

**MINUTES BASS RIVER TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING OF MONDAY, AUGUST 1, 2011**

Mayor Cope called the regular meeting of the Bass River Township Board of Commissioners to order at 7:30 p.m. Present at meeting were: Mayor Deborah Buzby-Cope, Commissioner T. Richard Bethea and Commissioner Gary Smith. Also present Township Clerk Amanda Somes and Solicitor. Members of the public were present at this meeting.

FLAG SALUTE

Mayor Cope led the flag salute and read the sunshine statement.

APPROVAL OF MINUTES:

Minutes of the regular meeting of July 11, 2011, were presented to the Board for review with copies available for public. The motion was made by Commissioner Bethea, seconded by Commissioner Smith to approve minutes as submitted by the Clerk. Votes: Cope -Yes, Bethea -Yes, Smith-Yes. Minutes hereby approved.

Minutes of the executive session of July 11, 2011, were presented to the Board for review. The motion was made by Commissioner Smith, seconded by Commissioner Bethea to approve minutes as submitted by the Clerk. Votes: Cope -Yes, Bethea -Yes, Smith-Yes. Minutes hereby approved.

APPROVAL OF BILLS LIST:

The motion was made by Commissioner Smith to approve payment of the bills in the amount of \$187,456.23. The motion was seconded by Commissioner Bethea to approve bills for payment. Votes: Cope –Yes, Bethea –Yes, Smith-Yes. All present in favor and bills were ordered paid.

A T & T	14207	30.75
BASS RIVER BD OF ED	14208	101223.33
A T & T	14209	154.38
A T & T	14210	72.55
VERIZON	14211	341.70
FLEET FUELING	14212	766.78
VERIZON	14213	526.14
GRETNA GREEN LANDSCAPING	14214	395.00
GRETNA GREEN LANDSCAPING	14215	395.00
A C MOORE INC	14216	161.57
ACE POWER SUPPLY	14217	83.02
ACUA	14218	514.00
ADVANCE LEARNING	14219	89.00
AIR & GAS TECHNOLOGIES	14220	1466.95
ARAWAK PAVING CO., INC.	14221	4785.00
ATLANTIC CITY ELECTRIC	14222	2057.09
BEACONS	14223	83.28
BURL CO TREAS, LANDFILL	14224	3481.21

BURLCO JIF	14225	28807.00
BURLINGTON CO ASSESSORS ASSN	14226	150.00
BURLINGTON COUNTY ANIMAL SHELTER	14227	168.75
CASA PAYROLL SERVICES	14228	336.10
CHRISTOPHER NORMAN, ESQ.	14229	300.00
COMCAST	14230	95.12
CONWAY AUTOMOTIVE	14231	16.96
DAVE'S SEPTIC	14232	937.00
DEER PARK - NESTLE WATERS	14233	19.00
MGL PRINTING SOLUTIONS	14234	122.00
MUNICIPAL MAINTENANCE COMPANY	14235	1836.00
NEW JERSEY CONF MAYORS	14236	50.00
PEGGY BECK	14237	7.36
SOUTH JERSEY WATER TEST	14238	1155.00
T. RICHARD BETHEA	14239	65.20
TRISH HOME CENTER	14240	32.92
UNIVERSAL COMPUTING SERVICES	14241	664.45
VERIZON WIRELESS	14242	199.81
BASS RIVER PAYROLL ACCOUNT	71411	16045.94
BASS RIVER PAYROLL ACCOUNT	728111	16511.57
BASS RIVER PAYROLL ACCOUNT	728112	3309.30

CORRESPONDENCE:

Letter from NJ DOT regarding Fiscal Year 2011 Grant Project Applications being accepted at this time.

Mayor Cope read a letter from Mr. And Mrs. Assur regarding his property on Route 9.

Mayor Cope read a letter from Mr. Aaronson regarding 119 Jericho Road and Cramers Junkyard.

