. in the following areas: lower Valley Area, Option 1A; in the Heights Area Option 1B; in the Merklin and Kelly Drive Area; Option 1C and the Oaks, Dogwood, Korwel, Vizcaya, Reserve at Bel Air and Oldstead Option 1D; under Municipal Jurisdiction.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N.J.

Dear Council Members:

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing and salting contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish the equipment below operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

1D. OAKS, DOGWOOD, KORWEL, VIZCAYA AND RESERVE AT BEL AIR

ITEM	DESCRIPTION OF EQUIPMENT	UNIT PRICE PER HOUR PER TRUCK (See Note 1)
1D-1	F700 Minimum Single Axle Dump Truck with Minimum 9.0' Plow And Minimum 7 C.Y. Spreader	\$ 300.00

Minimum of one (1) F700 truck with plow and spreader is required per event with a maximum of two trucks with plows and spreaders per event. Township to select type and quantity of trucks on event basis.

NOTE 1: STAND BY RATE IS ONE HALF OF UNIT PRICE BID PER HOUR PER TRUCK

NOTE 2: SPREADER ON CHASSIS MAY BE SUBSTITUTED FOR DUMP BODY

TOTAL OF UNIT PRICES PER HOUR FOR ITEM 1D-1

\$ 300.00
NUMERALS

three hundred dollars
IN WORDS

Basis of Award for Option 1D is the bidder with the lowest total price for the one item subject to meeting all the other requirements of this bid.

Greenscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we enter into the same with good and sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc.

PROPOSAL

OPTION 2

Snow Plowing and Salting for the Department of Public Works, Township of West Orange, N.J. in Parking Lots.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing and salting contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish the equipment below operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

ITEM	DESCRIPTION OF EQUIPMENT	UNIT PRICE PER HOUR PER TRUCK OR PIECE OF EQUIPMENT (See Note 1)
2A	F350 Minimum Mason Dump Truck with Minimum 8.0' Plow Maximum 9.0' Plow and Minimum 3 C.Y. Spreader	\$ 260
2B	Front End Loader, or Back Hoe or Tractor with Front End Loader with Minimum 1.5 C.Y Bucket	\$ 110

Minimum of one (1) F350 truck with plow and spreader required per event with a maximum of two F450 trucks with plows and spreaders per event. Township to select quantity of trucks on event basis. Front end loader or backhoe with front end loader as selected by Township. Minimum of none, maximum of one per event.

Compensation will only be made if operator is using a piece of equipment for snow removal and/or salting. Example: if operator moves from F350 to a loader, compensation will be made for one piece of equipment, i.e. the one with the operator.

NOTE 1: STAND BY RATE IS ONE HALF OF UNIT PRICE BID PER HOUR PER TRUCK OR PIECE OF EQUIPMENT

TOTAL OF ITEMS OF UNIT PRICE PER HOUR FOR ITEMS 2A AND 2B

\$ 370

three hundred seventy dollars NUMERALS
IN WORDS

Basis of Award for Option 2 is the bidder with the lowest total price for both items subject to meeting all the other requirements of this bid.

Greenscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we enter into the same with good and sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/23/14

Phone Number 215-881-7103

By Robert Damjanian
(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

See attached Truck & Equipment list
TRUCK AND EQUIPMENT LIST

OPTION 2

2A-

2B-

TRUCK TYPE & SIZE & OR LOADER TYPE & SIZE (IDENTIFY EACH)	MODEL YEAR	PLOW SIZE	BUCKET SIZE
F-550	2010	9 Ft	3 cy
NHLS 180	2008	1.5	1.5

NAME: Greenscape Landscape

ADDRESS: 733 Willow Grove Ave Glenside PA 19038

LOCATION OF EQUIPMENT Morrisville PA

PROPOSAL

OPTION 3

Snow Plowing and Salting for the Department of Public Works, Township of West Orange, N.J.,
Sidewalks, Paths, Crosswalks, Bus Stops and Shelters

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing and salting contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish the equipment, with operator and personnel below operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

For Items 3A and 3B there will be a minimum of two crews and a maximum of four crews during the event.

For Item 3C there will be a minimum of zero and maximum of two crews during the event.

