



AGENDA

Regular Meeting of the Township Council

Monday, February 12, 2024

Council Chambers 7:30pm

Mayor Mark Bromberg

Council President Paul Criscuolo, Council Vice President Denise Sieg,
Councilman Ari Ben-Yishay, Councilman John Donovan, Councilman Jim Tolomeo

CALL THE MEETING TO ORDER

SALUTE TO FLAG

SUNSHINE LAW STATEMENT

In accordance with the provisions set forth in the Open Public Meetings Law, notification of this meeting has been sent to all officially appointed Township newspapers and notice is posted at the Municipal Office.

ROLL CALL

1. Township Council
2. Municipal Officials Present

TOWNSHIP COMMUNICATION

1. Mayor's Comments
 2. Township Council Comments
-

***Special Recognition Academy of Holy Angels Vocalist Alyssa Finch
2024 Carnegie Hall Honors Performance Series***

Administrator's Report

Engineer's Report

HEARING OF THE PUBLIC

Each person wishing to address the Council shall give his or her name and address in an audible tone for the record. All members of the public are expected to conduct themselves in a proper manner. Any derogatory, abusive, or threatening statements will not be permitted. The Chair will immediately rule such conduct out of order and terminate any further comments.

RESOLUTIONS

- #2024-68—Approve Minutes January 22, 2024, Council Meeting
 - #2024-69—Approve Plenary Retail Distribution Liquor License Place-to-Place Transfer (Liquorland)
 - #2024-70— Authorize Refund RVCC Golf Membership Fee (Shih)
 - #2024-71— Approve 2023 LOSAP Qualifiers
 - #2024-72— Authorize Adjustment to Consumer Price Index (CPI) for LOSAP Qualifiers
 - #2024-73— Authorize Submission New Jersey Department of Community Affairs Grant Application for Outdoor Exercise Equipment (Mark Lane Complex)
 - #2024-74—Opposing A4/S50 Affordable Housing Revisions
 - #2024-75—Approve 2023 Budget Appropriation Transfers
 - #2024-76—Amend 2024 Temporary Budget
 - #2024-77—Authorize Refund 1st Qtr. Property Tax Overpayment
 - #2024-78—Confirm Appointments to River Vale Volunteer Fire Department (Joseph Orr, Aaron Perez)
 - #2024-79—Authorize Removal of Disabled Veterans Property Tax Exemption
-

Ordinance for 1st Reading

Ordinance #424-2024—AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 90 OF THE CODE ENTITLED "CONSTRUCTION CODE, UNIFORM" SECTION 90-4 "FEES"

Ordinances for 2nd Reading & Public Hearing

Ordinance #422-2024—AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 142 OF THE CODE ENTITLED “LAND USE” SECTION 142-225 “ACCESSORY BUILDINGS”

Ordinance #423-2024—AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 142 OF THE CODE ENTITLED “LAND USE” SECTION 142-244 “FENCES”

2nd HEARING OF THE PUBLIC

ADJOURNMENT



Resolution offered:	No. 2024-68
Resolution seconded by:	

RESOLUTION APPROVING MINUTES JANUARY 22, 2024, COUNCIL MEETING

BE IT RESOLVED, by the Township Council of the Township of River Vale that the minutes of the January 22, 2024, Council meeting of the Township Council are hereby approved.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-69
Resolution seconded by:	

RESOLUTION TO APPROVE THE PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE #0253-44-008-007 RVK NJ1 LLC

WHEREAS, an application has been filed for a place-to-place transfer of Plenary Retail Distribution License Number 0253-44-008-007, issued to RVK NJ1 LLC for premises heretofore located at 209 Rivervale Road, River Vale, New Jersey; and,

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term.

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale does hereby approve, effective February 14, 2024, the Place-to-Place Transfer of the aforesaid Plenary Retail Distribution licensed premises, from its former location at the 209 Rivervale Road, River Vale, New Jersey, to its new location at 215 Rivervale Road, Units E & F, River Vale, New Jersey, and does hereby direct the Township Clerk to endorse the license certificate as follows: "This license, subject to all of its terms and conditions, is hereby transferred, from 209 Rivervale Road to the premises located at 215 Rivervale Road, Units E & F, River Vale, New Jersey, effective February 14, 2024."

