

**MINUTES OF THE REGULAR MEETING OF THE EDGEWATER MAYOR AND COUNCIL
MEETING HELD IN THE EDGEWATER MUNICIPAL BUILDING, COUNCIL CHAMBERS,
LOCATED AT 55 RIVER ROAD, EDGEWATER, COUNTY OF BERGEN, STATE OF NEW
JERSEY ON MONDAY, MARCH 17, 2025 @ 7:00 PM.**

Mayor McPartland called the meeting to order and asked everyone to stand for the **PLEDGE OF ALLEGIANCE**

Mayor McPartland asked for a moment of silence for Jean Thompson and Past Councilman William Fitzgerald. They both did a lot for Edgewater over the years.

OPEN PUBLIC MEETINGS ACT

Council President Monte read the following statement:

In compliance with New Jersey's Open Public Meetings Act, Chapter 231 of P.L. 1975, I hereby declare that adequate notice of this meeting has been provided specifying that this meeting would be held on this date, March 17, 2025, in the Municipal Building, 55 River Road, Edgewater, New Jersey at 6:00 pm. This notice was published in the Record and Jersey Journal, posted on the bulletin board in the lobby of the Borough Hall and posted on the Borough's website.

PRESENT ON ROLL CALL

Councilwoman Lawlor, Councilman Vidal, Councilman Bartolomeo
Councilman Martin attended the meeting by phone.

ALSO PRESENT

Administrator Gregory Franz, Borough Attorney Robert Travers, Borough Clerk Stephanie Evans.

ABSENT

Councilman Gutierrez, Councilman Monte

PROCLAMATION

Mayor McPartland read the Arbor Day proclamation

2025 MUNICIPAL BUDGET

Steve Wielkotz, Borough Auditor, discussed the figures and expenditures to arrive at this year's municipal's budget. He stated that on the spending side its up 2.8% over last year, which is health insurance. The cost is up \$1 million over last year, salaries are flat year to year, pension increase almost \$195,000, sewer charge increase \$113,000, the library an additional \$189,000. Operating side are \$22,000 less than last year, spending is controlled. The surplus was not regenerated, this year it was about \$3.3 million, from last year's \$5 million. The tax impact based on the average assessment of \$672,000 is approximately \$94.00 a quarter, \$375.00 for the year. This impact is statewide. Ordinance 2025-007, on for introduction tonight, allows by ordinance to increase the appropriation CAP from 2^{1/2} to 3^{1/2}, but we are under the appropriation CSP by about \$240,000. Need to pass the ordinance to preserve the bank for the next 3 years. This is done by every municipality every single year.

INTRODUCTION OF ORDINANCE

Mayor McPartland read the title of the budget ordinance and asked if any member of the council or public had any questions, seeing none he asked for a motion.

Motion by: Councilman Bartolomeo

Second by: Councilman Vidal

All in favor: 4-0

Introduction of Budget Ordinance

**2025-007 Calendar Year 2025 Ordinance to Exceed the Municipal Budget
Appropriation Limits and to Establish a CAP Bank**

**BOROUGH OF EDGEWATER
ORDINANCE 2025-007**

**CALENDAR YEAR 2025
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year=s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to

its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Edgewater in the County of Bergen finds it advisable and necessary to increase its CY 2025 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$270,585.6 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Edgewater, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2025 budget year, the final appropriations of the Borough of Edgewater shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$947,049.74 and that the CY 2025 municipal budget for the Borough of Edgewater be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

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

Adoption of Ordinance is scheduled for Monday, April 21, 2025

MUNICIPAL BUDGET RESOLUTIONS

Mayor McPartland these resolutions 2025-105 and 2025-102 were voted on as a consent agenda. Mayor McPartland asked for a motion.

Motion by: Councilman Bartolomeo

Second by: Councilman Vidal

All in favor: 4-0

2025-105 EEO Compliance Resolution

RESOLUTION 2025-105

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Borough of Edgewater, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

2025-102 RESOLUTION TO INTRODUCE 2025 BUDGET

RESOLUTION 2025-102
MUNICIPAL BUDGET NOTICE
THIS RESOLUTION CAN BE FOUND AT THE END OF THE MINUTES

OPEN TO THE PUBLIC

Mayor McPartland opened the meeting to the public asking if anyone wished to be heard.

Gail Fine, Rutledge Court – asked if this is the last year for the reassessment? Over all the municipal tax is only a small portion, could the auditor guess what the county tax would be? Is the library included in the municipal taxes, or is it a separate tax? Mr. Wielkocz replied there is a separate library tax, but it is part of the overall municipal tax increase. This is the 5th final year of the reassessment. He didn't have an answer regarding county tax increase.

Mayor McPartland closed the meeting to the public.

ORDINANCE(S)

INTRODUCTION OF ORDINANCE

Mayor McPartland read the title of the ordinance and asked the council if they had questions regarding this ordinance. Seeing there were no questions, the mayor asked for a motion.

Motion by: Councilwoman Lawlor
Second by: Councilman Bartolomeo
All in favor: 4-0

ORDINANCE 2025-006 AN ORDINANCE OF THE BOROUGH OF EDGEWATER REPEALING CHAPTER 210 ENTITLED FLOOD DAMAGE PREVENTION IN ITS ENTIRETY OF THE CODE OF THE BOROUGH OF EDGEWATER AND ADOPTING A NEW CHAPTER 210 TO INCLUDE FLOOD HAZARD MAPS; TO DESIGNATE A FLOODPLAIN ADMINISTRATOR; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

ORDINANCE FOR ADOPTION OF THE FLOODPLAIN MANAGEMENT REGULATIONS

WHEREAS, the Legislature of the State of New Jersey has, in N.J.S.A. 40:48 et seq and N.J.S.A. 40:55D et seq., conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of Borough of Edgewater and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, the Borough of Edgewater was accepted for participation in the National Flood Insurance Program on April 1, 1983 and the Mayor and Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59, 60, 65, and 70 necessary for such participation; and

WHEREAS, the Borough of Edgewater is required, pursuant to N.J.A.C. 5:23 et seq., to administer and enforce the State building codes, and such building codes contain certain provisions that apply to the design and construction of buildings and structures in flood hazard areas; and

WHEREAS, the Borough of Edgewater is required, pursuant to N.J.S.A. 40:49-5, to enforce zoning codes that secure safety from floods and contain certain provisions that apply to the development of lands; and

WHEREAS, the Borough of Edgewater is required, pursuant to N.J.S.A.58:16A-57, within 12 months after the delineation of any flood hazard area, to adopt rules and regulations concerning the development and use of land in the flood fringe area which at least conform to the standards promulgated by the New Jersey Department of Environmental Protection (NJDEP).

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Edgewater that the following floodplain management regulations are hereby adopted.

SECTION 1. RECITALS.

The foregoing whereas clauses are incorporated herein by reference and made a part hereof.

SECTION 2. These regulations specifically repeal and replace the following ordinance(s) and regulation(s): Chapter 210 of the Borough of Edgewater Code entitled "Chapter 210 – Flood Damage Prevention;" and Chapter 240-79 of the Borough of Edgewater Code entitled "Chapter 240-79 – Floodplain Regulations".

SECTION 101 SCOPE AND ADMINISTRATION

101.1 Title. These regulations, in combination with the flood provisions of the Uniform Construction Code (UCC) N.J.A.C. 5:23 (hereinafter "Uniform Construction Code," consisting of the Building Code, Residential Code, Rehabilitation Subcode, and related codes, and the New Jersey Flood Hazard Area Control Act (hereinafter "FHACA"), N.J.A.C. 7:13, shall be known as the *Floodplain Management Regulations of the Borough of Edgewater* (hereinafter "these regulations").

101.2 Scope. These regulations, in combination with the flood provisions of the Uniform Construction Code and FHACA shall apply to all proposed development in flood hazard areas established in Section 102 of these regulations.

101.3 Purposes and objectives. The purposes and objectives of these regulations are to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific flood hazard areas through the establishment of comprehensive regulations for management of flood hazard areas, designed to:

- (1) Protect human life and health.
- (2) Prevent unnecessary disruption of commerce, access, and public service during times of flooding.
- (3) Manage the alteration of natural floodplains, stream channels and shorelines;
- (4) Manage filling, grading, dredging and other development which may increase flood damage or erosion potential.
- (5) Prevent or regulate the construction of flood barriers which will divert floodwater or increase flood hazards.
- (6) Contribute to improved construction techniques in the floodplain.
- (7) Minimize damage to public and private facilities and utilities.
- (8) Help maintain a stable tax base by providing for the sound use and development of flood hazard areas.
- (9) Minimize the need for rescue and relief efforts associated with flooding.
- (10) Ensure that property owners, occupants, and potential owners are aware of property located in flood hazard areas.
- (11) Minimize the need for future expenditure of public funds for flood control projects and response to and recovery from flood events.
- (12) Meet the requirements of the National Flood Insurance Program for community participation set forth in Title 44 Code of Federal Regulations, Section 59.22.

101.4 Coordination with Building Codes. Pursuant to the requirement established in N.J.A.C. 5:23, the Uniform Construction Code, that the Borough of Edgewater administer and enforce the State building codes, the Mayor and Council of the Borough of Edgewater does hereby acknowledge that the Uniform Construction Code contains certain provisions that apply to the design and construction of buildings and structures in flood hazard areas. Therefore, these regulations are intended to be administered and enforced in conjunction with the Uniform Construction Code.

101.5 Ordinary Building Maintenance and Minor Work. Improvements defined as ordinary building maintenance and minor work projects by the Uniform Construction Code including non-structural replacement-in-kind of windows, doors, cabinets, plumbing fixtures, decks, walls, partitions, new flooring materials, roofing, etc. shall be evaluated by the Floodplain Administrator through the floodplain development permit to ensure compliance with the Substantial Damage and Substantial Improvement Section 103.14 of this ordinance.

101.6 Warning. The degree of flood protection required by these regulations is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur. Flood heights may be increased by man-made or natural causes. Enforcement of these regulations does not imply that land outside the special flood hazard areas, or that uses permitted within such flood hazard areas, will be free from flooding or flood damage.

101.7 Other laws. The provisions of these regulations shall not be deemed to nullify any provisions of local, State, or Federal law.

101.8 Violations and Penalties for Noncompliance. No structure or land shall hereafter be constructed, relocated to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a violation under N.J.S.A. 40:49-5. Any person who violates this ordinance or fails to comply with any of its requirements shall be subject to one (1) or more of the following: a fine of not more than \$1250 imprisonment for a term not exceeding ninety (90) days or a period of community service not exceeding 90 days.

Each day in which a violation of an ordinance exists shall be considered to be a separate and distinct violation subject to the imposition of a separate penalty for each day of the violation as the Court may determine except that the owner will be afforded the opportunity to cure or abate the condition during a 30 day period and shall be afforded the opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30-day period, a fine greater than \$1250 may be imposed if the court has not determined otherwise, or if upon reinspection of the property, it is determined that the abatement has not been substantially completed.

Any person who is convicted of violating an ordinance within one year of the date of a previous violation of the same ordinance and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the ordinance, but shall be calculated separately from the fine imposed for the violation of the ordinance.

101.8.1 Solid Waste Disposal in a Flood Hazard Area. Any person who has unlawfully disposed of solid waste in a floodway or floodplain who fails to comply with this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$2500 or up to a maximum penalty by a fine not exceeding \$10,000 under N.J.S.A. 40:49-5.

101.9 Abrogation and greater restrictions. These regulations supersede any ordinance in effect in flood hazard areas. However, these regulations are not intended to repeal or abrogate any existing ordinances including land development regulations, subdivision regulations, zoning ordinances, stormwater management regulations, or building codes. In the event of a conflict between these regulations and any other ordinance, code, or regulation, the more restrictive shall govern.

SECTION 102 APPLICABILITY

102.1 General. These regulations, in conjunction with the Uniform Construction Code, provide minimum requirements for development located in flood hazard areas, including the subdivision of land and other developments; site improvements and installation of utilities; placement and replacement of manufactured homes; placement of recreational vehicles; new construction and alterations, repair, reconstruction, rehabilitation or additions of existing buildings and structures; substantial improvement of existing buildings and structures, including repair of substantial damage; installation of tanks; temporary structures and temporary or permanent storage; utility and miscellaneous Group U buildings and structures; and certain building work exempt from permit under the Uniform Construction Code; and other buildings and development activities.

102.2 Establishment of Flood Hazard Areas. The Borough of Edgewater was accepted for participation in the National Flood Insurance Program on November 23, 1982.

The National Flood Insurance Program (NFIP) floodplain management regulations encourage that all Federal, State, and Local regulations that are more stringent than the minimum NFIP standards take precedence in permitting decisions. The FHACA requires that the effective Flood Insurance Rate Map, most recent preliminary FEMA mapping and flood studies, and Department delineations be compared to determine the most restrictive mapping. The FHACA also regulates unstudied flood hazard areas in watersheds measuring 50 acres or greater in size and most riparian zones in New Jersey. Because of these higher standards, the regulated flood hazard area in New Jersey may be more expansive and more restrictive than the FEMA Special Flood Hazard Area. Maps and studies that establish flood hazard areas are on file at the Building Department office - 55 River Road, Edgewater, New.

The following sources identify flood hazard areas in this jurisdiction and must be considered when determining the Best Available Flood Hazard Data Area:

1) **Effective Flood Insurance Study.** Special Flood Hazard Areas (SFHAs) identified by the Federal Emergency Management Agency in a scientific and engineering report entitled Flood Insurance Rate Map for Bergen County, New Jersey (All Jurisdictions) dated August 28, 2019 and the accompanying Flood Insurance Rate Maps (FIRM) identified in Table 102.2(1) whose top-level document (appendix map) effective date is August 28, 2019 are hereby adopted by reference.

Table 102.2(1)

Map Panel #	Effective Date	Suffix
34003C0276	2019-08-28	H
34003C0277	2019-08-28	H
34003C0278	2019-08-28	H
34003C0279	2019-08-28	H
34003C0286	2019-08-28	H

2) **Federal Best Available Information.** The Borough of Edgewater shall utilize Federal flood information as listed in the table below that provides more detailed hazard information, higher flood elevations, larger flood hazard areas, and results in more restrictive regulations. This information may include but is not limited to preliminary flood elevation guidance from FEMA (such as Advisory Flood Hazard Area Maps, Work Maps or Preliminary FIS and FIRM). Additional Federal Best Available studies issued after the date of this ordinance must also be considered. These studies are listed on FEMA's Map Service Center. This information shall be used for floodplain regulation purposes only.

Table 102.2(2)

Map Panel #	Preliminary Date
34003C0276J	2014-08-29
34003C0277J	2014-08-29
34003C0278J	2014-08-29
34003C0279J	2014-08-29
34003C0286J	2014-08-29

3) **Other Best Available Data.** The Borough of Edgewater shall utilize high water elevations from flood events, groundwater flooding areas, studies by federal or state agencies, or other information deemed appropriate by the

Borough of Edgewater. Other “best available information” may not be used which results in less restrictive flood elevations, design standards, or smaller flood hazard areas than the sources described in Section 102.2 (1) and (2), above. This information shall be used for floodplain regulation purposes only.

- 4) **State Regulated Flood Hazard Areas.** For State regulated waters, the NJ Department of Environmental Protection (NJDEP) identifies the flood hazard area as the land, and the space above that land, which lies below the “Flood Hazard Area Control Act Design Flood Elevation”, as defined in Section 201, and as described in the New Jersey Flood Hazard Area Control Act at N.J.A.C. 7:13. A FHACA flood hazard area exists along every regulated water that has a drainage area of 50 acres or greater. Such area may extend beyond the boundaries of the Special Flood Hazard Areas (SFHAs) as identified by FEMA. The following is a list of New Jersey State studied waters in this community under the FHACA, and their respective map identification numbers.

Table 102.2(3) List of State Studied Waters

Name of Studied Water	File Name	Map Number
Hudson River	Q0000029	HSR-1

102.3 Establishing the Local Design Flood Elevation (LDFE).

The Local Design Flood Elevation (LDFE) is established in the flood hazard areas determined in Section 102.2, above, using the best available flood hazard data sources, and the Flood Hazard Area Control Act minimum Statewide elevation requirements for lowest floors in A, Coastal A, and V zones, ASCE 24 requirements for critical facilities as specified by the building code, plus additional freeboard as specified by this ordinance.

At a minimum, the Local Design Flood Elevation shall be as follows:

- 1) For a delineated watercourse, the elevation associated with the Best Available Flood Hazard Data Area determined in Section 102.2, above plus one foot or as described by N.J.A.C. 7:13 of freeboard; or
- 2) For any un-delineated watercourse (where mapping or studies described in 102.2 (1) and (2) above are not available) that has a contributory drainage area of 50 acres or more, the applicants must provide one of the following to determine the Local Design Flood Elevation:
 - a. A copy of an unexpired NJDEP Flood Hazard Area Verification plus one foot of freeboard and any additional freeboard as required by ASCE 24; or
 - b. A determination of the Flood Hazard Area Design Flood Elevation using Method 5 or Method 6 (as described in N.J.A.C. 7:13) plus one foot of freeboard and any additional freeboard as required by ASCE 24. Any determination using these methods must be sealed and submitted according to Section 105.2-3.
- 3) AO Zones – For Zone AO areas on the municipality’s FIRM (or on preliminary flood elevation guidance from FEMA), the Local Design Flood Elevation is determined from the FIRM panel as the highest adjacent grade plus the depth number specified plus one foot of freeboard. If no depth number is specified, the Local Design Flood Elevation is three (3) feet above the highest adjacent grade.
- 4) Class IV Critical Facilities - For any proposed development of new and substantially improved Flood Design Class IV Critical Facilities, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 2 feet of freeboard in accordance with ASCE 24.
- 5) Class III Critical Facilities - For proposed development of new and substantially improved Flood Design Class III Critical Facilities in coastal high hazard areas, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 1 foot of freeboard in accordance with ASCE 24.