ITEM	DESCRIPTION	UNIT PRICE PER TWO PERSON CREW PER HOUR	MINIMUM HOURS	AMOUNT (UNIT PRICE X 4 HOURS)
------	-------------	--	------------------	-------------------------------------

3A One (1) Snow Blower
with Operator
Minimum 5 HP;
Minimum Width
20", Maximum
Width 36";
Plus one (1)-
Shoveler/Salter

\$150	4	\$600
-------	---	-------

3B One (1) Backpack
Blower with Operator;
Plus One (1)
Shoveler/Salter

\$60	4	\$240
------	---	-------

3C One (1) Four Wheel
Driver Tractor
with Operator,
Maximum Width of
Tractor 48", Plow
Width 48", Minimum
HP 25; plus
one (1) Shoveler/Salter

\$175	4	\$700
-------	---	-------

TOTAL ITEMS 3A, 3B, 3C

\$1540.00

3D FINAL CLEAN UP COST PER EVENT, LUMP SUM

3D-1 Up to Four Inches Accumulation

\$ 2000.00

3D-2 Four to Eight Inches Accumulation

\$ 2800.00

3D-3 Eight to 12 Inches Accumulation

\$ 4000.00

3D-4 12 to 18 Inches Accumulation

\$ 6500.00

3D-5 Over 18 Inches Accumulation

\$ 8500.00

Total Items 3D-1, 3D-2, 3D-3, 3D-4, 3D-5

23,800.00

TOTAL ALL ITEMS 3A, 3B, 3C, 3D-1 THRU 3D-5

25,340.00

25,340.00
IN WORDS

Basis of Award for Option 3 is the bidder with the lowest total price for all items, 3A, 3B, 3C, 3D-1, 3D-2, 3D-3, 3D-4 and 3D-5 subject to meeting all the other requirements of the bid.

Greenscape Landscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we enter into the same with good and sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/25/14

Phone Number 215-881-7103

By Robert Dameryan President
(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

See attached Equipment List

TRUCK AND EQUIPMENT LIST

OPTION 3

3-A

SNOW BLOWER & OR TRACTOR TYPE & SIZE (IDENTIFY EACH)	MODEL YEAR	EQUIPMENT WIDTH	PLOW WIDTH
ANews snow blower	2010	36"	NA
Red max Blower	2012	NA	NA
ATV Kawasaki	2012	3'	3'

NAME: Greenscape Landscape

ADDRESS: 733 Willow Grove Ave Glenside PA 19038

LOCATION OF EQUIPMENT Morrisville PA

PROPOSAL

OPTION 4A

Snow Plowing for the Department of Public Works, Township of West Orange, N.J.

TO THE TOWNSHIP COUNCIL, TOWNSHIP OF WEST ORANGE, N. J.

The undersigned has read the advertisement, instruction to bidders, scope of work, and rules and regulations for the snow plowing contract. A Non-Collusion Affidavit, Contract, Certificate of Insurance, Business Registration Certificate, Public Works Contractor Certificate of Political Disclosure form are hereto attached. We will comply with all the terms and agreements set forth therein if awarded the contract.

The undersigned agrees to furnish 3 truck(s) operated by a capable licensed driver for snow plowing and salting operations as needed for the 2013-2014 season.

(A) 1 Single axle trucks with plow (minimum 26,000 GVWR) for the sum of
\$ 300 per hour per truck for plowing

(B) 1 Tandem axle trucks with plow (minimum 26,000 GVWR) for the sum of
\$ 325 per hour per truck for plowing

(C) 1 Single axle trucks with plow (minimum 12,000 GVWR) for the sum of
275 per hour per truck for plowing

Greenscape Landscape shall make this proposal with full knowledge of the stipulations and requirements. If this contract is awarded to our firm we will enter into the same with good sufficient sureties for faithful performance.

Name Greenscape Landscape Contractors Inc

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/25/14

Phone Number 215-881-7103

By Robert Dimejian President
(Signature and Title of Company Officer authorized to execute contract)

PLEASE SUBMIT PROPOSAL IN DUPLICATE. NO BID DEPOSIT REQUIRED

Address 733 Willow Grove Ave Glenside PA 19038

Date 9/23/14

Phone Number 215-881-7103

By Robert Amerjian

(Signature and Title of Company Officer authorized to execute contract)

RESOLUTION

**AUTHORING THE REJECTION OF THE FOUR BIDS RECEIVED FOR
2014 – 2015 SNOW REMOVAL, HAULING & SALTING SERVICES**

WHEREAS, the Township of West Orange (“Township”) sought bids for a Contract for Snow Removal, Hauling, and Salting Services; and

