

# Scutari Plans Bill Regarding Transport of Haz. Materials

TRENTON – State Senator Nicholas Scutari (LD-22, Linden) is calling for stricter standards for vehicles transporting hazardous materials following Monday's tanker truck accident that forced 100 Linden residents from their homes.

Thousands of gallons of gasoline were released in the spill, forcing the evacuation of homes within a four-block radius and a massive cleanup effort by the City of Linden and the New Jersey Department of Environmental Protection (DEP). Linden police cited the tanker truck driver for reckless driving. The vehicle flipped onto its side after taking a turn too fast at the intersection of South Wood Avenue and West 20th Street.

"Drivers with hazardous cargo have a profound responsibility for the safety of those around them," said Senator Scutari. "It is clear from this incident that the law does not adequately reflect this reality. I will be introducing legislation to double the penalties for speeding, reckless driving and other traffic offenses involving vehicles containing hazardous materials."

The senator also praised the seamless efforts of state and local agencies to ensure the safety and well being of area residents. The DEP was able to quickly establish an integrated command with Linden's Office of Emergency Management, the police and fire departments, and Union County

HazMat to respond to the incident. "The City of Linden and the DEP deserve to be commended for their effectiveness during this emergency," said Senator Scutari. "That we were able to successfully evacuate over 100 residents and engage in a massive clean up operation is a testament to the skill and experience of everyone involved."

The DEP stated that it has successfully removed most of the spilled gasoline from the site, including storm drains and the creeks into which they empty. The DEP tapped its emergency "Spill Fund" to respond to the incident and is using absorbent booms to collect the 1,500 gallons of fuel dumped into the sewer system. The agency will continue to test the area for gasoline vapors in order to protect residents' health.

"I am pleased by the rapid and thorough response of the Department of Environmental Protection and I will work to ensure that the state continues to meet its obligations to the City of Linden and its residents," said Senator Scutari.

## Roadwork to Begin On Goethals Bridge

AREA – Beginning on Monday, March 6, the eastbound lanes of the Goethals Bridge to New York will be closed during overnight hours for rehabilitation of the bridge deck, structural steel and sidewalk.

The rehabilitation project will require the following overnight closures of the New York-bound lanes on the Goethals Bridge: Mondays through Thursdays from 9:30 p.m. until 5 a.m.; Fridays and Saturdays from 11:59 p.m. until 8 a.m. There will be no overnight closings on Sundays or on major holidays.

During the overnight closures of the Goethals Bridge, customers are urged to use the Bayonne Bridge or Outerbridge Crossing as an alternate route.

The work is weather-sensitive and may be canceled in the event of heavy rain. Customers can call the Port Authority at (800) 221-9903 for project information and daily updates, or visit [www.panynj.gov](http://www.panynj.gov) for closing schedules and diversion routes.

### PUBLIC NOTICE

#### TOWN OF WESTFIELD BOARD OF ADJUSTMENT

The Board of Adjustment of the Town of Westfield, New Jersey will meet on Monday March 13, 2006 in the Council Chambers at the Municipal Building, 425 East Broad Street, Westfield, New Jersey at 7:30 p.m. to hear and consider the following appeal for variance(s) from the requirements of the Westfield Land Use Ordinance.

**Scott & Marcy Lazar, 783 Fairacres Avenue,** Seeking permission to construct an addition contrary to the requirements of Section 11.09E5 of the Land Use Ordinance. Ordinance requires a minimum side yard setback of 10 feet. Present & proposed is 5.2 feet.

**Anne & Michael Endy, 940 Irving Avenue,** Seeking permission to construct an addition contrary to the requirements of Section 11.09E5, 11.09E6, 11.09E8, 12.04E1 of the Land Use Ordinance. Ordinance requires a minimum street side yard corner lot setback of 20 feet. Proposed is 16 feet. Ordinance requires a minimum side yard setback of 10 feet. Present & proposed is 5.96 feet. Ordinance requires a maximum building height of 35 feet. Proposed is ± 37 feet. Ordinance requires a maximum allowable habitable floor area of 35%. Proposed is 36.9%.