SECTION 103 DUTIES AND POWERS OF THE FLOODPLAIN ADMINISTRATOR

103.1 Floodplain Administrator Designation. The **Borough Engineer** is designated the Floodplain Administrator. The Floodplain Administrator shall have the authority to delegate performance of certain duties to other employees.

103.2 General. The Floodplain Administrator is authorized and directed to administer the provisions of these regulations. The Floodplain Administrator shall have the authority to render interpretations of these regulations consistent with the intent and purpose of these regulations and to establish policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be consistent with the intent and purpose of these regulations and the flood provisions of the building code and shall not have the effect of waiving specific requirements without the granting of a variance pursuant to Section 107 of these regulations.

103.3 Coordination. The Floodplain Administrator shall coordinate with the Construction Official to administer and enforce the flood provisions of the Uniform Construction Code.

103.4 Duties. The duties of the Floodplain Administrator shall include but are not limited to:

- (1) Review all permit applications to determine whether proposed development is located in flood hazard areas

established in Section 102 of these regulations.

- (2) Require development in flood hazard areas to be reasonably safe from flooding and to be designed and constructed with methods, practices and materials that minimize flood damage.
- (3) Interpret flood hazard area boundaries and provide available flood elevation and flood hazard information.
- (4) Determine whether additional flood hazard data shall be obtained or developed.
- (5) Review required certifications and documentation specified by these regulations and the building code to determine that such certifications and documentations are complete.
- (6) Establish, in coordination with the Construction Official, written procedures for administering and documenting determinations of substantial improvement and substantial damage made pursuant to Section 103.14 of these regulations.
- (7) Coordinate with the Construction Official and others to identify and investigate damaged buildings located in flood hazard areas and inform owners of the requirement to obtain permits for repairs.
- (8) Review requests submitted to the Construction Official seeking approval to modify the strict application of the flood load and flood resistant construction requirements of the Uniform Construction code to determine whether such requests require consideration as a variance pursuant to Section 107 of these regulations.
- (9) Require applicants who submit hydrologic and hydraulic engineering analyses to support permit applications to submit to FEMA the data and information necessary to maintain the Flood Insurance Rate Maps when the analyses propose to change base flood elevations, flood hazard area boundaries, or floodway designations; such submissions shall be made within 6 months of such data becoming available.
- (10) Require applicants who propose alteration of a watercourse to notify adjacent jurisdictions and the NJDEP Bureau of Flood Engineering, and to submit copies of such notifications to the Federal Emergency Management Agency (FEMA).
- (11) Inspect development in accordance with Section 106 of these regulations and inspect flood hazard areas to determine if development is undertaken without issuance of permits.
- (12) Prepare comments and recommendations for consideration when applicants seek variances in accordance with Section 107 of these regulations.
- (13) Cite violations in accordance with Section 108 of these regulations.
- (14) Notify the Federal Emergency Management Agency when the corporate boundaries of the Borough of Edgewater have been modified.
- (15) Permit Ordinary Maintenance and Minor Work in the regulated areas discussed in Section 102.2.

103.5 Use of changed technical data. The Floodplain Administrator and the applicant shall not use changed flood hazard area boundaries or base flood elevations for proposed buildings or developments unless the Floodplain Administrator or applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) revision and has received the approval of the Federal Emergency Management Agency. A revision of the effective FIRM does not remove the related feature(s) on a flood hazard area delineation that has been promulgated by the NJDEP. A separate application must be made to the State pursuant to N.J.A.C. 7:13 for revision of a flood hazard design flood elevation, flood hazard area limit, floodway limit, and/or other related feature.

103.6 Other permits. It shall be the responsibility of the Floodplain Administrator to assure that approval of a proposed development shall not be given until proof that necessary permits have been granted by Federal or State agencies having jurisdiction over such development, including section 404 of the Clean Water Act. In the event of conflicting permit requirements, the Floodplain Administrator must ensure that the most restrictive floodplain management standards are reflected in permit approvals.

103.7 Determination of Local Design Flood Elevations. If design flood elevations are not specified, the Floodplain Administrator is authorized to require the applicant to:

- (1) Obtain, review, and reasonably utilize data available from a Federal, State, or other source, or
- (2) Determine the design flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques. Such analyses shall be performed and sealed by a licensed professional engineer. Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator. The accuracy of data submitted for such determination shall be the responsibility of the applicant.

It shall be the responsibility of the Floodplain Administrator to verify that the applicant's proposed Best Available Flood Hazard Data Area and the Local Design Flood Elevation in any development permit accurately applies the best available flood hazard data and methodologies for determining flood hazard areas and design elevations described in 102.2 and 102.3 respectively. This information shall be provided to the Construction Official and documented according to Section 103.15.

103.8 Requirement to submit new technical data. Base Flood Elevations may increase or decrease resulting from natural changes (e.g. erosion, accretion, channel migration, subsidence, uplift) or man-made physical changes (e.g. dredging, filling, excavation) affecting flooding conditions. As soon as practicable, but not later than six months after the date of a man-made change or when information about a natural change becomes available, the

Floodplain Administrator shall notify the Federal Insurance Administrator of the changes by submitting technical or scientific data in accordance with Title 44 Code of Federal Regulations Section 65.3. Such a submission is necessary so that upon confirmation of those physical changes affecting flooding conditions, risk premium rates and floodplain management requirements will be based upon current data.

103.9 Activities in riverine flood hazard areas. In riverine flood hazard areas where design flood elevations are specified but floodways have not been designated, the Floodplain Administrator shall not permit any new construction, substantial improvement or other development, including the placement of fill, unless the applicant submits an engineering analysis prepared by a licensed professional engineer that demonstrates that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachment, will not increase the design flood elevation more than 0.2 feet at any point within the community.

103.10 Floodway encroachment. Prior to issuing a permit for any floodway encroachment, including fill, new construction, substantial improvements and other development or land-disturbing-activity, the Floodplain Administrator shall require submission of a certification prepared by a licensed professional engineer, along with supporting technical data, that demonstrates that such development will not cause any increase in the base flood level.

103.10.1 Floodway revisions. A floodway encroachment that increases the level of the base flood is authorized if the applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) and has received the approval of FEMA.

103.11 Watercourse alteration. Prior to issuing a permit for any alteration or relocation of any watercourse, the Floodplain Administrator shall require the applicant to provide notification of the proposal to the appropriate authorities of all adjacent government jurisdictions, as well as the NJDEP Bureau of Flood Engineering and the Division of Land Resource Protection. A copy of the notification shall be maintained in the permit records and submitted to FEMA.

103.11.1 Engineering analysis. The Floodplain Administrator shall require submission of an engineering analysis prepared by a licensed professional engineer, demonstrating that the flood-carrying capacity of the altered or relocated portion of the watercourse will be maintained, neither increased nor decreased. Such watercourses shall be maintained in a manner that preserves the channel's flood-carrying capacity.

103.12 Alterations in coastal areas. The excavation or alteration of sand dunes is governed by the New Jersey Coastal Zone Management (CZM) rules, N.J.A.C. 7:7. Prior to issuing a flood damage prevention permit for any alteration of sand dunes in coastal high hazard areas and Coastal A Zones, the Floodplain Administrator shall require that a New Jersey CZM permit be obtained and included in the flood damage prevention permit application. The applicant shall also provide documentation of any engineering analysis, prepared by a licensed professional engineer, that demonstrates that the proposed alteration will not increase the potential for flood damage.

103.13 Development in riparian zones All development in Riparian Zones as described in N.J.A.C. 7:13 is prohibited by this ordinance unless the applicant has received an individual or general permit or has complied with the requirements of a permit by rule or permit by certification from NJDEP Division of Land Resource Protection prior to application for a floodplain development permit and the project is compliant with all other Floodplain Development provisions of this ordinance. The width of the riparian zone can range between 50 and 300 feet and is determined by the attributes of the waterbody and designated in the New Jersey Surface Water Quality Standards N.J.A.C. 7:9B. The portion of the riparian zone located outside of a regulated water is measured landward from the top of bank. Applicants can request a verification of the riparian zone limits or a permit applicability determination to determine State permit requirements under N.J.A.C. 7:13 from the NJDEP Division of Land Resource Protection.

103.14 Substantial improvement and substantial damage determinations. When buildings and structures are damaged due to any cause including but not limited to man-made, structural, electrical, mechanical, or natural hazard events, or are determined to be unsafe as described in N.J.A.C. 5:23; and for applications for building permits to improve buildings and structures, including alterations, movement, repair, additions, rehabilitations, renovations, ordinary maintenance and minor work, substantial improvements, repairs of substantial damage, and any other improvement of or work on such buildings and structures, the Floodplain Administrator, in coordination with the Construction Official, shall:

- (1) Estimate the market value, or require the applicant to obtain a professional appraisal prepared by a qualified independent appraiser, of the market value of the building or structure before the start of construction of the proposed work; in the case of repair, the market value of the building or structure shall be the market value before the damage occurred and before any repairs are made.
- (2) Determine and include the costs of all ordinary maintenance and minor work, as discussed in Section 101.5, performed in the floodplain regulated by this ordinance in addition to the costs of those improvements regulated by the Construction Official in substantial damage and substantial improvement calculations.
- (3) Compare the cost to perform the improvement, the cost to repair the damaged building to its pre-damaged condition, or the combined costs of improvements and repairs, where applicable, to the market value of the building or structure.
- (4) Determine and document whether the proposed work constitutes substantial improvement or repair of substantial

damage.

(5) Notify the applicant in writing when it is determined that the work constitutes substantial improvement or repair of substantial damage and that compliance with the flood resistant construction requirements of the building code is required and notify the applicant when it is determined that work does not constitute substantial improvement or repair of substantial damage. The Floodplain Administrator shall also provide all letters documenting substantial damage and compliance with flood resistant construction requirements of the building code to the NJDEP Bureau of Flood Engineering.

103.15 Department records. In addition to the requirements of the building code and these regulations, and regardless of any limitation on the period required for retention of public records, the Floodplain Administrator shall maintain and permanently keep and make available for public inspection all records that are necessary for the administration of these regulations and the flood provisions of the Uniform Construction Code, including Flood Insurance Studies, Flood Insurance Rate Maps; documents from FEMA that amend or revise FIRMs; NJDEP delineations, records of issuance of permits and denial of permits; records of ordinary maintenance and minor work, determinations of whether proposed work constitutes substantial improvement or repair of substantial damage; required certifications and documentation specified by the Uniform Construction Code and these regulations including as-built Elevation Certificates; notifications to adjacent communities, FEMA, and the State related to alterations of watercourses; assurance that the flood carrying capacity of altered waterways will be maintained; documentation related to variances, including justification for issuance or denial; and records of enforcement actions taken pursuant to these regulations and the flood resistant provisions of the Uniform Construction Code. The Floodplain Administrator shall also record the required elevation, determination method, and base flood elevation source used to determine the Local Design Flood Elevation in the floodplain development permit.

103.16 Liability. The Floodplain Administrator and any employee charged with the enforcement of these regulations, while acting for the jurisdiction in good faith and without malice in the discharge of the duties required by these regulations or other pertinent law or ordinance, shall not thereby be rendered liable personally and is hereby relieved from personal liability for any damage accruing to persons or property as a result of any act or by reason of an act or omission in the discharge of official duties. Any suit instituted against an officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of these regulations shall be defended by legal representative of the jurisdiction until the final termination of the proceedings. The Floodplain Administrator and any subordinate shall not be liable for cost in any action, suit or proceeding that is instituted in pursuance of the provisions of these regulations.

SECTION 104 PERMITS

104.1 Permits Required. Any person, owner or authorized agent who intends to conduct any development in a flood hazard area shall first make application to the Floodplain Administrator and shall obtain the required permit. Depending on the nature and extent of proposed development that includes a building or structure, the Floodplain Administrator may determine that a floodplain development permit or approval is required in addition to a building permit.

104.2 Application for permit. The applicant shall file an application in writing on a form furnished by the Floodplain Administrator. Such application shall:

- (1) Identify and describe the development to be covered by the permit.
- (2) Describe the land on which the proposed development is to be conducted by legal description, street address or similar description that will readily identify and definitively locate the site.
- (3) Indicate the use and occupancy for which the proposed development is intended.
- (4) Be accompanied by a site plan and construction documents as specified in Section 105 of these regulations, grading and filling plans and other information deemed appropriate by the Floodplain Administrator.
- (5) State the valuation of the proposed work, including the valuation of ordinary maintenance and minor work.
- (6) Be signed by the applicant or the applicant's authorized agent.

104.3 Validity of permit. The issuance of a permit under these regulations or the Uniform Construction Code shall not be construed to be a permit for, or approval of, any violation of this appendix or any other ordinance of the jurisdiction. The issuance of a permit based on submitted documents and information shall not prevent the Floodplain Administrator from requiring the correction of errors. The Floodplain Administrator is authorized to prevent occupancy or use of a structure or site which is in violation of these regulations or other ordinances of this jurisdiction.

104.4 Expiration. A permit shall become invalid when the proposed development is not commenced within 180 days after its issuance, or when the work authorized is suspended or abandoned for a period of 180 days after the work commences. Extensions shall be requested in writing and justifiable cause demonstrated. The Floodplain Administrator is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each.

104.5 Suspension or revocation. The Floodplain Administrator is authorized to suspend or revoke a permit issued under these regulations wherever the permit is issued in error or on the basis of incorrect, inaccurate or incomplete information, or in violation of any ordinance or code of this jurisdiction.

SECTION 105 SITE PLANS AND CONSTRUCTION DOCUMENTS

105.1 Information for development in flood hazard areas. The site plan or construction documents for any development subject to the requirements of these regulations shall be drawn to scale and shall include, as applicable to the proposed development:

- (1) Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood elevation(s), and ground elevations when necessary for review of the proposed development. For buildings that are located in more than one flood hazard area, the elevation and provisions associated with the most restrictive flood hazard area shall apply.
- (2) Where base flood elevations or floodway data are not included on the FIRM or in the Flood Insurance Study, they shall be established in accordance with Section 105.2.
- (3) Where the parcel on which the proposed development will take place will have more than 50 lots or is larger than 5 acres and base flood elevations are not included on the FIRM or in the Flood Insurance Study, such elevations shall be established in accordance with Section 105.2(3) of these regulations.
- (4) Location of the proposed activity and proposed structures, and locations of existing buildings and structures; in coastal high hazard areas and Coastal A zones, new buildings shall be located landward of the reach of mean high tide.
- (5) Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
- (6) Where the placement of fill is proposed, the amount, type, and source of fill material; compaction specifications; a description of the intended purpose of the fill areas; and evidence that the proposed fill areas are the minimum necessary to achieve the intended purpose. The applicant shall provide an engineering certification confirming that the proposal meets the flood storage displacement limitations of N.J.A.C. 7:13.
- (7) Extent of any proposed alteration of sand dunes.
- (8) Existing and proposed alignment of any proposed alteration of a watercourse.
- (9) Floodproofing certifications, V Zone and Breakaway Wall Certifications, Operations and Maintenance Plans, Warning and Evacuation Plans and other documentation required pursuant to FEMA publications.

The Floodplain Administrator is authorized to waive the submission of site plans, construction documents, and other data that are required by these regulations but that are not required to be prepared by a registered design professional when it is found that the nature of the proposed development is such that the review of such submissions is not necessary to ascertain compliance.

105.2 Information in flood hazard areas without base flood elevations (approximate Zone A). Where flood hazard areas are delineated on the effective or preliminary FIRM and base flood elevation data have not been provided, the applicant shall consult with the Floodplain Administrator to determine whether to:

- (1) Use the Approximation Method (Method 5) described in N.J.A.C. 7:13 in conjunction with Appendix 1 of the FHACA to determine the required flood elevation.
- (2) Obtain, review, and reasonably utilize data available from a Federal, State or other source when those data are deemed acceptable to the Floodplain Administrator to reasonably reflect flooding conditions.
- (3) Determine the base flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques according to Method 6 as described in N.J.A.C. 7:13. Such analyses shall be performed and sealed by a licensed professional engineer.

Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator prior to floodplain development permit issuance. The accuracy of data submitted for such determination shall be the responsibility of the applicant. Where the data are to be used to support a Letter of Map Change (LOMC) from FEMA, the applicant shall be responsible for satisfying the submittal requirements and pay the processing fees.

105.3 Analyses and certifications by a Licensed Professional Engineer. As applicable to the location and nature of the proposed development activity, and in addition to the requirements of this section, the applicant shall have the following analyses signed and sealed by a licensed professional engineer for submission with the site plan and construction documents:

- (1) For development activities proposed to be located in a regulatory floodway, a floodway encroachment analysis that demonstrates that the encroachment of the proposed development will not cause any increase in base flood elevations; where the applicant proposes to undertake development activities that do increase base flood elevations, the applicant shall submit such analysis to FEMA as specified in Section 105.4 of these regulations and shall submit the Conditional Letter of Map Revision, if issued by FEMA, with the site plan and construction documents.
- (2) For development activities proposed to be located in a riverine flood hazard area where base flood elevations are included in the FIS or FIRM but floodways have not been designated, hydrologic and hydraulic analyses that demonstrate that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachments will not increase the base flood elevation more than 0.2 feet at any point within the jurisdiction. This requirement does not apply in isolated flood hazard areas not connected to a riverine flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.
- (3) For alteration of a watercourse, an engineering analysis prepared in accordance with standard engineering practices which demonstrates that the flood-carrying capacity of the altered or relocated portion of the watercourse

will not be decreased, and certification that the altered watercourse shall be maintained, neither increasing nor decreasing the channel's flood-carrying capacity. The applicant shall submit the analysis to FEMA as specified in Section 105.4 of these regulations. The applicant shall notify the chief executive officer of all affected adjacent jurisdictions, the NJDEP's Bureau of Flood Engineering and the Division of Land Resource Protection; and shall provide documentation of such notifications.

(4) For activities that propose to alter sand dunes in coastal high hazard areas (Zone V) and Coastal A Zones, an engineering analysis that demonstrates that the proposed alteration will not increase the potential for flood damage and documentation of the issuance of a New Jersey Coastal Zone Management permit under N.J.A.C. 7:7.