ORDINANCES & RESOLUTIONS:

ORDINANCE 2011-05

**AN ORDINANCE REGULATING THE OPERATION
OF TRUCKS AND ESTABLISHING A "NO TRUCK"
ZONE BEGINNING AT THE GARDEN STATE PARKWAY EXIT RAMP ON
AMASA LANDING ROAD IN BASS RIVER TOWNSHIP AND PROVIDING FOR
ENFORCEMENT AND PRESCRIBING PENALTIES FOR THE VIOLATION OF
ITS PROVISIONS.**

Mayor Cope read Ordinance 2011-05 on second reading. The motion to approve Ordinance 2011-05 and to open for public hearing was made by Commissioner Bethea, seconded by Commissioner Smith. Votes: Cope-Yes, Bethea-Yes, Smith-Yes. All in favor and meeting was open for public hearing on Ordinance 2011-05. Public Comments: Mr. Aaronson asked why the restriction—It is intended to protect the new

road construction from heavy truck traffic. Mr. Aaronson asked if the area of the roadway is specified...yes it is. Being no further comments, the motion to close the public hearing was made by Commissioner Smith, seconded by Commissioner Bethea. All in favor. The motion to adopt Ordinance 2011-05 was made by Commissioner Smith, seconded by Commissioner Bethea. Votes: Cope-Yes, Bethea-Yes, Smith-Yes. All in favor and Ordinance 2011-05 was hereby adopted.

**BASS RIVER TOWNSHIP
ORDINANCE 2011-05**

**AN ORDINANCE REGULATING THE OPERATION
OF TRUCKS AND ESTABLISHING A "NO TRUCK"
ZONE BEGINNING AT THE GARDEN STATE PARKWAY EXIT RAMP ON AMASA LANDING
ROAD IN BASS RIVER TOWNSHIP AND PROVIDING FOR ENFORCEMENT AND
PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS.**

*BE IT ORDAINED, by the Township Commissioners of the Township of Bass River,
County of Burlington and State of New Jersey that:*

§ 1. NO TRUCK ZONE

The following described streets or parts of streets are hereby restricted against truck traffic for all vehicles with a GVW above 4 tons. No person shall operate or cause to be operated any vehicle with a Gross Vehicle Weight in excess of 4 tons on the following roadways within Bass River Township:

Amasa Landing Road beginning at the Garden State Parkway exit ramp and continuing eastbound approximately 1900 linear feet to the end of Amasa Landing Road.

§ 2. Penalties.

Unless another penalty is expressly provided for by New Jersey Statute, every person convicted of a violation of this chapter shall be liable to a penalty of not more than \$250 or imprisonment for a term not exceeding 15 days or both.

RESOLUTION 2011-62

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF
BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED
COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP
OF BASS RIVER ON BLOCK 53, LOT 2, AS A LIEN ON THE PROPERTY AND
AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN
ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE**

RESOLUTION 2011-63

**RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF
BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED**

COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP OF BASS RIVER ON BLOCK 54, LOT 13, AS A LIEN ON THE PROPERTY AND AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE

The motion was made by Commissioner Bethea, seconded by Commissioner Smith to approve Resolution 2011-62 and Resolution 2011-63. Votes: Cope–Yes, Bethea -Yes, Smith-Yes. All present in favor and Resolution 2011-62 and Resolution 2011-63 were hereby approved.

RESOLUTION 2011-62

RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP OF BASS RIVER ON BLOCK 53, LOT 2, AS A LIEN ON THE PROPERTY AND AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE

WHEREAS, Chapter 8.20 of the Municipal code of the Township of Bass River provides that the owner or tenant of lands, or the agent of such premises, within the Township is required to removed or cause to be removed from such lands any brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris which is or may become dangerous to life or health or might tend to extend a conflagration in the Township; and

WHEREAS, the Municipal Code further provides that if after inspection by the Code Enforcement officer any such lands are deemed to be in violation of Chapter 8.20, the Township Clerk shall notify the owner, tenant or agent of the lands in question to remedy such violations within ten (10) days after receipt of notice to do so. Said notice shall be made upon the owner, tenant or agent of any such lands by letter to his or her last known address; and