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-70
Resolution seconded by:	

REFUND

(Golf Membership Fee)

WHEREAS, Andrew and Eleanor Shih are requesting a refund of the 2024 Family Golf Membership fees paid on December 14, 2023; and,

WHEREAS, the Treasurer has certified the availability of funds in the Golf Operating Account.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that said refund is approved and the Treasurer is hereby authorized to issue a municipal check payable as follows:

Payable to:

Andrew & Eleanor Shih
104 Fox Hedge Road
Saddle River, NJ 07458

Refund Amount: \$ 9,120.00

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-71
Resolution seconded by:	

RESOLUTION

**APPROVE LOSAP QUALIFIERS FOR THE YEAR 2023 FOR THE FIRE DEPARTMENT AND
AMBULANCE CORPS**

WHEREAS, the Volunteer Fire Department and Ambulance Corps have notified the Chief Financial Officer of the LOSAP Qualifiers for the year 2023 in writing; and

WHEREAS, the Mayor and Council must approve the certified list of qualifiers after review and backup information has been provided; and

WHEREAS, the Plan Administrator is satisfied that the substantiated information has been provided.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby approve the following as qualifiers for LOSAP for the year 2023:

River Vale Volunteer Fire Department:

Alves, Joao	Cannata, Steve	Delmage, Christopher	Fahey, Thomas
Goodell, Gregory Sr.	Goodell, Kellie	Hanna, James	Karalewich, Vasili
Kraus, Michael	Kraus, Kenneth	Lentino, Frank	Manke, Ron
Marcellari, Michael	Marsh, Gerard	Plescica, Glenn	Scott, Len
Shine, Thomas Jr.	Shine, Thomas Sr.	Tarna, Charles	Tobin, John
Van Saders, Timothy	Velthaus, Matthew	Stephen, Velthaus	Wayne, Peter
Whelan, John			

River Vale Volunteer Ambulance Corps:

Miles, Nancy A	Schleier, Curt	Skiba, Victor	Vasconcellos, Lynne	Velthaus, Andrea
----------------	----------------	---------------	---------------------	------------------

BE IT FURTHER RESOLVED, that the list as certified has been posted by both departments and that there have not been any appeals;

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized to issue a check in the amount of \$50,220.00 Lincoln Financial for Investment on behalf of the individuals listed above.

BE IT FURTHER RESOLVED, that the Borough Clerk forwards a copy of this resolution to the River Vale Volunteer Fire Department and Ambulance Corps, the Chief Financial Officer and Lincoln Financial.

***Note:** **30 members @1,674.00 = \$50,220.00**

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-72
Resolution seconded by:	

**RESOLUTION AUTHORIZING ADJUSTMENT TO THE
CONSUMER PRICE INDEX (CPI) FOR LOSAP QUALIFIERS**

WHEREAS, the Township of River Vale adopted by ordinance a program to reward municipal volunteers, known as Length of Service Award Programs (LOSAP); and,

WHEREAS, the LOSAP Plan adopted by the Township provides that the Chief Financial Officer certify the availability of funds and recommend that the Township Council by resolution grant an increase based on inflation and the consumer price index if so, notified by the State of New Jersey; and,

WHEREAS, the New Jersey Department of Community Affairs has advised through the Director of the Division of Local Government Services in Local Finance Notice 2024-01 that an adjustment to the maximum LOSAP contribution due to changes in the CPI can be made at this time; and,

WHEREAS, the Township of River Vale has adjusted the Cumulative CPI index to the 2011 CPI chart; and,

WHEREAS, the Township of River Vale has adjusted the CPI index since 2020; and

WHEREAS, that Local Finance Notice sets the increase for each calendar year.