(5) For analyses performed using Methods 5 and 6 (as described in N.J.A.C. 7:13) in flood hazard zones without base flood elevations (approximate A zones).

105.4 Submission of additional data. When additional hydrologic, hydraulic or other engineering data, studies, and additional analyses are submitted to support an application, the applicant has the right to seek a Letter of Map Change (LOMC) from FEMA to change the base flood elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by a licensed professional engineer in a format required by FEMA. Submittal requirements and processing fees shall be the responsibility of the applicant.

SECTION 106 INSPECTIONS

106.1 General. Development for which a permit is required shall be subject to inspection. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of these regulations or the building code. Inspections presuming to give authority to violate or cancel the provisions of these regulations or the building code or other ordinances shall not be valid.

106.2 Inspections of development. The Floodplain Administrator shall inspect all development in flood hazard areas authorized by issuance of permits under these regulations. The Floodplain Administrator shall inspect flood hazard areas from time to time to determine if development is undertaken without issuance of a permit.

106.3 Buildings and structures. The Construction Official shall make or cause to be made, inspections for buildings and structures in flood hazard areas authorized by permit in accordance with the Uniform Construction Code, N.J.A.C. 5:23.

1) **Lowest floor elevation.** Upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.

2) **Lowest horizontal structural member.** In V zones and Coastal A zones, upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.

3) **Installation of attendant utilities** (electrical, heating, ventilating, air-conditioning, and other service equipment) and sanitary facilities elevated as discussed in Section 801.2.

4) **Final inspection.** Prior to the final inspection, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.

106.4 Manufactured homes. The Floodplain Administrator shall inspect manufactured homes that are installed or replaced in flood hazard areas to determine compliance with the requirements of these regulations and the conditions of the issued permit. Upon placement of a manufactured home, certification of the elevation of the lowest floor shall be submitted on an Elevation Certificate to the Floodplain Administrator prior to the final inspection.

SECTION 107 VARIANCES

107.1 General. The Planning Board of the Borough of Edgewater shall hear and decide requests for variances. The Planning Board of the Borough of Edgewater shall base its determination on technical justifications submitted by applicants, the considerations for issuance in Section 107.5, the conditions of issuance set forth in Section 107.6, and the comments and recommendations of the Floodplain Administrator and, as applicable, the Construction Official. The Planning Board of the Borough of Edgewater has the right to attach such conditions to variances as it deems necessary to further the purposes and objectives of these regulations.

107.2 Historic structures. A variance to the substantial improvement requirements of this ordinance is authorized provided that the repair or rehabilitation of a historic structure is completed according to N.J.A.C. 5:23-6.33, Section 1612 of the International Building Code and R322 of the International Residential Code, the repair or rehabilitation will not preclude the structure's continued designation as a historic structure, the structure meets the definition of the historic structure as described by this ordinance, and the variance is the minimum necessary to preserve the historic character and design of the structure.

107.3 Functionally dependent uses. A variance is authorized to be issued for the construction or substantial improvement necessary for the conduct of a functionally dependent use provided the variance is the minimum necessary to allow the construction or substantial improvement, and that all due consideration has been given to use of methods and materials that minimize flood damage during the base flood and create no additional threats to public safety.

107.4 Restrictions in floodways. A variance shall not be issued for any proposed development in a floodway when any increase in flood levels would result during the base flood discharge, as evidenced by the applicable analysis and certification required in Section 105.3(1) of these regulations.

107.5 Considerations. In reviewing requests for variances, all technical evaluations, all relevant factors, all other portions of these regulations, and the following shall be considered:

- (1) The danger that materials and debris may be swept onto other lands resulting in further injury or damage.
- (2) The danger to life and property due to flooding or erosion damage.
- (3) The susceptibility of the proposed development, including contents, to flood damage and the effect of such damage on current and future owners.
- (4) The importance of the services provided by the proposed development to the community.
- (5) The availability of alternate locations for the proposed development that are not subject to flooding or erosion and the necessity of a waterfront location, where applicable.
- (6) The compatibility of the proposed development with existing and anticipated development.
- (7) The relationship of the proposed development to the comprehensive plan and floodplain management program for that area.
- (8) The safety of access to the property in times of flood for ordinary and emergency vehicles.
- (9) The expected heights, velocity, duration, rate of rise and debris and sediment transport of the floodwater and the effects of wave action, where applicable, expected at the site.
- (10) The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems, streets, and bridges.

107.6 Conditions for issuance. Variances shall only be issued upon:

- (1) Submission by the applicant of a showing of good and sufficient cause that the unique characteristics of the size, configuration or topography of the site limit compliance with any provision of these regulations or renders the elevation standards of the building code inappropriate.
- (2) A determination that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the land that render the lot undevelopable.
- (3) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, nor create nuisances, cause fraud on or victimization of the public or conflict with existing local laws or ordinances.
- (4) A determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- (5) Notification to the applicant in writing over the signature of the Floodplain Administrator that the issuance of a variance to construct a structure below the base flood level will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage, and that such construction below the base flood level increases risks to life and property.

SECTION 108 VIOLATIONS

108.1 Violations. Any development in any flood hazard area that is being performed without an issued permit or that is in conflict with an issued permit shall be deemed a violation. A building or structure without the documentation of elevation of the lowest floor, the lowest horizontal structural member if in a V or Coastal A Zone, other required design certifications, or other evidence of compliance required by the building code is presumed to be a violation until such time as that documentation is provided.

108.2 Authority. The Floodplain Administrator is authorized to serve notices of violation or stop work orders to owners of property involved, to the owner's agent, or to the person or persons doing the work for development that is not within the scope of the Uniform Construction Code, but is regulated by these regulations and that is determined to be a violation.

108.3 Unlawful continuance. Any person who shall continue any work after having been served with a notice of violation or a stop work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by N.J.S.A. 40:49-5 as appropriate.

108.4 Review Period to Correct Violations. A 30-day period shall be given to the property owner as an opportunity to cure or abate the condition. The property owner shall also be afforded an opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30-day period, a fine greater than \$1,250.00 may be imposed if a court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.

SECTION 201 DEFINITIONS

201.1 General. The following words and terms shall, for the purposes of these regulations, have the meanings shown herein. Other terms are defined in the Uniform Construction Code N.J.A.C. 5:23 and terms are defined where

used in the International Residential Code and International Building Code (rather than in the definitions section). Where terms are not defined, such terms shall have ordinarily accepted meanings such as the context implies.

201.2 Definitions

30 DAY PERIOD – The period of time prescribed by N.J.S.A. 40:49-5 in which a property owner is afforded the opportunity to correct zoning and solid waste disposal after a notice of violation pertaining to this ordinance has been issued.

100 YEAR FLOOD ELEVATION – Elevation of flooding having a 1% annual chance of being equaled or exceeded in a given year which is also referred to as the Base Flood Elevation.

500 YEAR FLOOD ELEVATION – Elevation of flooding having a 0.2% annual chance of being equaled or exceeded in a given year.

A ZONES – Areas of 'Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation (BFE) in any given year shown on the Flood Insurance Rate Map (FIRM) zones A, AE, AH, A1–A30, AR, AR/A, AR/AE, AR/A1– A30, AR/AH, and AR/AO. When used in reference to the development of a structure in this ordinance, A Zones are not inclusive of Coastal A Zones because of the higher building code requirements for Coastal A Zones.

AH ZONES– Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.

AO ZONES – Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

ACCESSORY STRUCTURE – Accessory structures are also referred to as appurtenant structures. An accessory structure is a structure which is on the same parcel of property as a principal structure and the use of which is incidental to the use of the principal structure. For example, a residential structure may have a detached garage or storage shed for garden tools as accessory structures. Other examples of accessory structures include gazebos, picnic pavilions, boathouses, small pole barns, storage sheds, and similar buildings.

AGRICULTURAL STRUCTURE - A structure used solely for agricultural purposes in which the use is exclusively in connection with the production, harvesting, storage, drying, or raising of agricultural commodities, including the raising of livestock. Communities must require that new construction or substantial improvements of agricultural structures be elevated or floodproofed to or above the Base Flood Elevation (BFE) as any other nonresidential building. Under some circumstances it may be appropriate to wet-floodproof certain types of agricultural structures when located in wide, expansive floodplains through issuance of a variance. This should only be done for structures used for temporary storage of equipment or crops or temporary shelter for livestock and only in circumstances where it can be demonstrated that agricultural structures can be designed in such a manner that results in minimal damage to the structure and its contents and will create no additional threats to public safety. New construction or substantial improvement of livestock confinement buildings, poultry houses, dairy operations, similar livestock operations and any structure that represents more than a minimal investment must meet the elevation or dry-floodproofing requirements of 44 CFR 60.3(c)(3).

AREA OF SHALLOW FLOODING – A designated Zone AO, AH, AR/AO or AR/AH (or VO) on a community's Flood Insurance Rate Map (FIRM) with a one percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD – see SPECIAL FLOOD HAZARD AREA

ALTERATION OF A WATERCOURSE – A dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity, or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

ASCE 7 – The standard for the Minimum Design Loads for Buildings and Other Structures, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. which includes but is not limited to methodology and equations necessary for determining structural and flood-related design requirements and determining the design requirements for structures that may experience a combination of loads including those from natural hazards. Flood related equations include those for determining erosion, scour, lateral, vertical, hydrostatic, hydrodynamic, buoyancy, breaking wave, and debris impact.

ASCE 24 – The standard for Flood Resistant Design and Construction, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. References to ASCE 24 shall mean ASCE 24-14 or the most recent version of ASCE 24 adopted in the UCC Code [N.J.A.C. 5:23].

BASE FLOOD ELEVATION (BFE) – The water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year, as shown on a published

Flood Insurance Study (FIS), or preliminary flood elevation guidance from FEMA. May also be referred to as the "100-year flood elevation".

BASEMENT – Any area of the building having its floor subgrade (below ground level) on all sides.

BEST AVAILABLE FLOOD HAZARD DATA - The most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA AREA- The areal mapped extent associated with the most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA ELEVATION - The most recent available preliminary flood elevation guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BREAKAWAY WALLS – Any type of wall subject to flooding that is not required to provide structural support to a building or other structure and that is designed and constructed such that, below the Local Design Flood Elevation, it will collapse under specific lateral loads such that (1) it allows the free passage of floodwaters, and (2) it does not damage the structure or supporting foundation system. Certification in the V Zone Certificate of the design, plans, and specifications by a licensed design professional that these walls are in accordance with accepted standards of practice is required as part of the permit application for new and substantially improved V Zone and Coastal A Zone structures. A completed certification must be submitted at permit application.

BUILDING – Per the FHACA, "Building" means a structure enclosed with exterior walls or fire walls, erected and framed of component structural parts, designed for the housing, shelter, enclosure, and support of individuals, animals, or property of any kind. A building may have a temporary or permanent foundation. A building that is intended for regular human occupation and/or residence is considered a habitable building.

COASTAL A ZONE – An Area of Special Flood Hazard starting from a Velocity (V) Zone and extending up to the landward Limit of the Moderate Wave Action delineation. Where no V Zone is mapped the Coastal A Zone is the portion between the open coast and the landward Limit of the Moderate Wave Action delineation. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces. Construction and development in Coastal A Zones is to be regulated similarly to V Zones/Coastal High Hazard Areas except as allowed by ASCE 24.

COASTAL HIGH HAZARD AREA – An Area of Special Flood Hazard inclusive of the V Zone extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources.

CONDITIONAL LETTER OF MAP REVISION - A Conditional Letter of Map Revision (CLOMR) is FEMA's comment on a proposed project that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CONDITIONAL LETTER OF MAP REVISION - FILL -- A Conditional Letter of Map Revision - Fill (CLOMR-F) is FEMA's comment on a proposed project involving the placement of fill outside of the regulatory floodway that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CRITICAL BUILDING – Per the FHACA, "Critical Building" means that:

- a. It is essential to maintaining continuity of vital government operations and/or supporting emergency response, sheltering, and medical care functions before, during, and after a flood, such as a hospital, medical clinic, police station, fire station, emergency response center, or public shelter; or
- b. It serves large numbers of people who may be unable to leave the facility through their own efforts, thereby hindering or preventing safe evacuation of the building during a flood event, such as a school, college, dormitory, jail or detention facility, day care center, assisted living facility, or nursing home.

DEEP FOUNDATIONS – Per ASCE 24, deep foundations refer to those foundations constructed on erodible soils in Coastal High Hazard and Coastal A Zones which are founded on piles, drilled shafts, caissons, or other types of deep foundations and are designed to resist erosion and scour and support lateral and vertical loads as described in ASCE 7. Foundations shall extend to 10 feet below Mean Water

Level (MWL) unless the design demonstrates that pile penetration will provide sufficient depth and stability as determined by ASCE 24, ASCE 7, and additional geotechnical investigations if any unexpected conditions are encountered during construction.

DEVELOPMENT – Any manmade change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of materials, mining, dredging, filling, grading, paving, excavations, drilling operations and other land-disturbing activities.

DRY FLOODPROOFING – A combination of measures that results in a non-residential structure, including the attendant utilities and equipment as described in the latest version of ASCE 24, being watertight with all elements substantially impermeable and with structural components having the capacity to resist flood loads.

ELEVATED BUILDING – A building that has no basement and that has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns. Solid perimeter foundations walls are not an acceptable means of elevating buildings in V and VE Zones.

ELEVATION CERTIFICATE – An administrative tool of the National Flood Insurance Program (NFIP) that can be used to provide elevation information, to determine the proper insurance premium rate, and to support an application for a Letter of Map Amendment (LOMA) or Letter of Map Revision based on fill (LOMR-F).

ENCROACHMENT – The placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.

FEMA PUBLICATIONS – Any publication authored or referenced by FEMA related to building science, building safety, or floodplain management related to the National Flood Insurance Program. Publications shall include but are not limited to technical bulletins, desk references, and American Society of Civil Engineers Standards documents including ASCE 24.

FLOOD OR FLOODING

- a. A general and temporary condition of partial or complete inundation of normally dry land areas from:
 1. The overflow of inland or tidal waters.
 2. The unusual and rapid accumulation or runoff of surface waters from any source.
 3. Mudslides (I.e. mudflows) which are proximately caused by flooding as defined in (a) (2) of this definition and are akin to a river or liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
- b. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (a)(1) of this definition.

FLOOD HAZARD AREA DESIGN FLOOD ELEVATION – Per the FHACA, the peak water surface elevation that will occur in a water during the flood hazard area design flood. This elevation is determined via available flood mapping adopted by the State, flood mapping published by FEMA (including effective flood mapping dated on or after January 31, 1980, or any more recent advisory, preliminary, or pending flood mapping; whichever results in higher flood elevations, wider floodway limits, greater flow rates, or indicates a change from an A zone to a V zone or coastal A zone), approximation, or calculation pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-3.1 – 3.6 and is typically higher than FEMA's base flood elevation. A water that has a drainage area measuring less than 50 acres does not possess, and is not assigned, a flood hazard area design flood elevation.

FLOOD INSURANCE RATE MAP (FIRM) – The official map on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS) – The official report in which the Federal Emergency Management Agency has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

FLOODPLAIN OR FLOOD PRONE AREA – Any land area susceptible to being inundated by water from any source. See "Flood or flooding."

FLOODPLAIN MANAGEMENT REGULATIONS – Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance, and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOODPROOFING – Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures, and their contents.

FLOODPROOFING CERTIFICATE – Certification by a licensed design professional that the design and methods of construction for floodproofing a non-residential structure are in accordance with accepted standards of practice to a proposed height above the structure's lowest adjacent grade that meets or exceeds the Local Design Flood Elevation. A completed floodproofing certificate is required at permit application.

FLOODWAY – The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

FREEBOARD – A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

FUNCTIONALLY DEPENDENT USE – A use that cannot perform its intended purpose unless it is located or carried out in close proximity to water, including only docking facilities, port facilities necessary for the loading or unloading of cargo or passengers, and shipbuilding and ship repair facilities. The term does not include long-term storage or related manufacturing facilities.

HABITABLE BUILDING– Pursuant to the FHACA Rules (N.J.A.C. 7:13), means a building that is intended for regular human occupation and/or residence. Examples of a habitable building include a single-family home, duplex, multi-residence building, or critical building; a commercial building such as a retail store, restaurant, office building, or gymnasium; an accessory structure that is regularly occupied, such as a garage, barn, or workshop; mobile and manufactured homes, and trailers intended for human residence, which are set on a foundation and/or connected to utilities, such as in a mobile home park (not including campers and recreational vehicles); and any other building that is regularly occupied, such as a house of worship, community center, or meeting hall, or animal shelter that includes regular human access and occupation. Examples of a non-habitable building include a bus stop shelter, utility building, storage shed, self-storage unit, construction trailer, or an individual shelter for animals such as a doghouse or outdoor kennel.

HARDSHIP – As related to Section 107 of this ordinance, meaning the exceptional hardship that would result from a failure to grant the requested variance. The Planning Board of the Borough of Edgewater requires that the variance be exceptional, unusual, and peculiar to the property involved. Mere economic or financial hardship alone is not exceptional. Inconvenience, aesthetic considerations, physical handicaps, personal preferences, or the disapproval of one's neighbors likewise cannot, as a rule, qualify as an exceptional hardship. All of these problems can be resolved through other means without granting a variance, even if the alternative is more expensive, or requires the property owner to build elsewhere or put the parcel to a different use than originally intended.

HIGHEST ADJACENT GRADE – The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

HISTORIC STRUCTURE – Any structure that is:

- a. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c. Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 1. By an approved State program as determined by the Secretary of the Interior; or
 2. Directly by the Secretary of the Interior in States without approved programs.

LAWFULLY EXISTING – Per the FHACA, means an existing fill, structure and/or use, which meets all Federal, State, and local laws, and which is not in violation of the FHACA because it was established:

- a. Prior to January 31, 1980; or
- b. On or after January 31, 1980, in accordance with the requirements of the FHACA as it existed at the time the fill, structure and/or use was established.