**Christina & Paul Beck, 605 Mountain Avenue,** Seeking permission to install a deck contrary to the requirements of Section 12.04G & 13.02.C1 of the Land Use Ordinance. Ordinance requires a maximum all improvements coverage of 40% / 7,200 square feet cap. Proposed is 33.8% / 7,989 square feet. Ordinance requires the deck location to be in the rear yard. Proposed is in the side yard.

**Marianne Loppa, 2 Mohawk Trail,** Seeking permission to construct an addition contrary to the requirements of Section 11.08E7 of the Land Use Ordinance. Ordinance requires a minimum rear yard setback of 35 feet. Proposed is 28.5 feet.

**Peter & Elaine Bongiovanni, 707 Broad Street, West,** Seeking permission to construct an addition contrary to the requirements of Section 11.09E6, 12.04G & 12.04F1 of the Land Use Ordinance. Ordinance requires a minimum side yard setback of 10 feet. Proposed is 7.71 feet. Ordinance requires a maximum all improvement coverage of 63.3% / 2,230.5 square feet. Proposed is 63.9% / 2,230.5 square feet. Ordinance requires a maximum allowable building coverage of 20%. Proposed is 35.6%.

**Louis De Pinto, 821 Grandview Avenue,** Seeking permission to construct a front porch contrary to the requirements of Section 12.03D & 11.09E6 of the Land Use Ordinance. Ordinance requires a minimum front yard setback of 28 feet (E.F.Y.D). Proposed is 22.5 feet. Ordinance requires a minimum side yard setback of 10 feet. Present & proposed is 6.4 feet.

**Joseph Stivala, 122 Myrtle Avenue,** Seeking permission to construct an addition contrary to the requirements of Section 12.04F1 & 13.01B of the Land Use Ordinance. Ordinance requires maximum lot coverage of 20%. Proposed is 22.3%. Ordinance requires a distance from accessory structures of 12 feet. Proposed is 7 feet.

**Ray & Lori Yarusi, 1229 Prospect Street,** Seeking permission to construct an addition contrary to the requirements of Section 11.08E6 of the Land Use Ordinance. Ordinance requires a minimum side yard setback of 10 feet. Present and proposed is 6 feet.

**Peter & Amy Anderson, 531 Wychood Road,** Seeking permission to construct an addition contrary to the requirements of Section 12.04F1 & 11.08E6 of the Land Use Ordinance. Ordinance requires maximum lot coverage of 20%. Proposed is 20.5%. Ordinance requires a minimum side yard setback of 15 feet. Present and proposed is 4.4 feet.

**Jay & Lisa Troutman, 601 Roosevelt Street,** Seeking permission to construct an addition contrary to the requirements of Section 12.03D & 11.09E6 of the Land Use Ordinance. Ordinance requires a minimum front yard setback of 38 feet. Proposed is ± 29 feet, 10 inches. Ordinance requires a minimum side yard setback for corner lots of 20 feet. Present & proposed is 15.45 feet.

**Brian & Valerie Sewald, 827 Dorian Road,** Seeking permission to construct an addition contrary to the requirements of Section 11.08E6, 12.04F1 & 12.04E1 of the Land Use Ordinance. Ordinance requires a minimum side yard setback of 10 feet. Present & proposed is 5 feet. Ordinance requires maximum lot coverage of 20%. Proposed is 21.2%. Ordinance requires a maximum allowable habitable floor area of 35%. Proposed is 36.8%.

Variances, waivers or exceptions from certain site plan details or relief from requirements may be sought as appropriate.

Plans and application are on file in the office of the Town Engineer, 959 North Avenue West, Westfield, New Jersey and may be seen Monday through Friday from 8:30 a.m. to 4:30 p.m.