WHEREAS, four sealed bids were received and opened by the Township on September 25, 2014; and

WHEREAS, bids were submitted by Shauger Property Services, Inc., 429 Dodd Street, East Orange, New Jersey 07017, Greenscape Landscape, Inc., 733 Willow Grove Avenue, Glenside, Pennsylvania 19038, Stanziale Construction, LLC, and Grabowski Construction Inc., 770 Northfield Avenue, West Orange, New Jersey 07052; and

WHEREAS, the Township Engineer has reviewed said bids and determined only one company, Greenscape Landscape Contractors Inc. to submit a proposal with rates for all options listed in the specification. Those rates exceed the Townships estimated cost for such services. The other three contractors only proposed rates for option 4B which represents snow hauling only. The Township Engineer also determined those rates to exceed original estimates for such services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2a, the Township can reject all four bids based on cost exceeding Township estimates; and

WHEREAS, the Township Engineer will modify the specifications and the Purchasing Agent will re bid said specifications; and

NOW LET IT BE RESOLVED, by the Council of the Township of West Orange that all four bids received on September 25, 2014 for Snow Removal, Hauling, and Salting be hereby REJECTED pursuant to N.J.S.A. 40A:11-13.2a as to exceeding cost estimates and that specifications will be revised and re-bid.

Karen J. Carnevale
Township Clerk

Susan McCartney
Council President

Adopted: October 7, 2014

RESOLUTION

WHEREAS, American Multi-Cinema, Inc. (“AMC”) is the owner/leasee of property located at 495 Prospect Avenue in West Orange, Essex County, New Jersey, which consists primarily of the AMC Essex Green 9 Dine-In Movie Theatre (the “Property”); and

WHEREAS, the Township of West Orange Police Department (“WOPD”), an agency of the Township of West Orange (“Township”), seeks permission to enter the Property on October 15, 2014 for the purpose of conducting law enforcement activities and training; and

WHEREAS, in consideration for granting permission to WOPD to use the Property, AMC has requested the execution of an agreement (the “Agreement”), annexed hereto as **Attachment “A,”** whereby the Township would agree to defend, indemnify and hold harmless AMC and its agents, servants and employees from any and all losses or causes of action, suits, proceedings, judgments, costs or damages (including, without limitation, reasonable attorneys fees and costs) that may arise, including those for property damage and personal injury, including worker’s compensation claims, as the result of the use of the Property by WOPD, its agents and employees, including claims by third parties present at the event; and

WHEREAS, the Agreement requires the Township to agree that all media statements and requests by media outlets to film the training will require the approval of the AMC media relations department in advance of the training date and prior to release; and

WHEREAS, the Agreement further requires the Township to provide AMC with proof of insurance satisfactory to AMC prior to October 15, 2014; and

WHEREAS, the Agreement, if executed, will be valid and in effect through October 15, 2014, at which time it shall expire and be null and void unless a new agreement is executed by the parties thereto;

NOW, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that the Mayor shall be and hereby is authorized and

empowered to execute the Agreement, in the form annexed hereto as **Attachment “A,”** and that the Municipal Clerk shall be and hereby is authorized to attest to the Mayor’s signature; and

BE IT FURTHER RESOLVED, that the original fully executed copies of **Attachment “A”** shall be maintained by the Municipal Clerk with a copy to be provided to AMC.

Karen J. Carnevale
Township Clerk

Susan McCartney
Council President

Adopted: October 7, 2014

4826-2299-4975, v. 1

ATTACHMENT “A”

AGREEMENT

THIS AGREEMENT entered into this _____ day of October, by and between American Multi-Cinema, Inc. (AMC), and the Township of West Orange ("Township").

Recitals

WHEREAS, AMC is the owner of property, as more specifically described below; and

WHEREAS, the West Orange Police Department, which is an agency of the Township, desires to use the property for law enforcement activities and training;

Now, therefore, the Parties agree as follows:

1. Use of Property – AMC is the owner/leasee of property located at 495 Prospect Avenue in West Orange, Essex County, New Jersey (the "Property"). The Property consists primarily of the AMC Essex Green 9 Dine-In Movie Theatre. AMC agrees that the Township may enter the Property at a time to be selected by the parties for the purpose of conducting law enforcement activities and training.
2. Hold Harmless - In consideration for permission to use the Property, the Township agrees to defend, indemnify and hold harmless AMC and the agents, servants and employees of that entity, from any and all losses or causes of action, suits, proceedings, judgments, costs or damages (including, without limitation, reasonable attorneys fees and costs) that may arise, including those for property damage and personal injury, including worker's compensation claims, as the result of the use of this property by the Township, its agents and employees, including claims by third parties present at the event .
3. Expiration – This Agreement shall be valid and in effect through October 15, 2014, at which time it shall expire and be null and void unless a new Agreement is executed by the Parties except that the provisions of paragraph two (2) above shall survive the expiration of the Agreement.
4. The Township agrees that all media statements and requests by media outlets to film the training will require the approval of the AMC media relations department in advance of the training date and prior to release.

5. The Township agrees to provide AMC with proof of insurance as specified by AMC or submit proof of self-insurance satisfactory to AMC prior to the date of the training.

American Multi-Cinema, Inc.

Township of West Orange

By _____

By _____

Title _____

Title _____

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 9.12 OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(HOURS OF OPERATION FOR BUSINESSES OPERATING IN
RESIDENTIAL ZONES IN THE TOWNSHIP OF WEST ORANGE)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 25-9.12 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to set limitations on the hours of operation for any business operating within 200 feet of any residential zone.

II. CHAPTER 25, SECTION 9.12 SHALL BE AND HEREBY IS AMENDED AND SUPERCEDED TO READ AS FOLLOWS:

- .12 Hours of Operation of Businesses Operating within Residential Districts

- a. For purposes of this section, *Business* shall mean a restaurant, retail food establishments, retail sales and personal services business. *Businesses* shall not include an establishment that sells prescription or non-prescription pharmaceuticals, or an establishment provides emergency medical care services provided that the establishment does not perform any other commercial functions during the hours prohibited under subsection (e) of this ordinance.
- b. No businesses established within 200 feet of any residential zone shall have hours of operation with opening of the business earlier than 6:00 a.m. and closing of the business later than 12:00 midnight.
- c. No deliveries to such businesses shall likewise commence prior to 6:00 a.m. and all deliveries must be completed before 12:00 midnight except as may be approved by any reviewing board.
- d. Nothing herein shall preclude the reviewing board hearing any application for establishing more restrictive hours for operations or delivery, based upon the nature of the proposed business operation and other facts and circumstances considered by the board.
- e. Hours of operation or delivery beyond that authorized by this Ordinance shall be prohibited.
- f. The foregoing restrictions shall not apply to any business already established and in operation on the date this ordinance is adopted where hours of operation differ

from the requirements of this subsection. No business already established and in operation as of the date of this subsection shall increase or expand hours of operation beyond existing hours of operation or the hours permitted by this subsection, whichever is the greater.

- g. Any businesses may obtain a permit to operate during the hours prohibited under subsection (e) of this ordinance on a temporary basis not to exceed one month after applying to and receiving approval from the Township of West Orange Planning Board or the Township of West Orange Zoning Board of Adjustment.
- h. Nothing within this ordinance shall alter or affect the requirements set forth in Chapter 4, Section 9 of the Municipal Code of the Township of West Orange and any Business operating during all or part of the hours of 12:00 midnight and 6:00 a.m. shall be required to comply with the requirements of Chapter 4, Section 9 of the Municipal Code of the Township of West Orange.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

Robert D. Parisi, Mayor

Susan McCartney, Council President

Karen J. Carnevale, Municipal Clerk

Introduced: September 9, 2014

Adopted: September 23, 2014

Legislative History

This ordinance is drafted to limit the hours of operations of businesses located in residential districts within the Township of West Orange or located within two hundred (200) feet of a residential district. The limits as to the hours of operation of businesses are limited only to businesses located in residential districts or within two hundred (200) feet of a residential district in compliance with Fasino v. Mayor and Member of the Borough Council of the Borough of Montvale, 122 N.J. Super. 304 (Law Div. 1973) which deemed unconstitutional a general closing ordinance passed by the Borough of Montvale that governed hours of operations for all businesses within a municipality. In addition, this ordinance is drafted consistent with the Appellate Division's holding in Fulbrook v. City of Camden, 2013 WL 5942128 (N.J. App. Div. 2013) wherein the Appellate Division affirmed a trial court's finding that an ordinance limiting the hours of operations for certain businesses within Residential Zones or within two hundred (200) feet of a Residential Zone represented a valid exercise of the City of Camden's police power.