WHEREAS, the Municipal Code Further provides that if the owner, tenant or agent to whom notice of violation sent, neglects or refuses to abate or remedy the violation within ten (10) days after notice thereof, the Code Enforcement officer or his or her designated agent shall cause the violation to be abated and remedied and certify the costs thereof to the Borough Council which, after examination of the certificate and determination of its accuracy, shall cause the costs to be charged against the lot or land on which the violations exists. The amount so charged shall become a lien upon the lot or land and shall be added to and become and form part of the taxes next to be assessed and levied upon the lot or land, the same to bear interest at the same rate as taxes and to be collected as provided by R.S. 40:48-2.14, and enforced by the same officers responsible for the collection of taxes and in the same manner as taxes; and

WHEREAS, after inspection, the Township's Code Enforcement officer has determined Block 53, Lot 2, as shown on the tax map of the Township of Bass River, currently known as (address) 32 North Maple Avenue, and assessed to (owner) Kathleen R. McClellan, in violation of Chapter 8.20 of the Municipal Code; and

WHEREAS, notice has been provided to the assessed owner of the said property in accordance with Chapter 8.20 of the Municipal Code; and

WHEREAS, the assessed owner to whom notice of violation was sent, neglected or refused to abate or remedy the violation within ten (10) days after notice thereof, causing the violation on said property to be abated and remedied by the Township of Bass River, and the costs associated therewith to be certified to the governing body; and

WHEREAS, the governing body has examined the certification of costs and finds same to accurate.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Bass River, County of Burlington, State of New Jersey, as follows:

1. That the costs incurred by the Township to remedy and abate the violations on Block 53, Lot 2, commonly referred to as (address) 32 North Maple Avenue, as determined by the Code Enforcement Officer, and the costs of which having been certified to the governing body and upon examination thereof found to be accurate, are hereby charged against said property and shall become a lien upon same.
2. That said lien shall be added to and become and form a part of the taxes next to be assessed and levied upon said property, and that the Tax Collector is hereby authorized to collect same in accordance with the provisions of Chapter 8.20 of the Municipal Code.
3. That a certified copy of this resolution shall be forwarded by the Municipal Clerk to the Code Enforcement Officer and Tax Collector of the Township of Bass River.

RESOLUTION 2011-63

RESOLUTION OF THE TOWNSHIP OF BASS RIVER, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, DESIGNATING THE CERTIFIED COSTS OF PROPERTY MAINTENANCE PERFORMED BY THE TOWNSHIP OF BASS RIVER ON BLOCK 54, LOT 13, AS A LIEN ON THE PROPERTY AND AUTHORIZING THE TAX COLLECTOR TO COLLECT THE LIEN IN ACCORDANCE WITH CHAPTER 8.20 OF THE MUNICIPAL CODE

WHEREAS, Chapter 8.20 of the Municipal code of the Township of Bass River provides that the owner or tenant of lands, or the agent of such premises, within the Township is required to removed or cause to be removed from such lands any brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris which is or may become dangerous to life or health or might tend to extend a conflagration in the Township; and

WHEREAS, the Municipal Code further provides that if after inspection by the Code Enforcement officer any such lands are deemed to be in violation of Chapter 8.20, the Township Clerk shall notify the owner, tenant or agent of the lands in question to remedy such violations within ten (10) days after receipt of notice to do so. Said notice shall be made upon the owner, tenant or agent of any such lands by letter to his or her last known address; and

WHEREAS, the Municipal Code Further provides that if the owner, tenant or agent to whom notice of violation sent, neglects or refuses to abate or remedy the violation within ten (10) days after notice thereof, the Code Enforcement officer or his or her designated agent shall cause the violation to be abated and remedied and certify the costs thereof to the Borough Council which, after examination of the certificate and determination of its accuracy, shall cause the costs to be charged against the lot or land on which the violations exists. The amount so charged shall become a lien upon the lot or land and shall be added to and become and form part of the taxes next to be assessed and levied upon the lot or land, the same to bear interest at the same rate as taxes and to be collected as provided by R.S. 40:48-2.14, and enforced by the same officers responsible for the collection of taxes and in the same manner as taxes; and