Note: Substantially damaged properties and substantially improved properties that have not been elevated are not considered "lawfully existing" for the purposes of the NFIP. This definition is included in this ordinance to clarify the applicability of any more stringent statewide floodplain management standards required under the FHACA.

LETTER OF MAP AMENDMENT - A Letter of Map Amendment (LOMA) is an official amendment, by letter, to an effective National Flood Insurance Program (NFIP) map that is requested through the Letter of Map Change (LOMC) process. A LOMA establishes a property's location in relation to the Special

Flood Hazard Area (SFHA). LOMAs are usually issued because a property has been inadvertently mapped as being in the floodplain but is actually on natural high ground above the base flood elevation. Because a LOMA officially amends the effective NFIP map, it is a public record that the community must maintain. Any LOMA should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP CHANGE – The Letter of Map Change (LOMC) process is a service provided by FEMA for a fee that allows the public to request a change in flood zone designation in an Area of Special Flood Hazard on a Flood Insurance Rate Map (FIRM). Conditional Letters of Map Revision, Conditional Letters of Map Revision – Fill, Letters of Map Revision, Letters of Map Revision-Fill, and Letters of Map Amendment are requested through the Letter of Map Change (LOMC) process.

LETTER OF MAP REVISION - A Letter of Map Revision (LOMR) is FEMA's modification to an effective Flood Insurance Rate Map (FIRM). Letter of Map Revisions are generally based on the implementation of physical measures that affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The LOMR officially revises the Flood Insurance Rate Map (FIRM) and sometimes the Flood Insurance Study (FIS) report, and when appropriate, includes a description of the modifications. The LOMR is generally accompanied by an annotated copy of the affected portions of the FIRM or FIS report. Because a LOMR officially revises the effective NFIP map, it is a public record that the community must maintain. Any LOMR should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP REVISION – FILL -- A Letter of Map Revision Based on Fill (LOMR-F) is FEMA's modification of the Special Flood Hazard Area (SFHA) shown on the Flood Insurance Rate Map (FIRM) based on the placement of fill outside the existing regulatory floodway may be initiated through the Letter of Map Change (LOMC) Process. Because a LOMR-F officially revises the effective Flood Insurance Rate Map (FIRM) map, it is a public record that the community must maintain. Any LOMR-F should be noted on the community's master flood map and filed by panel number in an accessible location.

LICENSED DESIGN PROFESSIONAL – Licensed design professional shall refer to either a New Jersey Licensed Professional Engineer, licensed by the New Jersey State Board of Professional Engineers and Land Surveyors or a New Jersey Licensed Architect, licensed by the New Jersey State Board of Architects.

LICENSED PROFESSIONAL ENGINEER - A licensed professional engineer shall refer to individuals licensed by the New Jersey State Board of Professional Engineers and Land Surveyors.

LIMIT OF MODERATE WAVE ACTION (LiMWA) – Inland limit of the area affected by waves greater than 1.5 feet during the Base Flood. Base Flood conditions between the VE Zone and the LiMWA will be similar to, but less severe than those in the VE Zone.

LOCAL DESIGN FLOOD ELEVATION (LDFE) – The elevation reflective of the most recent available preliminary flood elevation guidance FEMA has provided as depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM which is also inclusive of freeboard specified by the New Jersey Flood Hazard Area Control Act and Uniform Construction Codes and any additional freeboard specified in a community's ordinance. In no circumstances shall a project's LDFE be lower than a permit-specified Flood Hazard Area Design Flood Elevation or a valid NJDEP Flood Hazard Area Verification Letter plus the freeboard as required in ASCE 24 and the effective FEMA Base Flood Elevation.

LOWEST ADJACENT GRADE – The lowest point of ground, patio, or sidewalk slab immediately next a structure, except in AO Zones where it is the natural grade elevation.

LOWEST FLOOR – In A Zones, the lowest floor is the top surface of the lowest floor of the lowest enclosed area (including basement). In V Zones and coastal A Zones, the bottom of the lowest horizontal structural member of a building is the lowest floor. An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so as to render the structure in violation of other applicable non-elevation design requirements of these regulations.

LOWEST HORIZONTAL STRUCTURAL MEMBER - In an elevated building in a Coastal A or Coastal High Hazard Zone, the lowest beam, joist, or other horizontal member that supports the building is the lowest horizontal structural member. Grade beams installed to support vertical foundation members where they enter the ground are not considered lowest horizontal members.

MANUFACTURED HOME – A structure that is transportable in one or more sections, eight (8) feet or more in width and greater than four hundred (400) square feet, built on a permanent chassis, designed for use with or without a permanent foundation when attached to the required utilities, and constructed to the Federal Manufactured Home Construction and Safety Standards and rules and regulations promulgated by the U.S. Department of Housing and Urban Development. The term also includes mobile homes, park trailers, travel trailers and similar transportable structures that are placed on a site for 180 consecutive days or longer.

MANUFACTURED HOME PARK OR SUBDIVISION – A parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MARKET VALUE – The price at which a property will change hands between a willing buyer and a willing seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of relevant facts. As used in these regulations, the term refers to the market value of buildings and structures, excluding the land and other improvements on the parcel. Market value shall be determined by one of the following methods (1) Actual Cash Value (replacement cost depreciated for age and quality of construction), (2) tax assessment value adjusted to approximate market value by a factor provided by the tax assessor's office, or (3) established by a qualified independent appraiser.

NEW CONSTRUCTION – Structures for which the start of construction commenced on or after the effective date of the first floodplain regulation adopted by a community; includes any subsequent improvements to such structures. New construction includes work determined to be a substantial improvement.

NON-RESIDENTIAL – Pursuant to ASCE 24, any building or structure or portion thereof that is not classified as residential.

ORDINARY MAINTENANCE AND MINOR WORK – This term refers to types of work excluded from construction permitting under N.J.A.C. 5:23 in the March 5, 2018 New Jersey Register. Some of these types of work must be considered in determinations of substantial improvement and substantial damage in regulated floodplains under 44 CFR 59.1. These types of work include but are not limited to replacements of roofing, siding, interior finishes, kitchen cabinets, plumbing fixtures and piping, HVAC and air conditioning equipment, exhaust fans, built in appliances, electrical wiring, etc. Improvements necessary to correct existing violations of State or local health, sanitation, or code enforcement officials which are the minimum necessary to assure safe living conditions and improvements of historic structures as discussed in 44 CFR 59.1 shall not be included in the determination of ordinary maintenance and minor work.

RECREATIONAL VEHICLE – A vehicle that is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled or permanently towable by a light-duty truck, and designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel or seasonal use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

RESIDENTIAL – Pursuant to the ASCE 24:

- a. Buildings and structures and portions thereof where people live or that are used for sleeping purposes on a transient or non-transient basis;
- b. Structures including but not limited to one- and two-family dwellings, townhouses, condominiums, multi-family dwellings, apartments, congregate residences, boarding houses, lodging houses, rooming houses, hotels, motels, apartment buildings, convents, monasteries, dormitories, fraternity houses, sorority houses, vacation time-share properties; and
- c. institutional facilities where people are cared for or live on a 24-hour basis in a supervised environment, including but not limited to board and care facilities, assisted living facilities, halfway houses, group homes, congregate care facilities, social rehabilitation facilities, alcohol and drug centers, convalescent facilities, hospitals, nursing homes, mental hospitals, detoxification facilities, prisons, jails, reformatories, detention centers, correctional centers, and pre-release centers.

SOLID WASTE DISPOSAL – "Solid Waste Disposal" shall mean the storage, treatment, utilization, processing or final disposition of solid waste as described in N.J.A.C. 7:26-1.6 or the storage of unsecured materials as described in N.J.A.C. 7:13-2.3 for a period of greater than 6 months as specified in N.J.A.C. 7:26 which have been discharged, deposited, injected, dumped, spilled, leaked, or placed into any land or water such that such solid waste may enter the environment or be emitted into the air or discharged into any waters, including groundwaters.

SPECIAL FLOOD HAZARD AREA – The greater of the following: (1) Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year, shown on the FIRM as Zone V, VE, V1-3-, A, AO, A1-30, AE, A99, or AH; (2) Land and the space above that land, which lies below the peak water surface elevation of the flood hazard area design flood for a particular water, as determined using the methods set forth in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13; (3) Riparian Buffers as determined in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13. Also referred to as the AREA OF SPECIAL FLOOD HAZARD.

START OF CONSTRUCTION – The **Start of Construction is as follows:**

- a. **For other than new construction or substantial improvements, under the Coastal Barrier Resources Act (CBRA),** this is the date the building permit was issued, provided that the actual start of construction, repair, rehabilitation, addition, placement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a building on site, such as the pouring of a slab or footing, the installation of piles, the construction of columns or any work beyond the stage of excavation; or the placement of a manufactured (mobile) home on a foundation. For a substantial improvement, actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.
- b. For the purposes of determining whether proposed construction must meet new requirements when National Flood

Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change, the Start of Construction includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading, and filling, nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. Such development must also be permitted and must meet new requirements when National Flood Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change.

For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

For determining if new construction and substantial improvements within the Coastal Barrier Resources System (CBRS) can obtain flood insurance, a different definition applies.

STRUCTURE – A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

SUBSTANTIAL DAMAGE – Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT – Any reconstruction, rehabilitation, addition, or other improvement of a structure taking place, the cost of which equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a. Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions; or
- b. Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

UTILITY AND MISCELLANEOUS GROUP U BUILDINGS AND STRUCTURES – Buildings and structures of an accessory character and miscellaneous structures not classified in any special occupancy, as described in ASCE 24.

V ZONE CERTIFICATE - A certificate that contains a certification signed by a licensed design professional certifying that the designs, plans, and specifications and the methods of construction in V Zones and Coastal A Zones are in accordance with accepted standards of practice. This certificate also includes an optional Breakaway Wall Design Certification for enclosures in these zones below the Best Available Flood Hazard Data Elevation. A completed certification is required at permit application.

V ZONES – Areas of Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation in any given year shown on the Flood Insurance Rate Map (FIRM) zones V1-V30 and VE and is referred to as the Coastal High Hazard Area.

VARIANCE – A grant of relief from the requirements of this section which permits construction in a manner otherwise prohibited by this section where specific enforcement would result in unnecessary hardship.

VIOLATION – A development that is not fully compliant with these regulations or the flood provisions of the building code. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION – the height, in relation to the North American Vertical Datum (NAVD) of 1988, (or other datum, where specified) of floods of various magnitudes and frequencies in the flood plains of coastal or riverine areas.

WATERCOURSE. A river, creek, stream, channel, or other topographic feature in, on, through, or over which water flows at least periodically.

WET FLOODPROOFING – Floodproofing method that relies on the use of flood damage resistant materials and construction techniques in areas of a structure that are below the Local Design Flood Elevation by intentionally allowing them to flood. The application of wet floodproofing as a flood protection technique under the National Flood Insurance Program (NFIP) is limited to enclosures below elevated residential and non-residential structures and to accessory and agricultural structures that have been issued variances by the community.

SECTION 301 SUBDIVISIONS AND OTHER DEVELOPMENTS

301.1 General. Any subdivision proposal, including proposals for manufactured home parks and subdivisions, or other proposed new development in a flood hazard area shall be reviewed to assure that:

- (1) All such proposals are consistent with the need to minimize flood damage.
- (2) All public utilities and facilities, such as sewer, gas, electric and water systems are located and constructed to minimize or eliminate flood damage.
- (3) Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwater around and away from structures.

301.2 Subdivision requirements. Where any portion of proposed subdivisions, including manufactured home parks and subdivisions, lies within a flood hazard area, the following shall be required:

- (1) The flood hazard area, including floodways, coastal high hazard areas, and Coastal A Zones, and base flood elevations, as appropriate, shall be delineated on tentative subdivision plats.
- (2) Residential building lots shall be provided with adequate buildable area outside the floodway.
- (3) The design criteria for utilities and facilities set forth in these regulations and appropriate codes shall be met.

SECTION 401 SITE IMPROVEMENT

401.1 Encroachment in floodways. Development, land disturbing activity, and encroachments in floodways shall not be authorized unless it has been demonstrated through hydrologic and hydraulic analyses required in accordance with Section 105.3(1) of these regulations, that the proposed encroachment will not result in any increase in the base flood level during occurrence of the base flood discharge. If Section 105.3(1) is satisfied, proposed elevation, addition, or reconstruction of a lawfully existing structure within a floodway shall also be in accordance with Section 801.2 of this ordinance and the floodway requirements of N.J.A.C. 7:13.

401.1.1 Prohibited in floodways. The following are prohibited activities:

- (1) The storage of unsecured materials is prohibited within a floodway pursuant to N.J.A.C. 7:13.
- (2) Fill and new structures are prohibited in floodways per N.J.A.C. 7:13.

401.2 Coastal High Hazard Areas (V Zones) and Coastal A Zones. In Coastal High Hazard Areas and Coastal A Zones:

- (1) New buildings shall only be authorized landward of the reach of mean high tide.
- (2) The placement of manufactured homes shall be prohibited except in an existing manufactured home park or subdivision.
- (3) Basements or enclosures that are below grade on all sides are prohibited.
- (4) The use of fill for structural support of buildings is prohibited.

401.3 Sewer facilities. All new and replaced sanitary sewer facilities, private sewage treatment plants (including all pumping stations and collector systems) and on-site waste disposal systems shall be designed in accordance with the New Jersey septic system regulations contained in N.J.A.C. 14A and N.J.A.C. 7:9A, the UCC Plumbing Subcode (N.J.A.C. 5:23) and Chapter 7, ASCE 24, to minimize or eliminate infiltration of floodwater into the facilities and discharge from the facilities into flood waters, or impairment of the facilities and systems.

401.4 Water facilities. All new and replacement water facilities shall be designed in accordance with the New Jersey Safe Drinking Water Act (N.J.A.C. 7:10) and the provisions of Chapter 7 ASCE 24, to minimize or eliminate infiltration of floodwater into the systems.

401.5 Storm drainage. Storm drainage shall be designed to convey the flow of surface waters to minimize or eliminate damage to persons or property.

401.6 Streets and sidewalks. Streets and sidewalks shall be designed to minimize potential for increasing or aggravating flood levels.

401.7 Limitations on placement of fill. Subject to the limitations of these regulations, fill shall be designed to be stable under conditions of flooding including rapid rise and rapid drawdown of floodwater, prolonged inundation, and protection against flood-related erosion and scour. In addition to these requirements, when intended to support buildings and structures (Zone A only), fill shall comply with the requirements of the UCC (N.J.A.C. 5:23). Proposed fill and encroachments in flood hazard areas shall comply with the flood storage displacement limitations of N.J.A.C. 7:13.

401.8 Limitations on sites in coastal high hazard areas (V Zones) and Coastal A Zones. In coastal high hazard areas and Coastal A Zones, alteration of sand dunes shall be permitted only when the engineering analysis required by Section 105.3(4) of these regulations demonstrates that the proposed alteration will not increase the potential for flood damage. Construction or restoration of dunes

under or around elevated buildings and structures shall comply with Section 801.9(3) of these regulations and as permitted under the NJ Coastal Zone Management Rules (N.J.A.C. 7:7).

401.9 Hazardous Materials. The placement or storage of any containers holding hazardous substances in a flood hazard area is prohibited unless the provisions of N.J.A.C. 7:13 which cover the placement of hazardous substances and solid waste is met.

SECTION 501 MANUFACTURED HOMES

501.1 General. All manufactured homes installed in flood hazard areas shall be installed pursuant to the Nationally Preemptive Manufactured Home Construction and Safety Standards Program (24 CFR 3280).

501.2 Elevation. All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be elevated such that the bottom of the frame is elevated to or above the elevation specified in Section 801.2.

501.3 Foundations. All new, relocated, and replacement manufactured homes, including substantial improvement of existing manufactured homes, shall be placed on foundations as specified by the manufacturer only if the manufacturer's installation instructions specify that the home has been designed for flood-resistant considerations and provides the conditions of applicability for velocities, depths, or wave action as required by 24 CFR Part 3285-302. The Floodplain Administrator is authorized to determine whether the design meets or exceeds the performance necessary based upon the proposed site location conditions as a precondition of issuing a flood damage prevention permit. If the Floodplain Administrator determines that the home's performance standards will not withstand the flood loads in the proposed location, the applicant must propose a design certified by a New Jersey licensed design professional and in accordance with 24 CFR 3285.301 (c) and (d) which conforms with ASCE 24, the accepted standard of engineering practice for flood resistant design and construction.

501.4 Anchoring. All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be installed using methods and practices which minimize flood damage and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

501.5 Enclosures. Fully enclosed areas below elevated manufactured homes shall comply with the requirements of Section 801.2.

501.6 Protection of mechanical equipment and outside appliances. Mechanical equipment and outside appliances shall be elevated to or above the elevation of the bottom of the frame required in Section 801.2 of these regulations.

Exception. Where such equipment and appliances are designed and installed to prevent water from entering or accumulating within their components and the systems are constructed to resist hydrostatic and hydrodynamic loads and stresses, including the effects of buoyancy, during the occurrence of flooding up to the elevation required by Section 801.2, the systems and equipment shall be permitted to be located below that elevation. Electrical wiring systems shall be permitted below the design flood elevation provided they conform to the provisions of NFPA 70 (National Electric Code).

SECTION 601 RECREATIONAL VEHICLES

601.1 Placement prohibited. The placement of recreational vehicles shall not be authorized in coastal high hazard areas and in floodways.

601.2 Temporary placement. Recreational vehicles in flood hazard areas shall be fully licensed and ready for highway use and shall be placed on a site for less than 180 consecutive days.

601.3 Permanent placement. Recreational vehicles that are not fully licensed and ready for highway use, or that are to be placed on a site for more than 180 consecutive days, shall meet the requirements of Section 801.2 for habitable buildings and Section 501.3.

SECTION 701 TANKS

701.1 Tanks. Underground and above-ground tanks shall be designed, constructed, installed, and anchored in accordance with ASCE 24 and N.J.A.C. 7:13.

