

PUBLIC NOTICE PUBLIC NOTICE

NEW JERSEY DEPARTMENT OF TRANSPORTATION DIVISION OF PROCUREMENT, BUREAU OF CONSTRUCTION SERVICES 1035 PARKWAY AVENUE, PO BOX 605 TRENTON, NEW JERSEY 08625

SEALED BIDS will be received from bidders classified under N.J.S.A. 27:7-35.1 et seq.; in the NJDOT MULTIPURPOSE ROOM, New Jersey Department of Transportation, 1035 Parkway Avenue, Trenton, New Jersey 08625; until 10:00 A.M. on 6/14/2005 and opened and read for:

Sign Structures Repair #1, Contract No: 098048073; Lawrence Township (Mer), Edison Township (Mid), Woodbridge Township (Mid), Linden City (Uni) & Summit City (Uni); Mercer, Middlesex and Union Counties 100% STATE DP NO: 05127

Bidders are required to comply with the requirement of P.L. 1975, C.127 N.J.A.C. 17:27.

Effective October 15, 2004, Pursuant to Executive Order 134, apparent low bidder must provide a completed, signed Executive Order No. 134 Certification and Disclosure Form within seven (7) state business days from the project bid date.

Pursuant to N.J.S.A. 52:32-44, Business Registration, proof of valid business registration shall be submitted by a bidder with its bid proposal at the time of bid for 100% State funded projects.

Pursuant to the "Public Works Contractor Registration Act", N.J.S.A. 34:11-56.48 et seq. (P.L. 2003, c. 91), bidders must register with the New Jersey Department of Labor, Division of Wage and Hour Compliance.

The Department, in accordance with Title VI Civil Rights Act of 1964, 78 Stat. 252 U.S.C., 49 C.F.R., Parts 21 and 23 issued pursuant to such Act, and Section 504 of the Rehabilitation Act of 1973 will afford minority business enterprises full opportunity to submit bids in response to this invitation and will not discriminate against any bidder on the grounds of race, color, sex, national origin, or handicap in the contract award.

Drawings, specifications, and bid documents may be inspected or obtained for a fee of \$26.00, for full size drawings, at the NJDOT Engineering and Operations Building 1st floor, Trenton, New Jersey 08625 during business hours.

Names and addresses of prospective bidders for this project may be acquired by telephoning 609-530-8585 during business hours. Their fax number is 609-530-6626. Drawings, special provisions, and bid documents may also be inspected (BUT NOT OBTAINED) by contracting organizations at our various Design Field Offices at the following locations:

| | | |
|---|--|---|
| 200 Steril Court Mt. Arlington, NJ 973-770-5141 | Route 79 and Daniels Way Freehold, NJ 732-308-4025 | 1 Executive Campus Rt 70 Cherry Hill, NJ 856-486-6624 |
|---|--|---|

3 T - 5/19/05, 5/26/05 and 6/2/05, The Leader Fee: \$214.20

PUBLIC NOTICE PUBLIC NOTICE

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS ORDINANCE NO. 613-2005 INTRO: May 12, 2005

NOTICE IS HEREBY GIVEN that the following proposed Ordinance was introduced and passed on the first reading at a REGULAR MEETING of the Board of Chosen Freeholders of the County of Union, New Jersey held on the 12th day of May, 2005, and that said Ordinance will be taken up for further consideration for final passage at a meeting of said Board to be held at its meeting room in the Administration Building, Elizabeth, New Jersey, on the 26th of May, 2005, at 7:00 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

A copy of this Ordinance has been posted on the Bulletin Board upon which public notices are customarily posted in the Union County Administration Building of the County of Union and a copy is available up to and including the time of such meeting to the members of the general public of the County who shall request such copies, at the Office of the Clerk of the Board of Chosen Freeholders in said Administration Building, Elizabeth, New Jersey.

Nicole L. Tedeschi, Clerk of the Board of Chosen Freeholders

PREAMBLE

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ADOPTING A CODIFICATION OF THE LAWS, ORDINANCES, POLICIES AND RESOLUTION OF UNION COUNTY, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE, AND SAVING FROM REPEAL CERTAIN LEGISLATION NOT INCLUDED THEREIN" ADOPTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION ON AUGUST 19, 1993.