NOW THEREFORE BE IT RESOLVED:

1. That the Township Council has recommended granting the increase in the contribution made by the Township of River Vale and Chief Financial Officer certified the availability of funds for such an increase in the amount of contribution of the LOSAP for each Township Volunteer Fireman and member of the Volunteer Ambulance Corps.

2. That the payment of the cumulative CPI increases to 2018 is hereby granted pursuant to law and the authority conferred herein.
3. That the annual contribution be increased from \$1,551.00 to \$1,674.00

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2022 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-73
Resolution seconded by:	

**RESOLUTION AUTHORIZING SUBMISSION OF GRANT APPLICATION TO THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS FOR OUTDOOR EXERCISE EQUIPMENT
(MARK LANE COMPLEX)**

WHEREAS, the Township of River Vale desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$50,000 to carry out a project to provide outdoor exercise equipment at the Mark Lane Athletic Complex.

NOW THEREFORE BE IT RESOLVED,

- 1) that the Township of River Vale does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of River Vale and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that Township Administrator or his/her designee is authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-74
Resolution seconded by:	

RESOLUTION OPPOSING A4/S50 AFFORDABLE HOUSING REVISIONS

WHEREAS, Rutgers’ Citizen’s Guide to New Jersey Municipal Master Plans cites the general principles for zoning pursuant to the Municipal Land Use Law (MLUL) N.J.S.A. 40:55D-1 and urges their incorporation into the Municipal Master Plan, including:

- Protect public health, safety, morals, and general welfare.
- Ensure compatible land uses, densities, and aesthetic designs.
- Provide adequate light, air, and open space.
- Preserve cultural and natural resources and energy.
- Minimize congested transportation systems.

WHEREAS, at the time the Rutgers’ Citizen’s Guide to New Jersey Municipal Master Plans was first printed in 2003, the US Census bureau predicted that New Jersey’s population would grow by an additional one million people by 2020, and the Rutgers guide advised that “a well-crafted Master Plan is one vital tool to protect local resources for the future of your community,” urging residents to take an active interest in their respective municipality’s Master Plans “if you want future growth to be positive”; and

WHEREAS, since the inception of the MLUL in 1975, municipalities have endeavored to craft Master Plans that, as Rutgers expresses, bring ‘cohesive focus by outlining development goals and objectives for a community’ by creating a blueprint “that depicts current land uses, and guides decisions for both growth and conservation”; and

WHEREAS, the Legislative Findings of the 1985 “Fair Housing Act” N.J.S.A. 52:27D-301 cites the Mount Laurel decisions as determining that “every municipality in a growth area has a constitutional obligation to provide through its land use regulations a realistic opportunity for a fair share of its region's present and prospective needs for housing for low- and moderate-income families”; and

WHEREAS, the Fair Housing Act N.J.S. A 52:27D-303 proceeded to circumvent the MLUL by establishing “a low and moderate income housing planning and financing mechanism in accordance with regional considerations and sound planning concepts which satisfies the constitutional obligation enunciated by the Supreme Court,” without regard for the municipal planning and zoning that is based on local land uses, densities, aesthetic designs, cultural and natural resources, energy and transportation system availability, open space, and public health, safety and welfare; and

WHEREAS, no one denies that there is an undisputable need for clean, safe affordable housing in New Jersey; and

WHEREAS, through the Master Plan and similar tools within the MLUL, New Jersey municipalities have established, regularly reviewed, and adjusted, and implemented land use planning regulations that meet both the spirit and the letter of the Municipal Land Use Law while addressing the need for affordable housing in accordance with the spirit of the Fair Housing Act and the letter of the local land use laws; and

WHEREAS, imposing a one-size-fits-all approach for the development of affordable housing across New Jersey's varied and unique landscape not only defies the MLUL but changes those varied and unique characteristics into a cookie-cutter repetition of development; and

WHEREAS, imposing affordable housing regulation through legislation that circumvents the MLUL also circumvents a residents' ability to provide input into the development planning for their community; and

WHEREAS, the latest amendments to the Fair Share Housing Act, A4/S50, present the following specific concerns:

1. The arbitrary vacant land adjustment of minimally 25% of prospective need, to be planned as "required" redevelopment planning, is without an understanding of the nuances of each municipality, their respective built out condition and their efforts to guide responsible development within a context of the vision in its master plan. This requirement may effectively change significant areas of a municipality to residential use from currently productive non-residential uses, which in many cases contain significant employment centers, and substantially impacting the infrastructure capacity of roads, water and sewers. In addition, to distribute this number of new units, the zones would need to be spread out over the entire municipality without regard to their proximity to goods and services or being highly out of context with the established zone plan or vision.
2. Despite widespread concerns voiced by various State agencies post-Ida regarding the placement of affordable housing in flood zones, there is no consideration for, or even reference to, the recently adopted DEP Inland Flood Regulations. In built-out municipalities, vacant land and abandoned parcels in need of redevelopment are often subject to flooding and hence undeveloped for a reason. Additionally, the DEP Blue Acres program is currently buying severely impacted flood-prone properties and returning them to their natural, vacant state. While the legislation allows for the exclusion of land in the calculation of prospective need, the onus and related expense is on the municipality to prove the land is correctly excluded, even when the State has already determined it is not fit for human habitation due to flooding.
3. The respective time frames being considered between the settlement of the present and prospective need numbers and their deliberations with interested parties are extremely condensed and not practical. The legislation does not provide a reasonable time frame to work through this process and formulate a well-conceived and defensible plan with the intent to withstand legal challenges. It does not take into consideration the statutory time frame for the adoption of necessary ordinances, the need for additional board meetings and/or rescheduling of meetings, and the fact that in almost every municipality the board members are volunteers with full-time day jobs, families, and busy lives that will be upended in order to meet this rushed, arbitrarily condensed process.
4. There is no decisive immunity from a developer's remedy. A challenge to the obligation number can result in revoked immunity. Failure to meet the extremely condensed deadlines result in revocation of immunity.

5. The requirement to plan for “unused or underutilized” property is extremely vague without specificity of what constitutes “unused or underutilized property,” thereby leaving such to a wide variety of interpretations of what constitutes these conditions. This will lead to significant legal challenges should this be made a requirement. Allow municipalities to rely on their zone plan and current requirements provided by the substantive rules.
6. The lack of consideration for increasing the age restricted affordable housing cap does not recognize the aging of the population and should be reconsidered.
7. For a smaller infill* inclusionary development that would generate a small number of affordable units, the UHAC minimum bedroom requirements specify at least one 3 bedroom low-income or very-low-income unit be provided. In many cases this has caused some small developments to reduce the total number of units to preclude that requirement for the affordable 3-bedroom unit. This ongoing issue has essentially discouraged the creation of affordable units and needs to be addressed in S50.
8. To require a municipality to account for development fees since the inception of their housing fee program when a municipality has properly accounted for the collection and distribution of these fees throughout the prior cycles of HEFSP is extremely redundant, challenging and not necessary. A practical revision would be to add to the existing accounting using the current activity since the last plan.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of River Vale hereby oppose A4/S50 for the above stated reasons.

BE IT FURTHER RESOLVED that copies of this resolution be distributed by the Township Clerk to both Houses of the NJ Legislature; the Governor; the League of Municipalities; and each municipality in the State.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-75
Resolution seconded by:	

RESOLUTION
(TRANSFERS)

WHEREAS, there exists a need to make transfers in the 2023 Budget Appropriations Reserves, and there exists balances from which to make said transfers,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale that the Chief Financial Officer hereby be authorized to make the following transfers to the 2023 Budget Appropriations Reserves.