SECTION 801 OTHER DEVELOPMENT AND BUILDING WORK

801.1 General requirements for other development and building work. All development and building work, including man-made changes to improved or unimproved real estate for which specific provisions are not specified

in these regulations or the Uniform Construction Code (N.J.A.C. 5:23), shall:

- (1) Be located and constructed to minimize flood damage;
- (2) Meet the limitations of Section 105.3(1) of this ordinance when located in a regulated floodway;
- (3) Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic and hydrodynamic loads, including the effects of buoyancy, during the conditions of flooding up to the Local Design Flood Elevation determined according to Section 102.3;
- (4) Be constructed of flood damage-resistant materials as described in ASCE 24 Chapter 5;
- (5) Have mechanical, plumbing, and electrical systems above the Local Design Flood Elevation determined according to Section 102.3 or meet the requirements of ASCE 24 Chapter 7 which requires that attendant utilities are located above the Local Design Flood Elevation unless the attendant utilities and equipment are:
 - i. Specifically allowed below the Local Design Flood Elevation; and
 - ii. Designed, constructed, and installed to prevent floodwaters, including any backflow through the system from entering or accumulating within the components.
- (6) Not exceed the flood storage displacement limitations in fluvial flood hazard areas in accordance with N.J.A.C. 7:13; and
- (7) Not exceed the impacts to frequency or depth of offsite flooding as required by N.J.A.C. 7:13 in floodways.

801.2 Requirements for Habitable Buildings and Structures.

- 1) Construction and Elevation in A Zones not including Coastal A Zones.
 - a. No portion of a building is located within a V Zone.
 - b. No portion of a building is located within a Coastal A Zone, unless a licensed design professional certifies that the building's foundation is designed in accordance with ASCE 24, Chapter 4.
 - c. All new construction and substantial improvement of any habitable building (as defined in Section 201) located in flood hazard areas shall have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate.
 - d. All new construction and substantial improvements of non-residential structures shall:
 - i. Have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate; or
 - ii. Together with the attendant utility and sanitary facilities, be designed so that below the Local Design Flood Elevation, the structure:
 1. Meets the requirements of ASCE 24 Chapters 2 and 7; and
 2. Is constructed according to the design plans and specifications provided at permit application and signed by a licensed design professional, is certified by that individual in a Floodproofing Certificate, and is confirmed by an Elevation Certificate.
 - e. All new construction and substantial improvements with fully enclosed areas below the lowest floor shall be used solely for parking of vehicles, building access, or storage in an area other than a basement and which are subject to flooding. Enclosures shall:
 - iii. For habitable structures, be situated at or above the adjoining exterior grade along at least one entire exterior wall, in order to provide positive drainage of the enclosed area in accordance with N.J.A.C. 7:13; enclosures (including crawlspaces and basements) which are below grade on all sides are prohibited;
 - iv. Be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters unless the structure is non-residential and the requirements of 801.2.1(d)ii are met;
 - v. Be constructed to meet the requirements of ASCE 24 Chapter 2;
 - vi. Have openings documented on an Elevation Certificate; and
 - vii. Have documentation that a deed restriction has been obtained for the lot if the enclosure is greater than six feet in height. This deed restriction shall be recorded in the Office of the County Clerk or the Registrar of Deeds and Mortgages in which the building is located, shall conform to the requirements in N.J.A.C. 7:13, and shall be recorded within 90 days of receiving a Flood Hazard Area Control Act permit or prior to the start of any substantial disturbance (including pre-construction earth movement, removal of vegetation and structures, or construction of the project), whichever is sooner. Deed restrictions must explain and disclose that:
 1. The enclosure is likely to be inundated by floodwaters which may result in damage and/or inconvenience.
 2. The depth of flooding that the enclosure would experience to the Flood Hazard Area Design Flood Elevation;
 3. The deed restriction prohibits habitation of the enclosure and explains that converting the enclosure into a habitable area may subject the property owner to enforcement;
- 2) Construction and Elevation in V Zones and Coastal A Zones.

- a. All new construction and substantial improvements shall be constructed according to structural designs, plans and specifications conforming with ASCE 24 Chapter 4 which are signed by a licensed design professional and certified by that individual in a V Zone Certificate.
- b. All new construction and substantial improvement of any habitable building (as defined in Section 201) located in coastal high hazard areas shall have the lowest horizontal structural member, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate.
- c. All new construction and substantial improvements of non-residential structures shall:
 - i. Have the lowest horizontal structural member, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE 24 Chapter 7, and be confirmed by an Elevation Certificate; or
 - ii. Together with the attendant utility and sanitary facilities, be designed so that below the Local Design Flood Elevation, the structure:
 1. Meets the requirements of ASCE 24 Chapters 4 and 7; and
 2. Is constructed according to the design plans and specifications provided at permit application and signed by a licensed design professional, is certified by that individual in a Floodproofing Certificate, and is confirmed by an Elevation Certificate.
- d. All new construction and substantial improvements shall have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood lattice-work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. All breakaway walls shall be constructed according to structural designs, plans and specifications conforming with ASCE 24 Chapter 4, signed by a licensed design professional, and certified by that individual in a Breakaway Wall Certificate.
- e. All new construction and substantial improvements with fully enclosed areas below the lowest floor shall be used solely for parking of vehicles, building access, or storage in an area other than a basement and which are subject to flooding. Enclosures shall:
 - i. Be situated at or above the adjoining exterior grade along at least one entire exterior wall, in order to provide positive drainage of the enclosed area in accordance with N.J.A.C. 7:13; enclosures (including crawlspaces and basements) which are below grade on all sides are prohibited.
 - ii. Be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters unless the structure is non-residential and the requirements of 801.2.2(c)ii are met;
 - iii. Be constructed to meet the requirements of ASCE 24 Chapter 4;
 - iv. Have openings documented on an Elevation Certificate and have breakaway wall construction documented on a Breakaway Wall Certificate unless the requirements of 801.2.2(c)ii are met for a non-residential structure; and
 - v. Have documentation that a deed restriction has been obtained for the lot if the enclosure is greater than six feet in height. This deed restriction shall be recorded in the Office of the County Clerk or the Registrar of Deeds and Mortgages in which the building is located, shall conform to the requirements in N.J.A.C.7:13, and shall be recorded within 90 days of receiving a Flood Hazard Area Control Act permit or prior to the start of any site disturbance (including pre-construction earth movement, removal of vegetation and structures, or construction of the project), whichever is sooner. Deed restrictions must explain and disclose that:
 1. The enclosure is likely to be inundated by floodwaters which may result in damage and/or inconvenience.
 2. The depth of flooding that the enclosure would experience to the Flood Hazard Area Design Flood Elevation;
 3. The deed restriction prohibits habitation of the enclosure and explains that converting the enclosure into a habitable area may subject the property owner to enforcement;

801.3 Garages and accessory storage structures. Garages and accessory storage structures shall be designed and constructed in accordance with the Uniform Construction Code.

801.4 Fences. Fences in floodways that have the potential to block the passage of floodwater, such as stockade fences and wire mesh fences, shall meet the requirements of Section 105.3(1) of these regulations. Pursuant to N.J.A.C. 7:13, any fence located in a floodway shall have sufficiently large openings so as not to catch debris during a flood and thereby obstruct floodwaters, such as barbed-wire, split-rail, or strand fence. A fence with little or no open area, such as a chain link, lattice, or picket fence, does not meet this requirement. Foundations for fences greater than 6 feet in height must conform with the Uniform Construction Code. Fences for pool enclosures having openings not in conformance with this section but in conformance with the Uniform Construction Code to limit climbing require a variance as described in Section 107 of this ordinance.

801.5 Retaining walls, sidewalks, and driveways. Retaining walls, sidewalks and driveways that involve placement of fill in floodways shall meet the requirements of Section 105.3(1) of these regulations and N.J.A.C. 7:13.

801.6 Swimming pools. Swimming pools shall be designed and constructed in accordance with the Uniform

Construction Code. Above-ground swimming pools and below-ground swimming pools that involve placement of fill in floodways shall also meet the requirements of Section 105.3(1) of these regulations. Above-ground swimming pools are prohibited in floodways by N.J.A.C. 7:13.

801.7 Roads and watercourse crossings.

- (1) For any railroad, roadway, or parking area proposed in a flood hazard area, the travel surface shall be constructed at least one foot above the Flood Hazard Area Design Elevation in accordance with N.J.A.C. 7:13.
- (2) Roads and watercourse crossings that encroach into regulated floodways or riverine waterways with base flood elevations where floodways have not been designated, including roads, bridges, culverts, low-water crossings and similar means for vehicles or pedestrians to travel from one side of a watercourse to the other side, shall meet the requirements of Section 105.3(1) of these regulations.

801.8 Other development in coastal high hazard areas (Zone V) and Coastal A Zones. In Coastal High Hazard Areas (V Zones) and Coastal A Zones, development activities other than buildings and structures shall be permitted only when also authorized by the appropriate Federal, State or local authority; when located outside the footprint of, and not structurally attached to, buildings and structures; and when analyses prepared by a licensed professional engineer demonstrates no harmful diversion of floodwater or wave runup and wave reflection that would increase damage to adjacent buildings and structures. Such other development activities include but are not limited to:

- (1) Bulkheads, seawalls, retaining walls, revetments, and similar erosion control structures;
- (2) Solid fences and privacy walls, and fences prone to trapping debris, unless designed and constructed to fail under flood conditions less than the base flood or otherwise function to avoid obstruction of floodwater; and
- (3) On-site filled or mound sewage systems.

801.9 Nonstructural fill in coastal high hazard areas (Zone V) and Coastal A Zones. In coastal high hazard areas and Coastal A Zones:

- (1) Minor grading and the placement of minor quantities of nonstructural fill shall be permitted for landscaping and for drainage purposes under and around buildings.
- (2) Nonstructural fill with finished slopes that are steeper than one unit vertical to five-units horizontal shall be permitted only when an analysis prepared by a licensed professional engineer demonstrates no harmful diversion of floodwater or wave runup and wave reflection that would increase damage to adjacent buildings and structures.
- (3) Sand dune construction and restoration of sand dunes under or around elevated buildings are permitted without additional engineering analysis or certification of the diversion of floodwater or wave runup and wave reflection where the scale and location of the dune work is consistent with local beach-dune morphology and the vertical clearance is maintained between the top of the sand dune and the lowest horizontal structural member of the building.

SECTION 901 TEMPORARY STRUCTURES AND TEMPORARY STORAGE

901.1 Temporary structures. Temporary structures shall be erected for a period of less than 180 days. Temporary structures shall be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic loads, including the effects of buoyancy, during conditions of the base flood. Fully enclosed temporary structures shall have flood openings that are in accordance with ASCE 24 to allow for the automatic entry and exit of flood waters.

901.2 Temporary storage. Temporary storage includes storage of goods and materials for a period of less than 180 days. Stored materials shall not include hazardous materials.

901.3 Floodway encroachment. Temporary structures and temporary storage in floodways shall meet the requirements of Section 105.3(1) of these regulations.

SECTION 1001 UTILITY AND MISCELLANEOUS GROUP U

1001.1 Utility and Miscellaneous Group U. In accordance with Section 312 of the International Building Code, Utility and Miscellaneous Group U includes buildings and structures that are accessory in character and miscellaneous structures not classified in any specific occupancy in the Building Code, including, but not limited to, agricultural buildings, aircraft hangars (accessory to a one- or two-family residence), barns, carports, communication equipment structures (gross floor area less than 1,500 sq. ft.), fences more than 6 feet (1829 mm) high, grain silos (accessory to a residential occupancy), livestock shelters, private garages, retaining walls, sheds, stables, tanks and towers.

1001.2 Flood loads. Utility and miscellaneous Group U buildings and structures, including substantial improvement of such buildings and structures, shall be anchored to prevent flotation, collapse or lateral movement resulting from flood loads, including the effects of buoyancy, during conditions up to the Local Design Flood Elevation as determined in Section 102.3.

WHEREAS, the work set forth in Change Order Reduction No. 1 could not be separately bid and had to be performed by the same contractor in order to preserve the continuity of job progress and to complete the project with dispatch; and

WHEREAS, Change Order Reduction No. 1 will not materially expand upon the size, nature or scope of the project as it was described in the original bid specifications and contract but reflects a change of work required to complete the project described in those bid specifications and contract; and

WHEREAS, this change has been negotiated with the contractor; and

WHEREAS, there are sufficient funds appropriated and available to cover the total cost of this project.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Edgewater as follows:

1. That Change Order Reduction No. 1 in which there was a net decrease of the contract price of \$17,375.11 or a 26.17% decrease representing an amended contract price of \$49,005.58 which this change order is made a part of this resolution.
2. The items set forth in Change Order Reduction No. 1 could not be separately bid due to an emergency need to continue and advance the existing construction of the project while in process.
3. Change Order Reduction No. 1 is authorized and approved as an amendment to the contract of 4 Clean-Up Inc.
4. The work set forth in Change Order Reduction No. 1 resulting in a net decrease change to the approved contract price shall be paid by the Chief Financial Officer upon presentation of voucher approved and certified by the Project Manager for this project, and satisfaction by contractor of all other requirements for receipt of payment as set forth in the contract documents.
5. The cost of this change order shall be paid from the appropriation for this project in the capital ordinance 2022-013 as certified by the financial officer.

The following documents are attached to this Resolution:

1. Report of engineer justifying this Change Order Reduction;
2. Certification of Chief Financial Officer;
3. Copy of Change Orders;

2025-084 Award Bid for Marina Work Boat

RESOLUTION 2025-084 AWARD BID FOR MARINA WORK BOAT

WHEREAS, on July 17, 2023 resolution 2023-213 was approved, authorizing the Borough of Edgewater to receive bids for the purchase of a marina work boat; and

WHEREAS, the preparation of the bid documents were delayed and no bids were received at the bid opening on May 31, 2024; and

WHEREAS, the Qualified Purchasing Agent re-advertised with a bid opening date of June 25, 2024 where one bid was received by Lyman Morse Boatbuilding in the amount of \$739,059, which was subsequently rejected for being over budget on July 15, 2024 authorized by resolution 2024-193; and

WHEREAS, a decision was made to modify the bid specifications in order for any prospective bidders to meet the authorized budget of \$355,000 as authorized in bond ordinance 2022-018 and a bid opening date was established for December 31, 2024; and

WHEREAS, no bids were received on December 31, 2024 and resolution 2025-046 authorized a fourth re-bid for January 27, 2025 and again no bids were received; and

WHEREAS, resolution 2025-077 approved on February 10, 2025, authorized the Borough of Edgewater to negotiate with any boat builder to provide a negotiated price quote on the bidding specifications that were part of the four failed bids as per N.J.S.A 40A-11 of the Local Public Contracts Law.

NOW THEREFORE BE IT RESOLVED, that the Borough of Edgewater began negotiating with Progressive Industrial, Inc., 1412 18th Avenue Drive East, Palmetto Florida 34221 for the construction of a marina work boat as per the specifications of the failed bid.

BE IT FURTHER RESOLVED, that Progressive Industrial, Inc., 1412 18th Avenue Drive East, Palmetto Florida 34221, has provided a price quote of the Borough of Edgewater boat specifications in the amount of \$336,000.00 which is within the Borough of Edgewater approved budget of \$355,000.00 on February 12, 2025.

BE IT FURTHER RESOLVED, that the Edgewater Mayor and Council hereby authorize the Mayor and Borough Clerk to execute a contract with Progressive Industrial, Inc., 1412 18th Avenue Drive East, Palmetto Florida 34221, for the construction of a marina work boat in the amount of \$336,000.00.

2025-085 Comp Time Kristopher Mason

**RESOLUTION 2025-085
COMP TIME MASON**

WHEREAS, the Borough of Edgewater has received a request from Sergeant Kristopher Mason to be paid for twenty-three and a quarter (23.25) hours of compensation time that he has accumulated in his comp time bank; and

WHEREAS, the hourly rate for Sergeant Kristopher Mason to be paid shall be \$86.75 per hour for a total amount of \$3,470.40; and

WHEREAS, I, Joseph Iannaconi, Chief Financial Officer, hereby certify that funds shall be made available for this purpose; under line item for Salaries & Wages:

Joseph Iannaconi, Jr, CFO

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council that Sergeant Kristopher Mason's request to be paid for twenty-three and a quarter (23.25) hours of his banked compensatory time is hereby granted as per the Police Chief's Memo.

2025-086 Authorize Fireworks for Independence Day Celebration

**RESOLUTION 2025-086
AUTHORIZE FIREWORKS FOR INDEPENDENCE DAY CELEBRATION**

WHEREAS, the Borough of Edgewater is planning an Independence Day celebration to be held at Veteran's Field on June 26, 2025 with a rain date of June 30, 2025; and

WHEREAS, International Fireworks Manufacturing Co., P.O. Box 6, Sycamore Road, Douglassville, Pa. 19518, submitted a proposal to provide the fireworks at a cost of \$18,350.00

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize fireworks at Veterans Field on June 26, 2025 with a rain date of June 30, 2025, Independence Day celebration; and

BE IT FURTHER RESOLVED, that International Fireworks Manufacturing Co., P.O. Box 6, Sycamore Road, Douglassville, Pa. 19518, be and is hereby awarded the fireworks contract for \$18,350.00.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute said agreement and that the Chief Financial Officer has certified that funds are available for said agreement.

2025-087 Authorize Refund for Tax Overpayment

**RESOLUTION 2025-087
RESOLUTION AUTHORIZING REFUND FOR TAX OVERPAYMENT**

WHEREAS, the following taxpayer is entitled to a refund

B/L/Q	Property Owner	Tax Year	Amount
85.01/3.03/C0021	Andrew Weinzoff	2025	\$19.51

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Edgewater that the Treasurer be, and is hereby authorized to draw a check in the amount stated.