WHEREAS, after inspection, the Township's Code Enforcement officer has determined Block 54, Lot 13, as shown on the tax map of the Township of Bass River, currently known as (address) 36 North Maple Avenue, and assessed to (owner) Edward Reed, in violation of Chapter 8.20 of the Municipal Code; and

WHEREAS, notice has been provided to the assessed owner of the said property in accordance with Chapter 8.20 of the Municipal Code; and

WHEREAS, the assessed owner to whom notice of violation was sent, neglected or refused to abate or remedy the violation within ten (10) days after notice thereof, causing the violation on said property to be abated and remedied by the Township of Bass River, and the costs associated therewith to be certified to the governing body; and

WHEREAS, the governing body has examined the certification of costs and finds same to accurate.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Bass River, County of Burlington, State of New Jersey, as follows:

- 1. That the costs incurred by the Township to remedy and abate the violations on Block 54, Lot 13, commonly referred to as (address) 36 North Maple Avenue, as determined by the Code Enforcement Officer, and the costs of which having been certified to the governing body and upon examination thereof found to be accurate, are hereby charged against said property and shall become a lien upon same.*
- 2. That said lien shall be added to and become and form a part of the taxes next to be assessed and levied upon said property, and that the Tax Collector is hereby authorized to collect same in accordance with the provisions of Chapter 8.20 of the Municipal Code.*
- 3. That a certified copy of this resolution shall be forwarded by the Municipal Clerk to the Code Enforcement Officer and Tax Collector of the Township of Bass River.*

OLD BUSINESS:

Cramers Junkyard License Renewal—The motion to continue to table the hearing on the Junkyard License Renewal for Cramers was made by Commissioner Smith, seconded by Commissioner Bethea. All in favor. Ordered continued until August Meeting. Commissioners requested a split sample of monitoring well #2. One sample to be taken by Township Engineer and sent to our lab and one sample to be taken by Cramers and sent to Lab they select.

NEW BUSINESS:

REPORTS:

The following reports were noted:

Report of Solicitor
Report of Municipal Court
Dog Report
Report of the Governing Body Members

PUBLIC COMMENT:

The meeting was open for public comment at 8:30 p.m. upon a motion by Commissioner Smith, seconded by Mayor Bethea.

Mr. Assur requested to play a video presentation for the public. Solicitor instructed Mr. Assur that he may make comments to the Board; however, a full public presentation would not be appropriate unless authorized in advance by the Board. Mr. Assur wanted to ask Clerk Somes about an email that apparently was sent by her to the Pinelands Commission. Mr. Assur feels that records were not provided to him by Clerk pursuant to his request. Mr. Assur made a request to remove Mr. West from the Environmental Commission.

Mrs. R. Bourguignon asked if something is recorded that a hard copy is kept. Yes, some may be destroyed with permission by the State.

Mr. Aaronson asked for a status report on the New Gretna House sign. The sign was painted and cleaned up. Mrs. Aaronson asked if the sign is a "legal" sign. Solicitor said that sign is legal because it predates the structure and has not been abandoned.

Mr. R. Steele commented on shooting at the gun clubs. Mayor Cope stated that no regulations were written locally. Commissioner Smith noted this may be an issue that will be looked into and perhaps some local regulations will need to be prepared.

Mr. Aaronson asked that a note be placed on the door earlier when meetings are cancelled.

Mr. Aaronson asked what the current violation of Cramers was. Solicitor commented that code violations can be obtained from the municipal court.

Mr. Assur commented that laws need to be adjusted to take into consideration the natural area and nature in the area.

Being no further comments the motion to close the public portion was made by Commissioner Smith, seconded by Commissioner Bethea. All in favor and public comment was closed at 9:25 p.m.

Being no further business to come before the Board the motion to adjourn was made by Commissioner Smith, seconded by Commissioner Bethea. All in favor and meeting was adjourned at 9:25 p.m.

Respectfully Submitted
Amanda S. Somes, RMC
Township Clerk

Deborah Buzby-Cope, Mayor