AN ORDINANCE AMENDING THE "ADMINISTRATIVE CODE OF UNION COUNTY", TO PROHIBIT ILLICIT CONNECTIONS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEMS OPERATED BY THE COUNTY OF UNION.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union that the Administrative Code of the County of Union is hereby amended to add the following sections:

CHAPTER 131- Streets and Sidewalks

ARTICLE III - Storm Sewers

§ 131-5. Purpose:

An ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the COUNTY OF UNION, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 131-6 Definitions:

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. Most of the definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

- a. **Domestic sewage** - waste and wastewater from humans or household operations.
- b. **Illicit connection** - any physical or non-physical connection that discharges domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the COUNTY OF UNION, unless that discharge is authorized under a NJPDES permit other than the Public Complex Stormwater General Permit (NJPDES Permit Number NJ0141879) or the Highway Agency Municipal Stormwater General Permit (NJPDES Permit Number NJ0141887). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.
- c. **Industrial waste** - non-domestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. §1317(a), (b), or (c)).
- d. **Municipal separate storm sewer system (MS4)** - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the COUNTY OF UNION or other public body, and is designed and used for collecting and conveying stormwater.
- e. **NJPDES permit** - a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.
- f. **Non-contact cooling water** - water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water may however contain algicides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
- g. **Person** - any individual (including but not limited to a COUNTY OF UNION officer, agent, professional staff member and other employee), corporation, company, partnership, firm, association, or political subdivision of this State, whose conduct on County property is subject to ordinance by the COUNTY OF UNION.
- h. **Process wastewater** - any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.
- i. **Stormwater** - water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
- j. **County** - COUNTY OF UNION
- k. **County property** - lands and buildings owned or controlled by the COUNTY OF UNION.
- l. **County highway** - any highway or thoroughfare operated by the COUNTY OF UNION (including a maintenance facility or rest area for such a thoroughfare).

§ 131-7 Prohibited Conduct:

No person shall discharge or cause to be discharged, through an illicit connection to the municipal separate storm sewer system operated by the COUNTY OF UNION, any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

§ 131-8 Enforcement

For the purposes of this ordinance, the employees of the following COUNTY OF UNION Divisions and Bureaus shall be designated as enforcement officers:

- a. Division of Police
 - b. Bureau of Inspections
 - c. Bureau of Environmental Enforcement
- § 131-9 Violations:**
- a. Any County officer, staff member, employee, or agent who is found to be in violation of this ordinance in addition to the penalties set forth below may be subject to dismissal, removal, reduction of salary, suspension, demotion, or other disciplinary action in accordance with applicable New Jersey statutes and relevant contracts or agreements.
 - b. Any person who has entered into a contract or agreement with the County to provide equipment, materials, supplies, or services on County property, and who is found to be in violation of this ordinance, shall in addition to any sanctions set forth below shall also be subject to sanctions in accordance with the contract or agreement.
 - c. Any other person or entity who violates this ordinance shall upon conviction thereof, be liable to fine of not less than \$250 nor more than \$500 for each violation. Each day that a violation continues beyond a given deadline shall constitute a separate and distinct offense and additional penalties may be imposed, including 90 days imprisonment or 90 days community service, or both fines and penalties, at the discretion of any municipal or Superior Court Judge.
 - d. Any person who violates this ordinance may also be subject to prosecution under applicable Federal or New Jersey statutes.
- 1 T - 5/19/05, The Leader Fee: \$231.54

PUBLIC NOTICE PUBLIC NOTICE

SCOTCH PLAINS-FANWOOD BOARD OF EDUCATION 2005-2006 ANNUAL NOTICE OF REGULARLY SCHEDULED MEETINGS (N.J.S.A. 10:4-8d)

ALL MEETINGS HELD AT:

Administration Building
Evergreen Avenue and Cedar Street
Scotch Plains, New Jersey 07076