Check Payable to: Andrew Weinzoff
 21 Marquis Court
 Edgewater, NJ 07020

2025-088 Resolution to Permit and/or Consumption of Alcoholic Beverages on the Following Dates for Municipally Sponsored Events

**RESOLUTION TO PERMIT THE POSSESSION AND OR CONSUMPTION OF ALCOHOLIC BEVERAGES
ON THE FOLLOWING DATES FOR MUNICIPALLY SPONSORED EVENTS**

WHEREAS, the Borough of Edgewater has adopted Chapter 121 of the Borough Code entitled Alcoholic Beverages, adopted by Ordinance 547-73 on July 10, 1973 and made part of Chapter 112, Article II and amended by Ordinance 932-89 on June 20, 1989 and 976-91 on December 3, 1991; and

WHEREAS, Chapter 121-11 entitled Exceptions, allows for the process by the Mayor and Council, notwithstanding the provisions in Chapter 121-10, to authorize by resolution, the possession and consumption of alcoholic beverages in a designated borough park; and

WHEREAS, the Borough of Edgewater Mayor and Council sponsor weekly concerts at Veterans Field a designated borough park, for the entertainment and enjoyment of its residents as well as the annual Independence Day Celebration and Fireworks; and

WHEREAS, residents enjoy bringing their own snacks and alcoholic beverages for their personal consumption and enjoyment.

NOW THEREFORE BE IT RESOLVED, by the Edgewater Mayor and Council, that it hereby authorize the legal possession and consumption of personal alcoholic beverages at Veterans Field on the following dates;

- June 26 (Fireworks)
- June 30 (Fireworks Rain Date)
- July 3 (Concert)
- July 10 (Concert)
- July 17 (Concert)
- July 24 (Concert)
- July 31 (Concert)

2025-089 Resolution to Authorize New Parking Metering System

**RESOLUTION 2025-089
RESOLUTION TO AUTHORIZE NEW PARKING METERING SYSTEM**

WHEREAS, the Borough of Edgewater provides and maintains four (4) public parking areas that are metered as authorized by borough ordinance; and

WHEREAS, the Borough of Edgewater has maintained kiosks and meters at these locations that are prone to breakdown and expensive repairs and replacement; and

WHEREAS, the Borough has researched parking metering alternatives and recommends to the Borough of Edgewater Mayor and Council a virtual parking metering platform that eliminates the need for kiosks and meters; and

WHEREAS, these virtual parking metering systems are being used by numerous New Jersey municipalities with great success.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Edgewater Mayor and Council that it hereby authorize an agreement between the Borough of Edgewater and ParkMobile to design and implement a virtual parking meter system at a rate to be paid by the consumer, known as a convenience fee of \$0.40 cents per transaction.

BE IT FURTHER RESOLVED, that said agreement is exempt from public bid as per the New Jersey Local Public Contracts Law 40a:11-5dd, exemptions for proprietary computer hardware and software.

BE IT FURTHER RESOLVED, that the Borough of Edgewater Mayor and Council authorize the Mayor and Borough Clerk to execute the proposed January 6, 2025 agreement with ParkMobile.

2025-090 Authorization to Purchase Ravo Street Sweeper Broom Attachment

**RESOLUTION 2025-090
AUTHORIZATION TO PURCHASE RAVO STREET SWEEPER BROOM ATTACHMENT**

WHEREAS, the Borough of Edgewater approved the purchase of a new street sweeper on November 12, 2024 authorized by resolution 2024-280; and

WHEREAS, the Borough of Edgewater has received a quote from a New Jersey approved purchasing cooperative Sourcewell from Northeast Sweepers, 20 Montesano Road, Fairfield, New Jersey 07004 Co-op # 093021-FAY for a broom attachment; and

NOW THEREFORE BE IT RESOLVED, the Borough of Edgewater Mayor and Council hereby authorizes the purchase of one (1) 2024 Ravo-5 iSeries Street Sweeper Broom Attachment for a total not to exceed \$22,000 as per the quote dated February 28, 2025 from the Sourcewell Cooperative contract # 093021-FAY.

BE IT FURTHER RESOLVED, that I, Joseph Iannaconi, Chief Financial Officer of the Borough of

Edgewater, does hereby certify that funding is available for this purchase from capital budget ordinance 2024-011 section 4.

Joseph Iannaconi, Jr.
Chief Financial Officer

2025-091 Authorization to Purchase New Recording Equipment

**RESOLUTION 2025-091
AUTHORIZATION TO PURCHASE NEW RECORDING EQUIPMENT**

WHEREAS, the Borough of Edgewater utilizes recording equipment to record official meetings of the Edgewater Mayor and Council, Municipal Court, Planning Board, and Zoning Board; and

WHEREAS, due to normal use and age of equipment, it is in need of replacement; and

WHEREAS, a quote was obtained from Business Information Systems of 6600 Park of Commerce Boulevard, Boca Raton, Florida 33487 dated February 26, 2025 in the amount of \$14,323.97.

NOW THEREFORE BE IT RESOLVED, by the Borough of Edgewater Mayor and Council that it hereby authorizes the purchase of new recording equipment for both the Council Chambers and Conference Room from Business Information Systems of 6600 Park of Commerce Boulevard, Boca Raton, Florida 33487 dated February 26, 2025 in the amount of \$14,323.97

BE IT FURTHER RESOLVED, that I, Joseph Iannaconi, Chief Financial Officer of the Borough of Edgewater, does hereby certify that funding is available for this purchase from capital budget ordinance 2024-018 section F.

Joseph Iannaconi, Jr.
Chief Financial Officer

2025-092 Authorization to Purchase Kitchen Equipment for Community Center Kitchen

**RESOLUTION 2025-092
AUTHORIZATION TO PURCHASE KITCHEN EQUIPMENT FOR COMMUNITY CENTER KITCHEN**

WHEREAS, the Borough of Edgewater Community Center at 1167 River Road has a full-service commercial kitchen for events; and

WHEREAS, due to normal wear after 25 years of service and use the Borough of Edgewater approved a renovation and upgrade to the community center kitchen; and

WHEREAS, a quote was obtained from Restaurant City of 30 Wesley Street, Hackensack, New Jersey 07606 dated February 21, 2025 in the amount of \$33,000.00 for equipment that includes commercial refrigerator, freezer, stove, oven, deep fryer, and stainless-steel work stations.

NOW THEREFORE BE IT RESOLVED, by the Borough of Edgewater Mayor and Council that it hereby authorizes the purchase of the above listed kitchen equipment quoted by Restaurant City of 30 Wesley Street, Hackensack, New Jersey 07606 dated February 21, 2025 in the amount of \$33,000.00.

BE IT FURTHER RESOLVED, that I, Joseph Iannaconi, Chief Financial Officer of the Borough of Edgewater, does hereby certify that funding is available for this purchase from capital budget ordinance 2024-011 section b.

Joseph Iannaconi, Jr.
Chief Financial Officer

2025-093 Resolution Authorizing the Redemption of Tax Sale Certificate for Block 85.01 Lot 2 Q CF105 to Stonefield Invest Fund, LLC

**RESOLUTION 2025-093
RESOLUTION AUTHORIZING THE REDEMPTION OF A TAX SALE CERTIFICATE FOR
BLOCK 85.01 LOT 2 Q CF105 TO STONEFIELD INVEST FUND, LLC**

WHEREAS, STONEFIELD INVEST FUND, LLC ON December 3, 2024 purchased Tax Sale Certificates Tax Sale Certificate # 24-007 on property known as LIU, JINGLE & WEN JI 105 ADAMS COURT Edgewater, NJ 07020 and has paid taxes and interest; and

WHEREAS, the Tax Sale Certificates have been redeemed for \$19,411.29 and a premium due of \$32,100.00 and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council that the Tax Collector be authorized to issue a refund check in the amount of \$51,511.29.

STONEFIELD INVEST FUND LLC
1 PARAGON DRIVE STE 252
MONTVALE, NJ 07645

2025-094 Authorize EPA Grand Cove Drainage Grant Application

**RESOLUTION 2025-094
AUTHORIZE EPA GRAND COVE DRAINAGE GRANT APPLICATION**

WHEREAS, the United States Environmental Protection Agency (EPA) will award and administer water infrastructure projects identified as Congressionally Directed Spending to be administrated through the EPA Community Project Funding program in the Consolidated Appropriations Act of 2023 (P.L. 117-328); and

WHEREAS, the Borough of Edgewater has been awarded 2024 Congressionally Directed Spending funding in the amount of \$880,000.00 to partially fund the Grand Cove Drainage Improvements Project; and

WHEREAS, in order to obtain this funding, the Borough of Edgewater shall submit an application to the EPA Community Project Funding program; and

WHEREAS, the EPA shall determine if the application is complete and conforms with the scope and intent of the Community Project Funding; and

WHEREAS, the Borough of Edgewater is required to contribute \$220,000.00 which is the 20% cost share requirement of the total project grant cost of \$880,000.00; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater as follows:

- a. The Borough of Edgewater shall make an application to the EPA Community Project Funding Program; and
- b. Provide additional application information and furnish such documents as may be required; and
- c. Comply with all applicable federal, state and local laws, rules, and regulations in its performance of the Grand Cove Drainage Improvements Project.

2025-095 Authorize EPA Grant Application for Pump Station #4

**RESOLUTION 2025-095
AUTHORIZE EPA GRANT APPLICATION FOR PUMP STATION #4**

WHEREAS, the United States Environmental Protection Agency (EPA) will award and administer water infrastructure projects identified as Congressionally Directed Spending to be administrated through the EPA Community Project Funding program in the Consolidated Appropriations Act of 2023 (P.L. 117-328); and

WHEREAS, the Borough of Edgewater has been awarded 2023 Congressionally Directed Spending funding in the amount of \$1,000,000.00 to partially fund the Pump Station No.4 Project; and

WHEREAS, in order to obtain this funding, the Borough of Edgewater shall submit an application to the EPA Community Project Funding program; and

WHEREAS, the EPA shall determine if the application is complete and conforms with the scope and intent of the Community Project Funding; and

WHEREAS, the Borough of Edgewater is required to contribute \$250,000 which is the 20% cost share requirement of the total project grant cost of \$1,000,000.00; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Edgewater as follows:

- a. The Borough of Edgewater shall make an application to the EPA Community Project Funding Program; and
- b. Provide additional application information and furnish such documents as may be required; and
- c. Comply with all applicable federal, state and local laws, rules, and regulations in its performance of the Pump Station No. 4 Project.

2025-096 Authorization to Upgrade and Replace New Sewer Pump Station and Ejector Pump

**RESOLUTION 2025-096
AUTHORIZATION TO UPGRADE AND REPLACE NEW SEWER PUMP STATION AND EJECTOR PUMP**

WHEREAS, the Borough of Edgewater maintains the sanitary sewer system within the Borough of Edgewater; and

WHEREAS, the Borough of Edgewater from time to time is required to perform various system upgrades and replacements in order for the system to function at optimum capacity; and

WHEREAS, the Community Center pump station and the Field House ejector pump, located at Veterans Field, 1167 River Road, are in need of replacement and upgrade; and

WHEREAS, the Department of Public Works have received proposals dated March 6, 2025 for the Community Center pump station for \$69,890.00 and on February 28, 2025 for the field house ejector pump for \$6,771.15 using Bergen County Cooperative Pricing #BC-24-21, from Rapid Pump & Meter Service Co., 285 Straight Street, Paterson, New Jersey 07509.

NOW THEREFORE BE IT RESOLVED, the Borough of Edgewater Mayor and Council hereby authorize the upgrades and replacement of the Community Center pump station and the Field House ejector pump, located at Veterans Field, 1167 River Road.

BE IT FURTHER RESOLVED, that the above referenced work shall be performed by Rapid Pump & Meter Service Co., 285 Straight Street, Paterson, New Jersey 07509 in the total amount of \$76,661.15.

BE IT FURTHER RESOLVED, that I, Joseph Iannaconi, Chief Financial Officer of the Borough of Edgewater, does hereby certify that funding is available for this purchase from capital budget ordinance 2023-007.

Joseph Iannaconi, Jr
Chief Financial Officer

2025-097 Budget Appropriations Transfer

**RESOLUTION 2025-097
BUDGET APPROPRIATION TRANSFERS**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF EDGEWATER, THE FOLLOWING 2024 BUDGET APPROPRIATION TRANSFERS BE MADE AND THAT A CERTIFIED COPY OF THIS RESOLUTION BE TRANSMITTED TO THE CHIEF FINANCIAL OFFICER FOR HIS RECORDS.

CURRENT - APPROPRIATION RESERVES TRANSFERS				
FROM			TO	
ACCOUNT	AMOUNT		ACCOUNT	AMOUNT
Legal, O/E	\$16,800.00		Asst. of Taxes, O/E	\$1,800.0 0
			Police, O/E	\$15,000.0 0
	\$16,800.00		Total	\$16,800.00

2025-098 Salary and Wages

**RESOLUTION 2025-098
SERVICES AND WAGES
THIS RESOLUTION IS ATTACHED AT THE END OF THE MINUTES**

2025-099 Salary and Wages

**RESOLUTION 2025-099
SERVICES AND WAGES
THIS RESOLUTION IS ATTACHED AT THE END OF THE MINUTES**

2025-100

**RESOLUTION 2025-100
SERVICES AND WAGES
THIS RESOLUTION IS ATTACHED AT THE END OF THE MINUTES**

2025-101 Salary and Wages

**RESOLUTION 2025-101
SERVICES AND WAGES
THIS RESOLUTION IS ATTACHED AT THE END OF THE MINUTES**

2025-103 Appointment of New Volunteer Firefighter

**RESOLUTION 2025-103
APPOINTMENT OF NEW VOLUNTEER FIREFIGHTERS**

WHEREAS, exists in the Borough of Edgewater Fire Department a Volunteer Fire Department and an application has been submitted for a membership and approved by the Volunteer Fire Department; and

WHEREAS, the Bylaws of the Edgewater Volunteer Fire Department requires approval of all applicants by the Mayor and Council, and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council that the applicant below is hereby appointed as a member of the Edgewater Volunteer Fire Department:

Gerard F. Smithson
Matthew Tibus

2025-104 Services and Supplies

RESOLUTION 2025-104
SERVICES AND SUPPLIES
THIS RESOLUTION IS ATTACHED AT THE END OF THE MINUTES

2025-106 Recycling Tax Resolution

RESOLUTION 2025-106
RECYCLING TAX RESOLUTION

WHEREAS, the Recycling Enhancement Act, P.L. 2007, chapter 311 has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED, by the Borough of Edgewater that it hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2024 in the amount of \$20,698.44. Documentation supporting this submission is available at the Edgewater Recycling Department, 540 River Road, Edgewater, NJ 07020 and shall be maintained for no less than five years from this date:

Tax certified by:
Name of official: Thomas Quinton Sr.
Title of official: Recycling Coordinator
Date: March 17, 2025

APPROVAL OF MINUTES

February 10, 2025 Regular Meeting
(Absent Mayor McPartland, and Councilwoman Lawlor)
Motion by: Councilman Bartolomeo
Second by: Councilman Vidal
All in favor: 3-0 Councilwoman Lawlor Abstained

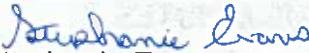
REQUESTS/MATTERS FOR MAYOR & COUNCIL FOR OPEN DISCUSSION

No requests/matters for discussion

MOTION TO ADJOURN @

Motion by: Councilman Bartolomeo
Second by: Councilwoman Lawlor
All in favor: 4-0

Respectfully submitted,


Stephanie Evans, RMC
Borough Clerk

Approved: 4/21/25

**MUNICIPAL BUDGET NOTICE
RESOLUTION # 2025-102**

Section 1.

Municipal Budget of the BOROUGH of EDGEWATER, County of BERGEN for the Fiscal Year 2025.
 Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2025;
 Be it Further Resolved, that said Budget be published in the The Record
 in the issue of March 21st, 2025
 The Governing Body of the BOROUGH of EDGEWATER does hereby approve the following as the Budget for the year 2025:

RECORDED VOTE

(Insert Last Name)

Moitigi: Bartolomeo

Second: Vidal

Ayea	
Lawlor	
Vidal	
Marlin	
Bartolomeo	

Nays	

Abstained	
Absent	
Gutierrez	
Monte	

Notice is hereby given that the Budget and Tax Resolution was approved by the COUNCIL MEMBERS of the BOROUGH of EDGEWATER, County of BERGEN, on March 17th, 2025, at Municipal Building, 21st, 2025 at 6:00 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2025 may be presented by taxpayers or other interested persons.