Lori A. Boyd, Secretary Board of Adjustment  
1 T - 3/2/06, The Leader Fee: \$108.63



COUNTY SEAT FOR A DAY... Union County Freeholder Chairman Alexander Mirabella, center, and Freeholders Angel G. Estrada, left, Deborah Scanlon and Dan Sullivan, right, present Berkeley Heights Mayor David Cohen, second from left, with a county flag and a resolution proclaiming Berkeley Heights as the county seat for February 22. The freeholders hosted "Union County Day" in Berkeley Heights on February 22, featuring a county government information fair and concluding with the board's public meeting in the Berkeley Heights Town Hall.

# Dubai Ports Agreement Not In U.S.'s Best Interest

TRENTON – Assemblyman Eric Muñoz, M.D. (R-21) has released the following statement regarding the planned purchase of London-based Peninsular and Oriental Steam Navigation Co. by Dubai Ports World, a state-owned business in the United Arab Emirates. Peninsular and Oriental runs major commercial operations in New York, New Jersey, Baltimore, New Orleans, Miami and Philadelphia.

"As both a state legislator and resident of New Jersey, I am extremely concerned with the possible sale of the operations of six American ports to a company controlled by the United Arab Emirates.

"Our area was tragically impacted by the events of 9-11, and we now know that the United Arab Emirates served as an operational and to some degree a financial base for some of the hijackers who carried out these horrendous attacks. It is unfathomable to me that we would consider relinquishing the management operations of our ports to a country linked in the 9-11 Commission Report to Osama Bin Laden; we as a nation are still recovering from the devastation of the 9-11 attacks.

"While the crux of the debate is at the federal level, in my role as a state legislator, I request that Governor Corzine give careful consideration to

the remedy offered by my colleague Senator Tom Kean. Section 48 of the lease between the Port Authority and Port Newark Container Terminal, the subsidiary of P&O that operates the terminal, would appear to give the Port Authority the ability to void the provisions of the lease if the transaction is contrary to public interest.

"I request that Governor Corzine urge the commissioners of the Port Authority to void this lease agreement and prevent Dubai Ports World from operating port facilities in New Jersey. Our first priority must always be the safety and security of our state and our nation."

## SP Nurses Receive Award For Education

SCOTCH PLAINS – Two Scotch Plains nurses received awards for advanced nursing education.

Erin Hennessy and Bridget Schiraldo were among the select group honored at the semi-annual RN/Assistant Nurse Manager Professional Advancement System Awards ceremony.

Ms. Hennessy is an emergency room nurse at Newark Beth Israel Medical Center and Ms. Schiraldo is a nurse in the renal transplant unit at the center.

### PUBLIC NOTICE

#### TOWNSHIP OF SCOTCH PLAINS BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township Council of the Township of Scotch Plains, in the County of Union, State of New Jersey on February 28, 2006 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. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

**TITLE: BOND ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF A MINI-GOLF FACILITY AT SCOTCH HILLS COUNTRY CLUB IN, BY AND FOR THE TOWNSHIP OF SCOTCH PLAINS, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$525,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**Purpose(s):** Construction of a mini-golf facility, including parking and other related improvements, at Scotch Hills Country Club.

**Appropriation:** \$525,000  
**Bonds/Notes Authorized:** \$500,000  
**Grants (if any) Appropriated:** \$ -0-  
**Section 20 Costs:** \$25,000  
**Useful Life:** 15 years

Barbara Riepe  
Township Clerk  
Township of Scotch Plains  
County of Union  
State of New Jersey  
1 T - 3/2/06, The Times Fee: \$48.45

### 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 3/23/06 and opened and read for:

**Median Cross Over Protection Contract #6, Contract No. SWI033162 Various locations on Rt I-78 & I-80, Townships of Springfield, Milburn, Mt. Olive, Jefferson, Rockaway, Wharton Borough, Morrisville & Fairfield Borough Union, Essex and Morris Federal Project No: STP-080-5(066) DP NO: 06103**

Bidders are required to comply with the requirements of P.L. 1975, C.127 N.J.A.C. 17:27. Pursuant to N.J.S.A. 52:32-44, For Federal aided projects; bidders must register 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.

Drawings and specifications for the proposed work are available at Bid Express website [www.bidx.com](http://www.bidx.com). You must subscribe to use this service. To subscribe follow the instructions on the website. The fee is \$35.00 per month for unlimited access to view and download the documents and additional \$95.00 per month for unlimited access to download the plans, directly payable to Bid Express.