OPEN AGENDA MEETINGS - 7:30 P.M. (8:00 P.M. Public Participation)

| | |
|-----------------------------|--|
| Thursday, May 12, 2005 | Thursday, December 8, 2005 |
| Thursday, June 9, 2005 | Thursday, January 12, 2006 |
| Thursday, September 8, 2005 | Thursday, February 9, 2006 |
| Thursday, October 6, 2005 | Thursday, March 9, 2006 (Adopt Tent. Budget) |
| Tuesday, November 8, 2005 | Thursday, May 11, 2006 |

The Board will meet at 7:30 P.M. to recess into executive session, and will return to the public meeting at 8:00 P.M. at which time action may be taken.

REGULAR PUBLIC MEETINGS - 7:30 P.M. (8:00 P.M. Public Participation)

| | |
|------------------------------|--|
| Tuesday, May 24, 2005 | Thursday, November 17, 2005 |
| Thursday, June 30, 2005 | Thursday, December 22, 2005 |
| Thursday, July 28, 2005 | Thursday, January 26, 2006 |
| Thursday, August 25, 2005 | Thursday, February 23, 2006 |
| Thursday, September 22, 2005 | Tuesday, March 28, 2006 (Public Hearing on Budget) |
| Thursday, October 20, 2005 | Thursday, April 6, 2006 |
| | Tuesday, May 23, 2006 |

The Board will meet at 7:30 P.M. to recess into executive session, and will return to the public meeting at 8:00 P.M. at which time action may be taken.

Tuesday, May 2, 2006 - Annual Organization Meeting
1 T - 5/19/05, The Times Fee: \$58.14

PUBLIC NOTICE PUBLIC NOTICE

NEW JERSEY DEPARTMENT OF TRANSPORTATION DIVISION OF PROCUREMENT, BUREAU OF CONSTRUCTION SERVICES 1035 PARKWAY AVENUE, PO BOX 605 TRENTON, NEW JERSEY 08625

REVISED

SEALED BIDS will be received from bidders classified under N.J.S.A. 27:7-35.1 et seq.; in the NJDOT MULTIPURPOSE ROOM, New Jersey Department of Transportation, 1035 Parkway Avenue, Trenton, New Jersey 08625; until 10:00 A.M. on 6/14/2005 and opened and read for:

MAINTENANCE SLAB JACKING PAVEMENT REPAIR STATEWIDE CONTRACT- 2005, VARIOUS LOCATIONS, ESSEX AND UNION COUNTIES FEDERAL PROJECT NO: IM-BOOS (345) DP NO: 04449

Pursuant to N.J.S.A. 52:32-44, For Federal aided projects; bidders must be registered with the New Jersey Department of Treasury, Division of Revenue, prior to the time of contract execution. Appropriate proof of registration should be provided to NJDOT as soon as possible after receipt of the Notice of Award.

Pursuant to the "Public Works Contractor Registration Act", N.J.S.A. 34:11-56.48 et seq. (P.L. 2003, c. 91), bidders must register with the New Jersey Department of Labor, Division of Wage and Hour Compliance.

The Department, in accordance with Title VI Civil Rights Act of 1964, 78 Stat. 252 U.S.C., 49 C.F.R., Parts 21 and 23 issued pursuant to such Act, and Section 504 of the Rehabilitation Act of 1973 will afford minority business enterprises full opportunity to submit bids in response to this invitation and will not discriminate against any bidder on the grounds of race, color, sex, national origin, or handicap in the contract award.

Bidders are required to comply with the requirement of P.L. 1975, C.127 N.J.A.C. 17:27.

Drawings, specifications, and bid documents may be inspected or obtained for a fee of \$15.00, for full size drawings, at the NJDOT Engineering and Operations Building 1st floor, Trenton, New Jersey 08625 during business hours.