ACCT#	DEPARTMENT			
20-1011-194	ADMINISTRATIVE & EXECUTIVE:	\$19,503.40	20-1011-194	\$542.93
20-1101-133	MAYOR & COUNCIL:	\$7,500.01		
20-1501-021	ASSESSMENT OF TAXES:	\$4,265.50		
20-1451-021	COLLECTION OF TAXES:	\$4,546.96		
43-4901-194	MUNICIPAL COURT:	\$5,723.40	43-4901-150:	
20-1801-021	PLANNING BOARD	\$300.47		
21-1851-021	BOARD OF ADJUSTMENT:	\$600.94		
21-1851-021	BOARD OF ADJUSTMENT:	\$750.00		
22-1961-021	RENT LEVELING BOARD:	\$300.47		
25-2651-096	FIRE INSPECTORS	\$4,458.85		
25-2651-216	VOL FIRE DEPT STIPENED	\$50.00		
25-2651-021	FIRE DEPARTMENT:	\$831.54		
25-2651-099	FIRE INSPECTORS: CLERICAL	\$1,652.00		
25-2651-197	FIRE DEPT SECRETARY:	\$2,232.34		
25-2651-100	FIRE WATCH:	\$440.00		
25-2651-211	FIRE STAND BY	\$1,910.00		
25-2601-084	AMBO STAND BY	\$1,520.00		
25-2401-021	POLICE DEPARTMENT:	\$205,981.30	25-2401-150:	\$15,118.10
25-2401-036	POLICE CLERK:	\$2,254.63		
25-2401-231	POLICE: TRAFFIC DUTY:	\$13,230.00		
25-2401-037	POLICE: SPC LAW OFFICERS:	\$3,140.49		
25-2401-062	POLICE: CROSSING GUARDS:	\$12,634.34		
25-2601-220	EMT: REGULAR	\$7,490.46	25-2601-220	
22-1951-021	CONSTRUCTION DEPARTMENT:	\$12,874.92		
22-1951-021	CONSTRUCTION DEPARTMENT:JC	\$55,545.88		
26-2901-021	STREETS & ROADS:	\$79,724.00	26-2901-150:	\$9,974.82
26-2901-021	STREETS & ROADS:JIM HENRY	\$10,795.80		
26-2901-021	STREETS & ROADS:SEASONAL	\$1,842.12		
28-3151-021	RECYCLING: Frato final	\$5,081.16		
26-2901-199	SENIOR CITIZEN DRIVERS	\$1,526.84		
27-3301-021	BOARD OF HEALTH:	\$2,106.46	27-3301-021	
28-3701-021	RECREATION	\$16,650.41	28-3701-150	\$899.04
29-3901-021	FREE PUBLIC LIBRARY	\$16,662.00	29-3901-021:	
25-2521-001	POL:EMER. MGT. & PUB SAFTY	\$218.24		
TOTAL:			+	
DATE PAID:	1/29/2025	\$504,344.93		\$26,534.89
CHECK#	99169380			
AMOUNT:	\$530,879.82	VENDOR: 311		\$530,879.82
		GROSS PAYROLL ACCOUNT		
	MARINA ACCOUNT			\$0.00
	06-2010-55-5011-001 MARINA DRIVERS			
CHECK#				
AMOUNT:	\$4,475.92			

I hereby certify that the above Resolution was adopted by the Mayor and Council on March 17, 2025.

Michael J. McPartland
Mayor

Stephanie Evans, RMC
Deputy Clerk

RESOLUTION				
R#2025-099		GUTIERREZ Absent	VJDAL	X
INTRODUCED BY: Vidal		LAWLOR X	MARTIN	X
SECONDED BY: Lawlor		MONTE Absent	BARTOLOMEO	X
DATE: 3/17/2025			MAYOR	
RESOLVED that the payment of salaries and wages for the period from 02/01/25 - 02/14/25 be approved and the appropriate budget amounts charged accordingly. The Chief Financial Officer has certified these funds are available. A summary of the departmental salaries and wages charged being as follows:				
ACCT#	DEPARTMENT			
20-1011-194	ADMINISTRATIVE & EXECUTIVE:	19503.4	20-1011-194	259.94
20-1101-133	MAYOR & COUNCIL:	7500.01		
20-1501-021	ASSESSMENT OF TAXES:	4265.5		
20-1451-021	COLLECTION OF TAXES:	4546.96		
43-4901-194	MUNICIPAL COURT:	5163.4	43-4901-150:	
20-1801-021	PLANNING BOARD	300.47		
21-1851-021	BOARD OF ADJUSTMENT:	600.94		
22-1961-021	RENT LEVELING BOARD:	300.47		
25-2651-096	FIRE INSPECTORS	5737.61		
25-2651-021	FIRE DEPARTMENT:	831.54		
25-2651-099	FIRE INSPECTORS: CLERICAL	\$1,652.00		
25-2651-197	FIRE DEPT SECRETARY:	\$2,232.34		
25-2651-100	FIRE WATCH:	\$6,900.00		
25-2401-021	POLICE DEPARTMENT:	\$207,006.81	25-2401-150:	\$5,716.82
25-2401-036	POLICE CLERK:	\$2,254.63		
25-2401-231	POLICE: TRAFFIC DUTY:	\$12,240.00		
25-2401-037	POLICE: SPC LAW OFFICERS:	\$2,697.30		
25-2401-062	POLICE: CROSSING GUARDS:	\$12,672.45		
25-2601-220	EMT: REGULAR:	\$6,837.13	25-2601-220	\$261.49
25-2601-220	EMT: REGULAR:	\$1,350.00		
22-1951-021	CONSTRUCTION DEPARTMENT:	\$15,391.96		
26-2901-021	STREETS & ROADS:	\$75,654.59	26-2901-150:	\$5,678.11
26-2901-219	STREETS & ROADS: SEASONAL	\$1,517.04		
28-3151-021	RECYCLING:	\$0.00		
26-2901-199	SENIOR CITIZEN DRIVERS	\$1,201.44		
27-3301-021	BOARD OF HEALTH:	\$2,106.46	27-3301-021	\$22.57
28-3701-021	RECREATION:	\$18,507.56	28-3701-150	690.49
29-3901-021	FREE PUBLIC LIBRARY	\$16,604.68	29-3901-021:	
25-2521-001	POL:EMER. MGT. & PUB SAFTY	\$218.24		
TOTAL:		\$435,794.93	+	\$12,629.42
DATE PAID:	2/12/2025			
CHECK#	99169382			
AMOUNT:	\$448,424.35	VENDOR: 311		\$448,424.35
		GROSS PAYROLL ACCOUNT		
MARINA ACCOUNT				\$0 00
06-2010-55-5011 001 MARINA DRIVERS				
CHECK#	3566			
AMOUNT:	\$4,428.52			

I hereby certify that the above Resolution was adopted by the Mayor and Council on March 17, 2025.

Michael J. McPartland
Mayor

Stephanie Evans, RMC
Borough Clerk

RESOLUTION

R#2025-100

INTRODUCED BY: Vidal

SECONDED BY: Lawlor

DATE: 3/17/2025

GUTIERREZ Absent

LAWLOR X

MONTE Absent

VIDAL X

MARTIN X

BARTOLOMEO X

MAYOR _____

RESOLVED that the payment of salaries and wages for the period from 2/15/25 - 02/28/25 be approved and the appropriate budget amounts charged accordingly. The Chief Financial Officer has certified these funds are available. A summary of the departmental salaries and wages charged being as follows:

ACCT#	DEPARTMENT			
20-1011-194	ADMINISTRATIVE & EXECUTIVE:	\$20,088.50	20-1011-194	
20-1011-194	A& E RETRO	\$2,399.60		
20-1101-133	MAYOR & COUNCIL:	\$7,500.01		
20-1501-021	ASSESSMENT OF TAXES:	\$4,393.48		
20-1501-021	ASSESSMENT OF TAXES: RETRO	\$511.92		
20-1451-021	COLLECTION OF TAXES:	\$4,683.37		
20-1451-021	COLLECTION OF TAXES: RETRO	\$545.64		
43-4901-194	MUNICIPAL COURT:	\$5,586.09	43-4901-150:	
43-4901-194	MUNICIPAL COURT: RETRO	\$597.96		
20-1801-021	PLANNING BOARD	\$309.49		
20-1801-021	PLANNING BOARD RETRO	\$36.08		
21-1851-021	BOARD OF ADJUSTMENT:	\$618.98		
21-1851-021	BOARD OF ADJUSTMENT: RETRO	\$54.12		
22-1961-021	RENT LEVELING BOARD:	\$309.49		
22-1961-021	RENT LEVELING BOARD: RETRO	\$36.08		
25-2651-096	FIRE INSPECTORS	\$5,209.80		
25-2651-096	FIRE INSPECTORS RETRO	\$521.20		
25-2651-021	FIRE DEPARTMENT:	\$856.49		
25-2651-099	FIRE INSPECTORS: CLERICAL	\$1,701.56		
25-2651-099	FIRE INSPECTORS: CLERICAL RETRO	\$222.19		
25-2651-197	FIRE DEPT SECRETARY:	\$2,299.31		
25-2651-197	FIRE DEPT SECRETARY: RETRO	\$267.88		
25-2651-100	FIREWATCH	\$640.00		
25-2401-021	POLICE DEPARTMENT:	\$207,900.21	25-2401-150:	\$22,790.21
25-2401-021	POLICE DEPARTMENT: RETRO	\$2,865.43		
25-2401-036	POLICE CLERK:	\$2,322.26		
25-2401-036	POLICE CLERK: RETRO	\$270.52		
25-2401-231	POLICE: TRAFFIC DUTY:	\$13,500.00		
25-2401-037	POLICE: SPC LAW OFFICERS:	\$3,154.02		
25-2401-037	POLICE: SPC LAW OFFICERS: RETRO	\$327.96		
25-2401-062	POLICE: CROSSING GUARDS:	\$10,830.98		
25-2401-062	POLICE: CROSSING GUARDS: RETRO	\$1,269.35		
25-2601-220	EMT: REGULAR:	\$7,199.96	25-2601-220	\$269.34
25-2601-220	EMT: REGULAR: RETRO	\$895.20		
22-1951-021	CONSTRUCTION DEPARTMENT:	\$15,692.16		
22-1951-021	CONSTRUCTION DEPARTMENT:RETRO	\$1,804.21		
26-2901-021	STREETS & ROADS:	\$74,857.50	26-2901-150:	\$13,330.97
26-2901-021	STREETS & ROADS: RETRO	\$12,446.98		
26-2901-219	STREETS & ROADS: SEASONAL	\$975.24		
28-3151-021	RECYCLING:	\$0.00		
26-2901-199	SENIOR CITIZEN DRIVERS	\$1,250.33		
27-3301-021	BOARD OF HEALTH:	\$2,169.66	27-3301-021	123.98
27-3301-021	BOARD OF HEALTH: RETRO	\$263.16		
28-3701-021	RECREATION:	\$17,901.98	28-3701-150	874.41
28-3701-021	RECREATION: RETRO	\$1,796.49		
29-3901-021	FREE PUBLIC LIBRARY	\$17,236.87	29-3901-021:	

25-2521-001	POL:EMER. MGT. & PUB SAFTY	\$224.78	
25-2521-001	POL:EMER. MGT. & PUB SAFTY RETRO	\$26.16	
TOTAL:			*
DATE PAID:	2/26/2025	\$456,570.65	\$37,388.91
CHECK#	99169384		
AMOUNT:	\$493,959.56	VENDOR: 311	
	MARINA ACCOUNT	GROSS PAYROLL ACCOUNT	\$493,959.56
	06-2010-55-5011-001 MARINA DRIVERS		\$0.00
CHECK#	3575		
AMOUNT:	\$6,155.09		

I hereby certify that the above Resolution was adopted by the Mayor and Council on March 17, 2025.

Michael J. McPartland
Mayor

Stephanie Evans, RMC
Borough Clerk

RESOLUTION				
R#2025-101				
INTRODUCED BY: Vidal		GUTIERREZ Absent	VIDAL	X
SECONDED BY: Lawlor		LAWLOR X	MARTIN	X
DATE: 3/17/2025		MONTE Absent	BARTOLOMEO	XX
MAYOR				
RESOLVED that the payment of salaries and wages for the period from 03/01/25-3/14/25 be approved and the appropriate budget amounts charged accordingly. The Chief Financial Officer has certified these funds are available. A summary of the departmental salaries and wages charged being as follows:				
ACCT#	DEPARTMENT			
20-1011-194	ADMINISTRATIVE & EXECUTIVE:	\$20,088.50	20-1011-194	
20-1101-133	MAYOR & COUNCIL:	\$7,500.01		
20-1501-021	ASSESSMENT OF TAXES:	\$4,393.48		
20-1451-021	COLLECTION OF TAXES:	\$4,683.37		
43-4901-194	MUNICIPAL COURT:	\$5,524.29	43-4901-150:	
20-1801-021	PLANNING BOARD	\$309.49		
21-1851-021	BOARD OF ADJUSTMENT:	\$618.98		
22-1961-021	RENT LEVELING BOARD:	\$309.49		
25-2651-096	FIRE INSPECTORS	\$5,442.87		
25-2651-021	FIRE DEPARTMENT:	\$856.49		
25-2651-099	FIRE INSPECTORS: CLERICAL	\$1,701.56		
25-2651-197	FIRE DEPT SECRETARY:	\$2,299.31		
25-2651-100	FIRE WATCH:	\$300.00		
25-2401-021	POLICE DEPARTMENT:	\$218,515.71	25-2401-150:	\$7,278.68
25-2401-036	POLICE CLERK:	\$2,322.26		
25-2401-231	POLICE: TRAFFIC DUTY:	\$12,420.00		
25-2401-037	POLICE: SPC LAW OFFICERS:	\$2,966.07		
25-2401-062	POLICE: CROSSING GUARDS:	\$16,027.34		
25-2601-220	EMT: REGULAR:	\$6,942.26	25-2601-220	\$53.87
22-1951-021	CONSTRUCTION DEPARTMENT:	\$15,692.16		
26-2901-021	STREETS & ROADS:	\$75,260.76	26-2901-150:	\$2,694.12
26-2901-219	STREETS & ROADS: SEASONAL	\$975.24		
28-3151-021	RECYCLING:	\$0.00		
26-2901-199	SENIOR CITIZEN DRIVERS	\$1,559.69		
27-3301-021	BOARD OF HEALTH:	\$2,169.66	27-3301-021	
28-3701-021	RECREATION:	\$17,344.72	28-3701-150	925.81
29-3901-021	FREE PUBLIC LIBRARY	\$17,807.57	29-3901-021:	
25-2521-001	POL:EMER. MGT. & PUB SAFTY	\$224.78		
TOTAL:		\$444,256.06	+	\$10,952.48
DATE PAID:	3/12/2025			
CHECK#	99169386	VENDOR:	311	
AMOUNT:	\$455,208.54	GROSS PAYROLL ACCOUNT		\$455,208.54
MARINA ACCT				\$0.00
06-2010-55-5011-001 MARINA DRIVERS				
CHECK#	3578			
AMOUNT:	\$4,655.72			

I hereby certify that the above Resolution was adopted by the Mayor and Council on March 17, 2025.

Michael J. McPartland
Mayor

Stephanie Evans, RMC
Council Clerk

Bill list
BOROUGH OF EDGEWATER
SERVICES & SUPPLIES

RESOLUTION R25-104

Introduced by .Vidal..... DATED: **MARCH 17, 2025**

Seconded by ..Lawlor.....

RESOLVED that the attached Claim Schedule be paid and the appropriate budget accounts and other obligations charged accordingly, these Schedules having been audited and approved by the appropriate Committee to which they referred, a summary of such charges being as follows:

<u>Vendor</u>	<u>Amount</u>	<u>Date</u>	<u>Account</u>	<u>Check #</u>
PIZZA CLUB	422.00	02/11/25	A & E O & E	64137
VEOLIA WATER NJ	13,714.15	02/11/25	FIRE HYDRANTS	64138
AGL WELDING SUPPLY	1,096.00	02/12/25	Various	64139
BCPWA	750.00	02/12/25	STREETS & ROADS O & E	64140
BRADY INDUSTRIES	74.41	02/12/25	B & G O & E	64141
CINTAS CORPORATION	682.31	02/12/25	Various	64142
COLD MIX	571.20	02/12/25	STREETS & ROADS O & E	64143
DOOR WORKS	2,489.00	02/12/25	Various	64144
EAST COAST SALT	1,691.52	02/12/25	SNOW REMOVAL O & E	64145
EMS CONSULTING	175.00	02/12/25	VOLUNTEER 1ST AIDE O & E	64146
FERGUSON ENTERPRISES	228.41	02/12/25	STREETS & ROADS O&E	64147
GANNETT NY-NJ LOCALI	284.48	02/12/25	Various	64148
JACK DOHENY	469.31	02/12/25	STREETS & ROADS O&E	64149
JEFF'S TOWING INC.	310.00	02/12/25	POLICE O & E	64150
LEXIPOL LLC	9,158.59	02/12/25	POLICE O & E	64151
M&G AUTO PARTS INC	561.60	02/12/25	STREETS & ROADS O & E	64152
MITCHELL HUMPHREY & MUNICIPAL EMERGENCY	7,470.00 5,731.90	02/12/25 02/12/25	CONSTRUCTION OFFICIAL O & E POLICE O & E	64153 64154
NJ FIRE EQUIPMENT CO	612.00	02/12/25	FIRE DEPT. O & E	64155
NORTH JERSEY	286.00	02/12/25	B & G O & E	64156
NORTH JERSEY TRUCK	298.07	02/12/25	STREETS & ROADS O & E	64157
P&G AUTO INC	1,937.65	02/12/25	Various	64158
RACHLES/MICHELE'S	9,984.91	02/12/25	Various	64159
REINER GROUP INC	2,274.83	02/12/25	Various	64160
ROBBINS & FRANKE	160.00	02/12/25	POLICE O & E	64161
ROBERT'S & SON, INC	764.44	02/12/25	STREETS & ROADS O&E	64162
ROGO FASTENER CO.	973.37	02/12/25	STREETS & ROADS O & E	64163
SHERWIN WILLIAMS	271.34	02/12/25	B & G O & E	64164
STAPLES BUSINESS	454.20	02/12/25	Various	64165
TA ASSOC. BERGEN	100.00	02/12/25	CONSTRUCTION OFFICIAL O & E	64166
THE ILLUSION MAKER	2,400.00	02/12/25	CLEAN COMMUNITIES PROGRAM	64167
THE JERSEY JOURNAL	129.56	02/12/25	Various	64168
TOWNSHIP OF NORTH	1,500.00	02/12/25	POLICE O & E	64169
ULTRA PRO PEST	495.00	02/12/25	PARKS & PLAYGROUNDS O & E	64170
UNITED FEDERATED	55.00	02/12/25	B & G O & E	64171
V.E. RALPH & SON,	1,377.77	02/12/25	Various	64172
WASTE MANAGEMNT OF	50,394.99	02/12/25	SANITATION	64173
KORYTNY, VADIM	250.00	02/12/25	REFUND OF FEES	64174
PENGUIN MANGEMENT,	1,464.00	02/14/25	VOLUNTEER 1ST AIDE O & E	64175
PSE&G CO	14,044.47	02/14/25	Various	64176
UNITED FEDERATED	1,455.00	02/14/25	B & G O & E	64177
FIREFIGHTER ONE LLC	13,935.00	02/19/25	FIRE DEPT. O & E	64178
HWANGJI, LU	664.19	02/19/25	LIEN REDEMPTION	64179
PSE&G CO	41,504.49	02/19/25	Various	64180
SEDONA TAPHOUSE	607.00	02/19/25	Various	64181
QUADIENNT LEASING	1,322.40	02/19/25	Various	64182
QUADIENNT INC.	188.05	02/19/25	A & E O & E	64183
RACHLES/MICHELE'S	3,409.79	02/19/25	UTILITIES-GASOLINE & FUEL	64184
PIZZA ON THE AVE	54.40	02/19/25	A & E O & E	64185
AL EDGEWATER HAND	46.49	02/21/25	Various	64186
ACME/ALBERTSONS	167.18	02/21/25	RECREATION O & E	64187
AMAZON.COM SALES,	30.98	02/21/25	POLICE O & E	64188
BERGEN MUNICIPAL	365,565.00	02/21/25	GROUP INSURANCE	64189