Drawings, special provisions, and bid documents may be inspected (BUT NOT OBTAINED) by contracting organizations at our various Design Field Offices at the following locations:

200 Steril Court Route 79 and Daniels Way 1 Executive Campus Rt 70  
Mt. Arlington, NJ Freehold, NJ Cherry Hill, NJ  
973-770-5141 732-308-4025 856-486-6624  
3 T - 2/23/06, 3/2/06 and 3/9/06, The Leader Fee: \$208.08

# Menendez Seeks to Ban Foreign Control of Ports

WASHINGTON – United States Senators Robert Menendez (NJ) and Hillary Rodham Clinton (NY), joined by Senators Frank R. Lautenberg (NJ), Barbara Boxer (Cal.) and Bill Nelson (Fl), Monday introduced legislation to ban companies owned by foreign governments from controlling operations at United States ports.

The bill would block the pending sale of United States port operations to Dubai Ports World, a company owned by the government of the United Arab Emirates.

Sens. Menendez and Clinton introduced the legislation after the Bush Administration failed to reverse the controversial approval of the pending sale of operations at six major U.S. ports, including the port of New York and Port Newark and Port Elizabeth in New Jersey, to Dubai Ports World. While the administration has agreed to a 45-day review of the transaction, it appears that once the sale closes on March 2, the administration may lose its legal authority to block it, according to a press release from Senator Menendez' office.

"Lawmakers from all parts of the country and of every political stripe called on President Bush to reverse course on this deal to outsource control of our ports to a foreign government," Senator Menendez said. "Instead he chose stall tactics that only mask his administration's plan to move full speed ahead with this sale. Since the President won't act to keep our ports safe, we will."

"In the post-9/11 world, we cannot afford to surrender our port operations to foreign governments," Senator Clinton said. "Port security is national security and national security is port security. Our legislation will stop foreign governments from managing, controlling or owning U.S. port operations."

"As terrorists continue to plot and plan attacks against the United States, we can't afford to let foreign governments have access to the most sensitive information about our port operations," said Senator Lautenberg. "We can't trust the Bush Administration to protect our ports, so Congress needs to pass this bill."

"Common sense dictates that in this post-9/11 world, foreign countries should not run our ports or other infrastructure," said Senator Boxer. "The fact that we have to fight for this wise policy is mind boggling."

Dubai Ports World has announced plans to buy P&O Ports, the company that runs commercial operations at ports in New York, New Jersey, Baltimore, New Orleans, Miami and Philadelphia, as well as other U.S. cities. The transaction was reportedly reviewed and approved by the Committee on Foreign Investment in the United States (CFIUS), a committee made up of representatives of different federal departments and agencies.

The legislation includes several provisions geared toward increasing accountability and transparency in reviewing foreign investment in the U.S. The Ports Security Act would require the federal government to solicit public comments while investigating proposed foreign investment in the U.S. The bill also includes specific provisions requiring Congressional, state and local government notification.

The bill also requires the president to conduct a study on existing foreign government-owned companies operating in U.S. ports, and to make recommendations to the Congress on how to appropriately handle any resulting national security risks within 30 days after the law's enactment.

# Cable Choice Discussed By Assembly Committee

TRENTON – "The New Jersey State Assembly is finally listening to their constituents and taking up the issue of cable choice," according to a press release issued Friday by New Jersey Consumers for Cable Choice.

The Assembly Telecommunications Committee held a hearing to discuss video franchise reform at the statehouse on Friday. Larry Spiwak, president of the Phoenix Center for Advanced Legal and Economic Public Policy Studies, was invited by the committee chairman, Assemblyman Upendra Chivukula, to testify at the hearing.

Mr. Spiwak reported on the Phoenix Center's recently issued policy bulletin of a state-by-state breakdown of the consumer welfare cost of franchise reform.