Names and addresses of prospective bidders for this project may be acquired by telephoning 609-530-8585 during business hours. Their fax number is 609-530-6626. Drawings, special provisions, and bid documents may also be inspected (BUT NOT OBTAINED) by contracting organizations at our various Design Field Offices at the following locations:

| | | |
|---|--|---|
| 200 Steril Court Mt. Arlington, NJ 973-770-5141 | Route 79 and Daniels Way Freehold, NJ 732-308-4025 | 1 Executive Campus Rt 70 Cherry Hill, NJ 856-486-6624 |
|---|--|---|

3 T - 5/19/05, 5/26/05 and 6/2/05, The Leader Fee: \$208.08

PUBLIC NOTICE PUBLIC NOTICE

BOROUGH OF FANWOOD NOTICE OF INTRODUCTION OF BOND ORDINANCE 05-09-S AND PUBLIC HEARING

The Bond Ordinance published herewith, Ordinance 05-09-S, has been finally adopted on May 10, 2005 by the Borough Council of the Borough of Fanwood and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement.

Eleanor McGovern
Borough Clerk

BOROUGH OF FANWOOD ORDINANCE 05-09-S BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 02-09-S FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD, NEW JERSEY ON MAY 20, 2002

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF FANWOOD, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Bond Ordinance of the Borough Council of the Borough of Fanwood, in the County of Union, New Jersey (the "Borough") entitled "Bond Ordinance Providing an Appropriation of \$1,192,350 for Various Capital Improvements for and by the Borough of Fanwood in the County of Union, New Jersey and Authorizing the Issuance of \$752,750 Bond or Notes of the Borough for Financing Part of the Appropriation" finally adopted on May 20, 2002 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 3(a)2 of the Ordinance is hereby amended in its entirety as follows:

| Purpose | Appropriation and Estimated Cost | Estimated Maximum of Amount of Usefulness Bonds or Notes | Period of |
|---|----------------------------------|--|-----------|
| 2. (i) Sanitary sewer improvements at various locations, reconstruction of Byron Lane drainage, and reconstruction of Saville Row drainage, including all work or materials necessary therefor or incidental thereto. | 285,500 | 271,250 | 40 |
| (ii) Improvements at Forest Road Park Building, including all work or materials necessary therefor or incidental thereto. | 29,000 | 27,550 | 15 |

Section 3. Section 6(b) of the Ordinance is hereby amended by deleting "23.23 years" and substituting in lieu thereof "22.32 years".

Section 4. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. All other provisions of the Ordinance shall remain unchanged.

Section 6. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

Introduction: April 12, 2005
Adoption: May 10, 2005

Colleen Mahr, Mayor
Fee: \$94.86

1 T - 5/19/05, The Times

PUBLIC NOTICE PUBLIC NOTICE

NEW JERSEY DEPARTMENT OF TRANSPORTATION BUREAU OF CONSTRUCTION SERVICES, PROCUREMENT

SEALED BIDS will be received from bidders classified under N.J.S.A. 27:7-35.1 et seq.; in the NJDOT MULTIPURPOSE ROOM, New Jersey Department of Transportation, 1035 Parkway Avenue, Trenton, New Jersey 08625; until 10:00 A.M. on 5/26/2005 and opened and read for:

MAINTENANCE ROADWAY REPAIR CONTRACT NO: 152, NORTH-2004; ROUTE 27, ESSEX AND UNION COUNTIES 100% STATE DP NO: 05415

Bidders are required to comply with the requirement of P.L. 1975, C.127 N.J.A.C. 17:27.

Effective October 15, 2004, Pursuant to Executive Order 134, all bidders must provide a completed, signed Executive Order No. 134 Certification and Disclosure Form within seven (7) state business days from the project bid date.

Pursuant to N.J.S.A. 52:32-44, Business Registration, proof of valid business registration shall be submitted by a bidder with its bid proposal at the time of bid for 100% State funded projects.

Pursuant to the "Public Works Contractor Registration Act", N.J.S.A. 34:11-56.48 et seq. (P.L. 2003, c. 91), bidders must register with the New Jersey Department of Labor, Division of Wage and Hour Compliance.

The Department, in accordance with Title VI Civil Rights Act of 1964, 78 Stat. 252 U.S.C., 49 C.F.R., Parts 21 and 23 issued pursuant to such Act, and Section 504 of the Rehabilitation Act of 1973 will afford minority business enterprises full opportunity to submit bids in response to this invitation and will not discriminate against any bidder on the grounds of race, color, sex, national origin, or handicap in the contract award.