Similarly, the Township of West Orange seeks to regulate the hours of operations for business located within two hundred (200) feet of a residential district as an exercise of its police powers and in support of the general welfare of the residents of the Township of West Orange. Modeled after the ordinance addressed in Fulbrook v. City of Camden, this ordinance seeks to maintain the esthetic and serenity of the Township of West Orange's residential districts for the benefit of the residents who reside in those districts in an effort to minimize the amount of debris, noise, and activity that often accompanies commercial business which is particularly detrimental to a residential district where commercial businesses are fewer.

TOWNSHIP OF WEST ORANGE**PLANNING BOARD RESOLUTION**

WHEREAS the Township Council of the Township of West Orange, County of Essex, State of New Jersey has introduced proposed amendments to the land development ordinance; and

WHEREAS the proposed revisions are titled:

Ordinance 2424-14 AN ORDINANCE AMENDING CHAPTER 25, SECTION 9.12 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE (HOURS OF OPERATION FOR BUSINESSES OPERATING IN RESIDENTIAL ZONES IN THE TOWNSHIP OF WEST ORANGE); and

WHEREAS pursuant to Municipal Land Use Law 26(a) prior to the adoption of a development regulation, revision or amendment thereto the Planning Board shall review and comment upon same;

NOW THEREFORE BE IT RESOLVED:

1. That at a public meeting held on October 1, 2014 the Planning Board reviewed the proposed ordinance amendment to determine its consistency with the master plan, the 2010 Master Plan Re-Examination and the planning goals of the Township.

2. Upon review, the Planning Board has determined that the Proposed Ordinance is not inconsistent with the Master Plan, the 2010 Master Plan Re-Examination and the planning goals of the Township of West Orange, however; the Planning Board recommends the following:

- (i) That the ordinance be tabled and not advanced at this time without further study due to the widespread impact it may have on the Township and land uses therein;
- (ii) That the governing body form a committee to study the proposed amendment and make recommendations thereto; and
- (iii) The committee seek comment and input from various stakeholders including but not limited to the Chamber of Commerce, Police Department, Downtown Alliance and neighborhood associations.

IN WITNESS WHEREOF, the Board has caused this Resolution to be executed by its Secretary on the 1st day of October 2014.



Robin Miller, Secretary

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC,
SUBSECTION 7-12, PARKING PROHIBITED FOR STREET CLEANING AND
MAINTENANCE, SUBSECTION SECTION 7-14.1c, NIGHT PARKING RESTRICTED
ON CERTAIN STREETS AND SUBSECTION 7-14.7, ALTERNATE SIDE PARKING,
OF THE REVISED GENERAL ORDINANCES OF THE
TOWNSHIP OF WEST ORANGE**

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey as follows:

Section 1. Subsection 7-12, Parking Prohibited for Street Cleaning and Maintenance, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Sides	Hours & Day	Location
Cary Street	North	Monday 8:00 a.m. to 10:00 a.m.	Valley Road to Orange Municipal Line
Cary Street	South	Thursday 8:00 a.m. To 10:00 a.m.	Valley Road to Orange Municipal Line

Section 2. Subsection 7-14.1c, Night Parking Restricted on Certain Streets, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Sides	Location
Cary Street	Both	Valley Road to Orange Municipal Line

Section 3. Subsection 7-14.7, Alternate Side Parking, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows

(*italic type denotes deletion, bold type denotes addition*):

Name of Street	Column A	Column B	Location
<i>Cary Street</i>	<i>South</i>	<i>North</i>	<i>Valley Road to Orange Municipal Line</i>

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this end, the provisions of this Ordinance are severable.

Section 5. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with law upon the approval of the New Jersey Department of Transportation if required by Statute.

ROBERT PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

Introduced: September 23, 2014

Adopted: October 7, 2014

Approved as to form on the basis of
the facts provided.

Karen J. Carnevale, Municipal Clerk

LEGISLATIVE HISTORY

This Ordinance will rescind Alternate Side Parking Regulations on Cary Street from Valley Road to the Orange Municipal Line and allow parking on both sides of the street subject to restrictions for street cleaning and maintenance. This will provide more on street parking on Cary Street every day of the week. Cary Street is a short street that starts at Valley Road and continues into the City of Orange approximately 185 feet east of Valley Road. Most of the parking on the southerly side of Cary Street will be opposite the area on the northerly side where parking is prohibited by Statute within 50 feet of a stop sign.