"It is about time that this has come to the floor," said Rachel Holland, Executive Director of NJ Consumers for Cable Choice. "We applaud Chairman Chivukula for his attention to this matter. It is great to know that someone is finally listening to consumers about this issue."

Mr. Spiwak and the Phoenix Center found that delaying video entry by one year would cost Americans \$8.2 billion nationwide and policies that delay entry for four years would cost consumers \$29.9 billion. They also studied how delay would affect costs

in states. In New Jersey, consumers would lose \$229 million over one year and \$839 million with a four-year delay, Mr. Spiwak told the committee.

"Consumers in New Jersey are, again this year, paying more for their cable bills and are asking why. They are asking for an end to the monopoly and some choice in their provider," according to the press release.

"It is our hope that this hearing is just the beginning of the process of change...it cannot come fast enough," Ms. Holland said.

"New Jersey Consumers for Cable Choice is a coalition of consumers committed to the development of a competitive and vibrant cable communications market. Our goal is an open, diverse, pro-consumer market for cable subscribers that will stimulate price, choice and service options," according to the release.

## Screenings on Tap Monday at Local 'Y'

WESTFIELD – Overlook Hospital personnel will be at the Westfield Area "Y" on Monday, March 6, from 10 a.m. to noon to conduct blood pressure and diabetes screenings. No appointments are necessary and no fees are required.

All screenings will be done in the privacy of Overlook Hospital's mobile van. The "Y" is located at 220 Clark Street in Westfield. For more information, please call the "Y" at (908) 233-2700, extension no. 251.

### PUBLIC NOTICE

#### TOWNSHIP OF SCOTCH PLAINS

NOTICE IS hereby given that at a regular meeting of the Township Council of the Township of Scotch Plains, held on Tuesday, February 28, 2006 the following ordinance entitled:

**AN ORDINANCE PERMITTING GAMES OF CHANCE ON SUNDAY, JUNE 11, 2006 IN THE TOWNSHIP OF SCOTCH PLAINS**

was adopted on second and final reading.

TOWNSHIP OF SCOTCH PLAINS  
Barbara Riepe  
Township Clerk  
1 T - 3/2/06, The Times Fee: \$16.32

### PUBLIC NOTICE

The Town Bank with its main office located at 520 South Avenue in Westfield, New Jersey is applying to the Federal Deposit Insurance Corporation (FDIC) and the State of New Jersey Department of Banking to establish a branch location at 328 South Avenue in Fanwood, New Jersey, 07023

Any person wishing to comment on this application may file his or her comments in writing with the regional director of the FDIC at the FDIC's regional office located at 20 Exchange Place, 4th Floor, New York, New York 10005 within 15 days from the date of this notice or March 17, 2006. The non-confidential portions of the application are on file at the appropriate FDIC office and are available for public inspection during regular business hours. Photocopies of the non-confidential portion of the application file will be made available upon request.

1 T - 3/2/06, The Times Fee: \$20.40

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**Rt. 1 & 9 (6) - Magnolia Avenue, Contract No. UN9161492; Bridge Replacement; City of Elizabeth, County of Union Federal Project No: BRM-7520(103) DP NO: 06104**

Bidders are required to comply with the requirements of P.L. 1975, C.127 N.J.A.C. 17:27. Pursuant to N.J.S.A. 52:32-44, For Federal aided projects; bidders must register 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.

Drawings and specifications for the proposed work are available at Bid Express website [www.bidx.com](http://www.bidx.com). You must subscribe to use this service. To subscribe follow the instructions on the website. The fee is \$35.00 per month for unlimited access to view and download the documents and additional \$95.00 per month for unlimited access to download the plans, directly payable to Bid Express.

Drawings, special provisions, and bid documents may be inspected (BUT NOT OBTAINED) by contracting organizations at our various Design Field Offices at the following locations:

200 Steril Court Route 79 and Daniels Way 1 Executive Campus Rt 70  
Mt. Arlington, NJ Freehold, NJ Cherry Hill, NJ  
973-770-5141 732-308-4025 856-486-6624  
3 T - 2/23/06, 3/2/06 and 3/9/06, The Leader Fee: \$198.90