Drawings, specifications, and bid documents may be inspected or obtained for a fee of \$15.00, for full size drawings, at the NJDOT Engineering and Operations Building 1st floor, Trenton, New Jersey 08625 during business hours.

Names and addresses of prospective bidders for this project may be acquired by telephoning 609-530-8585 during business hours. Their fax number is 609-530-6626. Drawings, special provisions, and bid documents may also be inspected (BUT NOT OBTAINED) by contracting organizations at our various Design Field Offices at the following locations:

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| 200 Steril Court Mt. Arlington, NJ 973-770-5141 | Route 79 and Daniels Way Freehold, NJ 732-308-4025 | 1 Executive Campus Rt 70 Cherry Hill, NJ 856-486-6624 |
|---|--|---|

3 T - 5/05/05, 5/12/05 and 5/19/05, The Leader Fee: \$198.90

PUBLIC NOTICE

BOROUGH OF FANWOOD

Notice is hereby given that Ordinance No. 05-08-S

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 86, SALARIES AND COMPENSATION, AND CHAPTER 67, POLICE DEPARTMENT, OF THE CODE OF THE BOROUGH OF FANWOOD

was passed and adopted on the second and final reading at a meeting of the Mayor and Council of the Borough of Fanwood held on May 10, 2005.

This Ordinance shall take effect immediately after final passage and publication as required by law.

Eleanor McGovern
Borough Clerk
Fee: \$18.87

1 T - 5/19/05, The Times

PUBLIC NOTICE PUBLIC NOTICE

TOWNSHIP OF SCOTCH PLAINS PLANNING BOARD

On April 25, 2005, the Planning Board of the Township of Scotch Plains adopted a Resolution of Approval granting Pinnacle Developers Corporation, Applicant, Minor Subdivision Approval to subdivide the property located at 2290 & 2300 Morse Avenue, Block 7701, Lots 6 & 7 on the Tax Map of the Township of Scotch Plains into three new lots for purposes of constructing a new single-family home on each lot. The property is owned by Armando D'errico & Todd Feinstein.

A copy of the Resolution is available for Public Inspection in the Office of the Planning Board located at 430 Park Avenue, Scotch Plains, New Jersey during normal business hours.

STEPHEN F. HEHL
Attorney for Applicant
Fee: \$19.89

1 T - 5/19/05, The Times

TOWNSHIP OF SCOTCH PLAINS ZONING BOARD OF ADJUSTMENT

NOTICE IS HEREBY GIVEN that at the meeting of the Zoning Board of Adjustment of the Township of Scotch Plains held on May 5, 2005, the following decisions of the Board were memorialized:

Granted a front-yard setback Variance with conditions to **Stephen and Marianne Luongo** for the addition of a front porch at the premises located at **1636 King Street (Block 11501, Lot 11)**, Scotch Plains.

Granted lot area, side-yard setback and combined side-yard setback Variances with conditions to **Joseph DeRose** for the construction of a single-family dwelling at the property located at **2400 Park Place (Block 7303, Lot 05)**, Scotch Plains.

Linda M. Lies
Board Secretary
Fee: \$19.89

1 T - 5/19/05, The Times

PUBLIC NOTICE PUBLIC NOTICE

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS ORDINANCE NO. 612-2005 INTRO: May 12, 2005

NOTICE IS HEREBY GIVEN that the following proposed Ordinance was introduced and passed on the first reading at a REGULAR MEETING of the Board of Chosen Freeholders of the County of Union, New Jersey held on the 12th day of May, 2005, and that said Ordinance will be taken up for further consideration for final passage at a meeting of said Board to be held at its meeting room in the Administration Building, Elizabeth, New Jersey, on the 26th of May, 2005, at 7:00 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

A copy of this Ordinance has been posted on the Bulletin Board upon which public notices are customarily posted in the Union County Administration Building of the County of Union and a copy is available up to and including the time of such meeting to the members of the general public of the County who shall request such copies, at the Office of the Clerk of the Board of Chosen Freeholders in said Administration Building, Elizabeth, New Jersey.