<u>Vendor</u>	<u>Amount</u>	<u>Date</u>	<u>Account</u>	<u>Check #</u>
COLONIAL LIFE &	750.20	02/21/25	GROUP INSURANCE	64190
EXTRA SPACE STORAGE	1,519.00	02/21/25	A & E O & E	64191
GANNETT NY-NJ LOCALI	1,317.33	02/21/25	Various	64192
NEW HORIZON	0.00	02/21/25	Various	64193
TIME WARNER CABLE	2,996.69	02/21/25	B & G O & E	64194
VERIZON WIRELESS	1,604.73	02/21/25	UTILITIES-TELEPHONE	64195
SHARP ELECTRONICS	3,438.15	02/21/25	A & E O & E	64196
NEW HORIZON	7,324.26	02/21/25	UTILITIES-TELEPHONE	64197
CAFASSO'S FAIRWAY	1,670.47	02/26/25	A & E O & E	64198
NJMMA	300.00	02/26/25	A & E O & E	64199
SHARP ELECTRONICS	378.19	02/26/25	A & E O & E	64200
TD CARD SERVICES	2,401.21	02/26/25	Various	64201
BOROUGH OF EDGEWATER	216.00	02/28/25	REFUND OF FEES	64202
CANDELMO, JOHN	71.88	02/28/25	CONSTRUCTION OFFICIAL O & E	64203
CHENG, BLYUN	2,287.00	02/28/25	TAX REFUNDS	64204
NEW JERSEY PLANNING	95.00	02/28/25	BOARD OF ADJUSTMENT O & E	64205
RACHLES/MICHELE'S	5,107.94	02/28/25	UTILITIES-GASOLINE & FUEL	64206
TIME WARNER CABLE	0.00	03/03/25	Various	64207
VEOLIA WATER NJ	4,869.66	02/28/25	Various	64208
WEINZOFF, ANDREW	19.51	02/28/25	TAX REFUNDS	64209
RUTGERS, CENTER FOR	490.00	03/03/25	A & E O & E	64210
HARD ROCK HOTEL &	393.00	03/03/25	A & E O & E	64211
TIME WARNER CABLE	2,847.96	03/03/25	Various	64212
PSE&G CO	12,858.26	03/07/25	Various	64213
RACHLES/MICHELE'S	2,895.56	03/07/25	UTILITIES-GASOLINE & FUEL	64214
TECH REPRO, INC	93.19	03/07/25	A & E O & E	64215
VERIZON WIRELESS	3,187.08	03/07/25	UTILITIES-TELEPHONE	64216
ZAVODSKY, NANCY	30.00	03/07/25	A & E O & E	64217
AXON ENTERPRISE,	47,547.96	03/07/25	Body Worn Camera	64218
LAW OFFICE OF	29,907.29	03/12/25	RESERVE FOR TAX APPEALS	64219
NJ ADVANCE MEDIA	394.15	03/12/25	Various	64220
PIZZA CLUB	379.85	03/12/25	A & E O & E	64221
UGI ENERGY SERVICES,	5,344.63	03/12/25	UTILITIES GAS&ELECTRIC	64222
VEOLIA WATER NJ	13,972.58	03/12/25	FIRE HYDRANTS	64223
VERIZON WIRELESS	1,627.49	03/12/25	UTILITIES-TELEPHONE	64224
TIME WARNER CABLE	3,021.80	03/12/25	B & G O & E	64225
NJ ADVANCE MEDIA	479.46	03/14/25	Various	64226
XEROX CORP.	2,856.53	03/14/25	Various	64227
A-1 EDGEWATER AUTO	277.45	03/17/25	Various	64228
ACME/ALBERTSONS	1,935.46	03/17/25	Various	64229
AFFORDABLE CARTAGE	39,800.00	03/17/25	SANITATION	64230
AGL WELDING SUPPLY	3,457.96	03/17/25	Various	64231
AM CONSULTANTS	1,950.00	03/17/25	FINANCIAL ADMIN. O & E	64232
AMBULANCE	4,316.27	03/17/25	A & E O & E	64233
ASSOCIATION OF NJ	115.00	03/17/25	STREETS & ROADS O & E	64234
ATLANTIC COAST	3,130.41	03/17/25	SANITATION	64235
BCMCAA	25.00	03/17/25	MUNICIPAL COURT O & E	64236
BERGEN COUNTY DEPT	59,685.30	03/17/25	Various	64237
BERGEN MUNICIPAL	363,553.00	03/17/25	GROUP INSURANCE	64238
BERGENFIELD FIRE	100.00	03/17/25	FIRE DEPT. O & E	64239
BIS DIGITAL	281.41	03/17/25	A & E O & E	64240
BOBCAT OF NORTH	3,900.00	03/17/25	SNOW REMOVAL O & E	64241
BOROUGH OF EDGEWATER	2,613,846.58	03/17/25	Various	64242
BOULEVARD HARDWARE	347.45	03/17/25	B & G O & E	64243
BRADY INDUSTRIES	3,144.27	03/17/25	Various	64244
CAFASSO'S FAIRWAY	1,797.49	03/17/25	Various	64245
CARGO RAXX LLC	2,765.85	03/17/25	POLICE O & E	64246
CARUCCI, LAURA A.	3,065.00	03/17/25	BOARD OF ADJUSTMENT O & E	64247
CGP&H	280.50	03/17/25	LEGAL SERVICES O & E	64248
CINTAS CORPORATION	532.76	03/17/25	Various	64249
COFFEE ASSOCIATES	446.93	03/17/25	Various	64250
D & E UNIFORM	989.45	03/17/25	Various	64251
DAVID WEBER OIL CO.	2,475.98	03/17/25	STREETS & ROADS O & E	64252
DELTA DENTAL PLAN	16,905.74	03/17/25	Various	64253
DENISE M. TRAVERS	2,500.00	03/17/25	BOARD OF ADJUSTMENT O & E	64254
DESIGN-N-STITCH	178.00	03/17/25	STREETS & ROADS O & E	64255
ELECTRICAL POWER	1,611.97	03/17/25	Various	64256
EMS CONSULTING	175.00	03/17/25	VOLUNTEER 1ST AIDE O & E	64257

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ENFORSYS NJ INC.	12,895.00	03/17/25	Various	64258
ESTEVEZ, PATRICIA	500.00	03/17/25	ASSESSMENT OF TAXES O & E	64259
EV CONNECT	1,410.00	03/17/25	A & E O & E	64260
FAIRFIELD	138.87	03/17/25	UTILITIES-GASOLINE & FUEL	64261
FAST PRINT LLC	2,500.00	03/17/25	Various	64262
FERGUSON ENTERPRISES	19.07	03/17/25	B & G O & E	64263
FLORIO PERRUCCI , ET	13,786.60	03/17/25	Various	64264
FRATO, KATHY	31.96	03/17/25	VOLUNTEER 1ST AIDE O & E	64265
GANN LAW BOOKS	275.00	03/17/25	POLICE O & E	64266
GANNETT NY-NJ LOCALI	196.84	03/17/25	Various	64267
GOOSETOWN	908.69	03/17/25	VOLUNTEER 1ST AIDE O & E	64268
GREGORY ASSOCIATES	2,870.00	03/17/25	A & E O & E	64269
HOME DEPOT USA INC.	2,486.86	03/17/25	Various	64270
HUDSON TIRE EXCHANGE	4,021.36	03/17/25	Various	64271
IIA - FIRE DEPT.	1,127.50	03/17/25	FIRE DEPT. O & E	64272
INSTITUTE FOR	100.00	03/17/25	POLICE O & E	64273
INTEGRATED TECHNICAL	550.00	03/17/25	POLICE O & E	64274
INTREP SOLUTIONS,	2,688.00	03/17/25	A & E O & E	64275
IT DESK EXPERT	2,600.00	03/17/25	A & E O & E	64276
JACK DOHENY	644.16	03/17/25	STREETS & ROADS O&E	64277
KUIKEN BROTHERS CO	1,086.15	03/17/25	PARKS & PLAYGROUNDS O & E	64278
LEADSONLINE LLC	3,396.00	03/17/25	POLICE O & E	64279
LIBERTY ELEVATOR	439.00	03/17/25	B & G O & E	64280
M&G AUTO PARTS INC	142.85	03/17/25	POLICE O & E	64281
MC NERNEY &	11,300.00	03/17/25	Various	64282
MES SERVICE COMPANY,	1,142.01	03/17/25	FIRE DEPT. O & E	64283
METROPOLITAN RUBBER	947.71	03/17/25	STREETS & ROADS O&E	64284
MUNIDEX, INC	1,714.50	03/17/25	COLLECT OF TAXES O & E	64285
NATIONAL ASSOC. OF	375.00	03/17/25	POLICE O & E	64286
NATIONAL LAWN	1,449.90	03/17/25	PARKS & PLAYGROUNDS O & E	64287
NEW PIG CORP.	1,342.75	03/17/25	STREETS & ROADS O & E	64288
NJ FIRE EQUIPMENT CO	1,160.60	03/17/25	FIRE DEPT. O & E	64289
NJ STATE FIRST AID	560.00	03/17/25	VOLUNTEER 1ST AIDE O & E	64290
NORTH JERSEY	411.00	03/17/25	Various	64291
NORTHEAST SWEEPERS &	1,620.00	03/17/25	STREETS & ROADS O & E	64292
P&G AUTO INC	1,390.58	03/17/25	Various	64293
PAGNOZZI PLUMBING &	2,045.25	03/17/25	Various	64294
PARENT DOOR HARDWARE	12.00	03/17/25	B & G O & E	64295
PENGUIN MANGEMENT,	1,728.00	03/17/25	FIRE DEPT. O & E	64296
PEREZ, AARON	1,700.00	03/17/25	POLICE O & E	64297
POWER PLACE INC	4,198.81	03/17/25	SNOW REMOVAL O & E	64298
PUBLIC WORKS	125.00	03/17/25	STREETS & ROADS O & E	64299
R F Q TESTING	260.00	03/17/25	STREETS & ROADS O&E	64300
RAPID PUMP & METER	655.00	03/17/25	STREETS & ROADS O&E	64301
READY REFRESH	1,302.07	03/17/25	B & G O & E	64302
REDICARE LLC	587.00	03/17/25	B & G O & E	64303
REINER GROUP INC	8,112.39	03/17/25	Various	64304
ROBERT P TRAVERS LAW	19,729.00	03/17/25	Various	64305
ROBERT'S & SON, INC	491.31	03/17/25	STREETS & ROADS O & E	64306
ROGO FASTENER CO.	1,013.01	03/17/25	STREETS & ROADS O & E	64307
ROYAL PRINTING	515.00	03/17/25	POLICE O & E	64308
RUTGERS, THE STATE	590.00	03/17/25	STREETS & ROADS O & E	64309
SALICETTI, ANGELO	42.00	03/17/25	STREETS & ROADS O & E	64310
SAMSARA INC.	12,870.00	03/17/25	UTILITIES-TELEPHONE	64311
SERVPRO OF NW BERGEN	725.00	03/17/25	POLICE O & E	64312
SHARE CORPORATION	876.37	03/17/25	STREETS & ROADS O & E	64313
SHERWIN WILLIAMS	93.83	03/17/25	Various	64314
SOL'S INTERPRETING	675.00	03/17/25	Various	64315
SPECIALTY AUTOMOTIVE	2,350.00	03/17/25	STREETS & ROADS O & E	64316
STAPLES BUSINESS	2,211.17	03/17/25	Various	64317
STONEFIELD INVEST	51,511.29	03/17/25	Various	64318
STRYKER SALES	6,608.00	03/17/25	Various	64319
SUNCREST FARMS	284.48	03/17/25	B & G O & E	64320
TERRACYCLE REGULATED	690.00	03/17/25	SANITATION	64321
THE BIG AD-VANTAGE	905.00	03/17/25	SENIOR CITIZEN	64322
THERM-O-JET INC.	40.00	03/17/25	POLICE O & E	64323
TLO LLC	177.40	03/17/25	POLICE O & E	64324
TYREX RESOURCES LLC	66.50	03/17/25	SANITATION	64325

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UNITED FEDERATED	137.50	03/17/25	Various	64326
V.E. RALPH & SON,	1,637.58	03/17/25	Various	64327
VALLEY PHYSICIAN	530.00	03/17/25	Various	64328
VAN DINE'S MOTOR	1,431.15	03/17/25	Various	64329
VINCENT'S SIGNS	2,850.00	03/17/25	POLICE O & E	64330
W. CAMPBELL SUPPLY	51.85	03/17/25	FIRE DEPT. O & E	64331
WASTE MANAGEMNT OF	89,886.09	03/17/25	Various	64332
WEINER LAW GROUP LLC	2,512.00	03/17/25	LEGAL SERVICES O & E	64333
WIELKOTZ & COMPANY	34,250.00	03/17/25	Various	64334
WISS LAW P.C.	140.00	03/17/25	LEGAL SERVICES O & E	64335
AXON ENTERPRISE,	661.62	03/17/25	POLICE O & E	64336
M&G AUTO PARTS INC	1,005.67	03/17/25	POLICE O & E	64337
CHASE MANHATTAN BANK	328,350.00	02/14/25	INTEREST ON BONDS	24021412
CHASE MANHATTAN BANK	1,795,000.00	02/14/25	PAYMENT OF BOND PRINCIPAL	25021411
TD BANK NORTH	2,445,553.43	02/28/25	Various	25022811
TD BANK NORTH	27,954.67	02/28/25	BAD CHECKS	25022812
COUNTY OF BERGEN	2,607,639.16	02/28/25	Various	25022813
BOROUGH OF EDGEWATER	448,424.35	02/12/25	Various	99169382
BOROUGH OF EDGEWATER	22,934.32	02/12/25	CONTRIB. TO SOC SEC (O.A.S.I.)	99169383
BOROUGH OF EDGEWATER	493,959.56	02/26/25	Various	99169384
BOROUGH OF EDGEWATER	25,300.83	02/26/25	CONTRIB. TO SOC SEC (O.A.S.I.)	99169385
BOROUGH OF EDGEWATER	455,208.54	03/12/25	Various	99169386

Total Paid Bills:

12,850,177.85

CAPITAL ACCOUNT

<u>Vendor</u>	<u>Amount</u>	<u>Date</u>	<u>ORDINANCE #</u>	<u>Check #</u>
GANNETT NY-NJ LOCALI	115.28	02/12/25	2023-008/2024-018	5635
TREASURER, STATE OF	950.00	02/21/25	2021-007	5636
TREASURER, STATE OF	575.00	02/24/25	1474	5637
GOOSETOWN	1,470.58	02/26/25	2022-005	5638
MOTOROLA	8,757.00	02/26/25	2022-005	5639
CME ASSOCIATES	12,502.50	03/14/25	2022-005	5640
BERGEN COUNTY	19,265.00	03/17/25	2021-007	5641
DELL MARKETING L.P	4,969.40	03/17/25	2024-018	5642
GOLD TYPE BUSINESS	16,597.86	03/17/25	2023-005	5643
NORTH JERSEY BOBCAT	8,014.00	03/17/25	2023-005	5644
TIDEWATER FLEET	5,120.69	03/17/25	2024-018	5645
Total Paid Bills:			<u>78,337.31</u>	

MARINA ACCOUNT

<u>Vendor</u>	<u>Amount</u>	<u>Date</u>	<u>Account</u>	<u>Check #</u>
BOROUGH OF EDGEWATER	4,428.52	02/12/25	MARINA SALARIES AND WAGES	3566
BRADY INDUSTRIES	922.64	02/12/25	O&E	3567
ULTRA PRO PEST	495.00	02/12/25	O&E	3568
PSE&G CO	2,820.57	02/14/25	C&E	3569
UGI ENERGY SERVICES,	222.31	02/14/25	O&E	3570
VEOLIA WATER NJ	188.12	02/14/25	O&E	3571
NEW HORIZON	80.41	02/21/25	O&E	3572
TIME WARNER CABLE	712.22	02/21/25	O&E	3573
VEOLIA WATER NJ	182.68	02/21/25	O&E	3574
BOROUGH OF EDGEWATER	6,155.09	02/26/25	MARINA SALARIES AND WAGES	3575
PSE&G CO	2,684.38	03/07/25	O&E	3576
UGI ENERGY SERVICES,	210.96	03/07/25	O&E	3577
BOROUGH OF EDGEWATER	4,655.72	03/12/25	MARINA SALARIES AND WAGES	3578
TIME WARNER CABLE	716.03	03/12/25	O&E	3579
BALLERINI, FRANCIS	145.00	03/17/25	O&E	3580
GRAYBAR ELECTRIC CO,	24,199.48	03/17/25	RESERVE FOR PORT SECURITY	3581
HOME DEPOT USA INC.	1,091.63	03/17/25	Various	3582
M&G AUTO PARTS INC	82.67	03/17/25	O&E	3583
NEW HORIZON	160.92	03/17/25	O&E	3584
REDICARE LLC	77.25	03/17/25	O&E	3585
REINER GROUP INC	187.50	03/17/25	O&E	3586
ULTRA PRO PEST	495.00	03/17/25	O&E	3587
Total Paid Bills:			<u>50,914.10</u>	