Inside CAP:

From:

Taxation SW	\$ 3,000.00
Tax Assessor OE	\$ 4,000.00
Legal OE	\$ 10,000.00
Engineering OE	\$ 5,000.00
Code Enforcement OE	\$ 5,000.00
Streets and Roads SW	\$ 5,000.00
Solid Waste OE	\$ 10,000.00
Telephone Charges OE	\$ 23,000.00
Total	\$ 65,000.00

Inside CAP:

To:

Accumulated Leave OE	\$ 63,000.00
Buildings & Grounds OE	\$ 2,000.00
Total	\$ 65,000.00

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. - Absent N.V. - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-76
Resolution seconded by:	

RESOLUTION AMENDING 2024 TEMPORARY EMERGENCY BUDGET

WHEREAS, N.J.S.A. 40A:4-19 provides that where contracts, commitments, or payments to be made prior to final adoption of the 2024 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time provided; and,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of River Vale that the following additional temporary appropriations be made, and a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

<u>APPROPRIATIONS</u>	<u>SALARY & WAGES</u>	<u>OTHER EXPENSE</u>
Insurance – Liabilities/WC		\$ 10,500.00
PERS		\$ 537,064.00
PFRS		\$ 1,211,086.00
DCRP		\$ 3,500.00
Police Department		\$ 30,000.00
Director’s Office DPW		\$ 2,500.00
Snow and Ice Removal		\$ 21,000.00
Statutory Expenses – F.I.C.A.		\$ 125,000.00
TOTAL		\$ 1,940,650.00

Interlocal Agreements

Northwest Bergen Dispatch **\$ 61,025.00**

Debt Services:

Depository Trust Interest **\$ 107,322.00**

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-77
Resolution seconded by:	

RESOLUTION
REFUND 1st QUARTER PROPERTY TAX OVERPAYMENT

WHEREAS, a tax overpayment was received for the 1st quarter of 2024 and the property owner has requested a refund of said overpayment.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of River Vale, that the Treasurer is hereby authorized to issue a municipal check payable as follows:

Block 502, Lot 4
800 Winding Way
River Vale, NJ
Refund \$3,477.32

Payable to:
Wilbur Kung
53 Stanton Street Apt. 5D
New York, NY 10002

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-78
Resolution seconded by:	

**RESOLUTION CONFIRMING APPOINTMENTS TO THE
RIVER VALE VOLUNTEER FIRE DEPARTMENT**

WHEREAS, at the February 7, 2024, meeting of the Board of Officers of the River Vale Volunteer Fire Department the appointments of the following individuals as members of the Fire Department were approved:

- **Joseph Orr – Probationary member**
- **Aaron Perez – Probationary member**

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of River Vale hereby confirms the appointments of Joseph Orr and Aaron Perez as members of the River Vale Volunteer Fire Department.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief of the River Vale Volunteer Fire Department.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Resolution offered:	No. 2024-79
Resolution seconded by:	

RESOLUTION AUTHORIZING THE REMOVAL OF THE DISABLED VETERANS PROPERTY TAX EXEMPTION FOR THE PROPERTY LOCATED AT 521 PIERMONT AVENUE, APT. 403 (Block 1301.01, Lot 2, C403A)

WHEREAS, the former owner of the property located at 521 Piermont Avenue, Apt. 403 had been deemed eligible and approved for the Disabled Veterans Property Tax Exemption in 2009; and,

WHEREAS, the property changed ownership on December 1, 2023, therefore the property became fully taxable on this date.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of River Vale that the Disabled Veterans Property Tax Exemption for the property located at 521 Piermont Avenue, Apt. 403 (Bl 1301.01, Lt 2, C403A) is hereby removed effective December 1, 2023, and the property taxes owed by the new owner are as follows:

- \$685.29: 4th Quarter 2023
- \$2,055.86: 1st Quarter 2024
- \$2,055.85: 2nd Quarter 2024

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Tax Collector and Tax Assessor.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)

Dated: February 12, 2024

I hereby certify that this is a true copy of the Resolution passed by the Township Council at their meeting

held on: _____, 2024 Attest: _____

Karen Campanelli, Township Clerk



Township of River Vale
County of Bergen
State of New Jersey

ORDINANCE #424-2024

Date of 1 st Reading: February 12, 2024	Motion to Introduction:
Date of Public Hearing:	Motion Second:

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY, AMENDING CHAPTER 90 OF THE CODE ENTITLED "CONSTRUCTION CODES, UNIFORM" SECTION 90-4 "FEES"

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 90 of the Code entitled "Construction Codes, Uniform" Section 90-4 "Fees" is hereby amended as follows:

§ 90-4. Fees.