Nicole L. Tedeschi, Clerk of the Board of Chosen Freeholders

PREAMBLE

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ADOPTING A CODIFICATION OF THE LAWS, ORDINANCES, POLICIES AND RESOLUTION OF UNION COUNTY, STATE OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE, AND SAVING FROM REPEAL CERTAIN LEGISLATION NOT INCLUDED THEREIN" ADOPTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION ON AUGUST 19, 1993.

AN ORDINANCE AMENDING THE "ADMINISTRATIVE CODE OF UNION COUNTY", TO PROHIBIT THE SPILLING, DUMPING, OR DISPOSAL OF MATERIALS OTHER THAN STORMWATER TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) AT COUNTY HIGHWAYS AND PROPERTY.

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union that the Administrative Code of the County of Union is hereby amended to add the following sections:

- CHAPTER 131- Streets and Sidewalks**
- ARTICLE IV - Improper Disposal into Storm Sewers**
- § 131-10 Purpose**
- An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) at county highways and property, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.
- § 131-11 Definitions**
- For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use for the purpose of this ordinance clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.
- a. **County highway** - any highway or other thoroughfare operated by the COUNTY OF UNION (including a maintenance facility or rest area for such a thoroughfare).
 - b. **Municipal separate storm sewer system (MS4)** - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the COUNTY OF UNION or other public body, and is designed and used for collecting and conveying stormwater.
 - c. **Stormwater** - water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
 - d. **Person** - any individual (including but not limited to a County employee, officer or agent), corporation, company, partnership, firm, association or political subdivision of this State whose conduct on County property or highways is subject to ordinance by the County.
 - e. **County** - COUNTY OF UNION
 - f. **County property** - lands and buildings owned or controlled by the COUNTY OF UNION.
- § 131-12 Prohibited Conduct**
- All persons are prohibited from:
- a. Spilling, dumping, or disposing of materials other than stormwater to the municipal separate storm sewer system located at county highways and property.
 - b. Spilling, dumping, or disposing of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system located at county highways and property.

- § 131-13 Exceptions to Prohibition**
- a. Water line flushing and discharges from potable water sources;
 - b. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters);
 - c. Air conditioning condensate (excluding contact and non-contact cooling water);
 - d. Irrigation water (including landscape and lawn watering runoff);
 - e. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows;
 - f. Residential car washing water, and residential swimming pool discharges;
 - g. Sidewalk, driveway and street wash water;
 - h. Flows from fire fighting activities;
 - i. Flows from rinsing of the following equipment with clean water:

1. Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded. Rinsing of equipment in the above situations is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

§ 131-14 Violations:

- a. Any County officer, staff member, employee, or agent who is found to be in violation of this ordinance in addition to the penalties set forth below may be subject to dismissal, removal, reduction of salary, suspension, demotion, or other disciplinary action in accordance with applicable New Jersey statutes and relevant contracts or agreements.
 - b. Any person who has entered into a contract or agreement with the County to provide equipment, materials, supplies, or services on County property, and who is found to be in violation of this ordinance, shall in addition to any sanctions set forth below shall also be subject to sanctions in accordance with the contract or agreement.
 - c. Any other person or entity who violates this ordinance shall upon conviction thereof, be liable to fine of not less than \$250 nor more than \$500 for each violation. Each day that a violation continues beyond a given deadline shall constitute a separate and distinct offense and additional penalties may be imposed, including 90 days imprisonment or 90 days community service, or both fines and penalties, at the discretion of any municipal or Superior Court Judge.
 - d. Any person who continues to be in violation of this ordinance, after being duly notified, is subject to ejection from County property and if the person refuses to leave after being asked to leave, to prosecution for criminal trespass under N.J.S. §2C:18-3.
 - e. Any person who violates this ordinance may also be subject to prosecution under applicable Federal or New Jersey statutes.
- 1 T - 5/19/05, The Leader Fee: \$224.40