Remove Section (ff) [1]

(ff) Special inspection fee request, for emergency/extraordinary situations:

[1]

Special inspection fees. Any person, partnership or corporation who requests and obtains a required code inspection either before or after regular Building Department hours of business or on holidays and weekends shall be required to pay, in addition to any established permit and certificate fees, the current contractual hourly compensation rate (1 1/2 times their normal hourly salary) for the Code Officials performing the inspections, plus an administrative surcharge of 20% of said calculated amount. Said fee shall be calculated and based on the amount of time required for said inspections with payment for a minimum inspection time of no less than two hours with the calculated surcharge.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)



Township of River Vale
County of Bergen
State of New Jersey

ORDINANCE #422-2024

Date of 1 st Reading: January 22, 2024	Motion to Adoption:
Date of Public Hearing: February 12, 2024	Motion Second:

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 142 OF THE CODE ENTITLED "LAND USE" SECTION 142-225 "ACCESSORY BUILDINGS"

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 142 of the Code is amended as follows:

§ 142-225. Accessory buildings.

J. Stationary generators, air-conditioner compressors, or units.

- 1 Exterior stationary generators, air-conditioner compressors or units are permitted as accessory uses but are required to be located within the side or rear yards.
- 2 The footprint of stationary generators, air-conditioner compressors or units may not exceed 15 square feet each and must be located no more than three feet from the residential dwelling and shall be set back a minimum of five feet from any operable window, door and meet manufacturer specifications for installation requirements. Stationary generators, **air-conditioner compressors or units** cannot be located within the required front yard and must be located a minimum of 10 feet from the property line.
- 3 Stationary generators, air-conditioner compressors or units must be maintained in good working order consistent with manufacturer specifications, may only be powered by natural gas, propane or diesel fuel, and shall not exceed a noise level of 85 dba at the source and 50dba at the property line. Decibel levels should not be enforced during periods of power outages.
- 4 Stationary generators, air-conditioner compressors or units are required to meet all applicable accessory structure setback requirements. Stationary generators, air-

conditioner compressors or units are not considered a second or third accessory structure under this subsection.

- 5 Stationary generators, air-conditioner compressors or units are subject to applicable local and state noise ordinance regulations.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)



Township of River Vale
County of Bergen
State of New Jersey

ORDINANCE #423-2024

Date of 1 st Reading: January 22, 2024	Motion to Adoption:
Date of Public Hearing: February 12, 2024	Motion Second:

AN ORDINANCE OF THE TOWNSHIP OF RIVER VALE, IN THE COUNTY OF BERGEN, NEW JERSEY AMENDING CHAPTER 142 OF THE CODE ENTITLED "LAND USE" ARTICLE LIV "FENCES"

BE IT ORDAINED by the Township Council of the Township of River Vale that Chapter 142 of the Code is amended as follows:

§ 142-244. Permit required.

A. No person shall construct or erect a fence, ~~exceeding three feet in height~~ except pursuant to a permit obtained from the ~~Construction Code~~ **Zoning** Official.

B. As to premises involving an application for site plan approval, subdivision approval, change of use approval, use variance approval or approval of an extension, enlargement or alteration of a nonconforming use, the application for a fence permit shall be made to the approving authority as part of the land use application. The approving authority shall certify, in writing, to the Construction Code Official its approval of the fence and direct issuance of a fence permit.

This Ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

Council Member	AYE	NAY	N.V.	A.B	Council Member	AYE	NAY	N.V.	A.B
BEN-YISHAY	☐	☐	☐	☐	SIEG	☐	☐	☐	☐
CRISCUOLO	☐	☐	☐	☐	TOLOMEO	☐	☐	☐	☐
DONOVAN	☐	☐	☐	☐					

X - Indicates Vote A.B. – Absent N.V - Not Voting (Abstained or Excused)