

ORDINANCE NO. 12-29

**AN ORDINANCE ADOPTING A CODE AND CODIFICATION
OF THE ORDINANCES OF THE TOWNSHIP OF PISCATAWAY
IN THE COUNTY OF MIDDLESEX, NEW JERSEY**

WHEREAS, the Township Council of the Township of Piscataway in the County of Middlesex, New Jersey, has caused its ordinances of a general and permanent nature to be amended and supplemented and to be compiled and revised and embodied in a Code and codification known as "The Code of the Township of Piscataway, 2011."

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PISCATAWAY IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AS FOLLOWS:

SECTION 1. The ordinances of the Township of Piscataway in the County of Middlesex, New Jersey, of a general and permanent nature, as codified, Chapters I to XXXV, are hereby ordained as "The Code of the Township of Piscataway, 2011."

SECTION 2. All of the provisions of "The Code of the Township of Piscataway, 2011" shall be in force and in effect on and after the effective date of this ordinance.

SECTION 3. All ordinances or parts of ordinances of a general and permanent nature adopted and in force on October 18, 2011, which are inconsistent with the ordinances in "The Code of the Township of Piscataway, 2011" are hereby repealed to the extent of such inconsistency as of the effective date of this ordinance.

SECTION 4. The repeal provided for in Section 3 of this ordinance shall not affect:

- a. Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;
- b. Any prosecution, action, suit or other proceeding pending or any judgment rendered on or prior to the effective date of this ordinance;
- c. Any right or franchise conferred by the Council;
- d. Any right, right-of-way or easement acquired or established in any street, road, highway or other public place within the Township;
- e. Any ordinance of the Township providing for laying out, opening, altering, widening, relocating, straightening, accepting or vacating of any street, road or highway within the Township;
- f. Any ordinance or resolution of the Township promising or guaranteeing the payment of money by or for the Township or authorizing the issuing of bonds or other evidence of the Township's indebtedness, or any contract or obligation assumed by the Township;

g. The annual budget appropriation ordinances or resolutions, and all ordinances and resolutions appropriating or transferring funds;

h. The administrative ordinances or resolutions of the Council not in conflict or inconsistent with the provisions of this Code;

i. Any ordinance or resolution of the Council fixing compensation or salaries of the Township officials and employees or the pay and compensation of positions and clerical employments which are not provided for in this Code and which are not in conflict or inconsistent therewith;

j. Any ordinance or resolution of the Council creating employments, positions or offices and fixing duties therefor which are not provided for in this Code and which are not in conflict or inconsistent therewith;

k. Concerning the Traffic Chapter, any other provision of this ordinance to the contrary notwithstanding, the repeal provided for in Section 3 of this ordinance shall not become effective with respect to any ordinance regulating traffic or parking on the public streets or highways of the Township;

l. Concerning Personnel Policies, any other provision of this ordinance to the contrary notwithstanding, the repeal provided for in Section 3 of this ordinance shall not become effective with respect to any ordinance containing personnel policies;

m. Any ordinances adopted by the Board of Health of the Township of Piscataway;

n. Any ordinances of the Township Council adopted upon final passage after the 18th day of October, 2011.

SECTION 5. The effect of the proposed changes contained in the Code are listed below:

CHAPTER I GENERAL PROVISIONS

Part of Chapter I is a continuation of the 1972 Code and parts have been amended as required. Section 1-1, Short Title, provides the official title of the Code. Section 1-2, Definitions, includes definitions for use with the entire Code or when drafting future ordinances of the Township. Section 1-3, Construction, provides rules of construction and interpretation of general terms throughout this Code as well as for all ordinances adopted by the Township of Piscataway.

Section 1-5, General Penalty, contains the penalty provisions as provided by N.J.S.A. 40:49-5. The general penalty clause is applicable to the entire Code or any other ordinance adopted by the Township Council. In paragraph a. of subsection 1-5.1, Maximum Penalty, a maximum penalty of a fine not exceeding two thousand (\$2,000.00) dollars and/or imprisonment for a term not to exceed ninety (90) days and/or a period of community service not to exceed ninety (90) days is established in accordance with the New Jersey State Statutes.

Subsection 1-5.1 eliminates the need to restate the maximum penalty clause each time a new regulatory ordinance is adopted. Subsection 1-5.2, Minimum Penalty, permits the Township Council to establish a minimum penalty for a violation of a particular ordinance, which may be a fine that does not exceed one hundred (\$100.00) dollars. Subsection 1-5.4, Additional Fine for Repeat Offenders, provides that additional fines may be imposed on any person who is convicted of the same violation within one (1) year of the date of conviction of the previous violation. Subsection 1-5.5, Default of Payment of Fine, provides that any person who defaults on payment

of a fine may be imprisoned in the County Jail or be required to perform community service. Subsection 1-5.6 contains penalties for violations of housing or zoning codes and provides that if a municipality wishes to impose a fine greater than one thousand two hundred fifty (\$1,250.00) dollars for violations of a housing or zoning code, a thirty (30) day period shall be allowed for the owner to cure or abate this condition. Subsection 1-5.7, Separate Violations, provides that when provided by ordinance, each and every day a violation exists shall constitute a separate violation. Throughout the Code, many of the penalty provisions have been revised to refer to Section 1-5, General Penalty, wherever appropriate.

Section 1-6, Maintenance and Sale of Code, provides that newly-adopted ordinances shall be prepared as supplements to the Code and the Township Clerk is required to keep the Code current. The Code may be sold upon payment of the fee established by the Governing Body.

Section 1-7, Altering or Tampering with Code, states that it is unlawful for any person to tamper with or change the Code.

CHAPTER II ADMINISTRATION

The Administrative Chapter has been organized into thirteen (13) articles as follows:

Article I	Citation of the Chapter
Article II	Office of the Mayor
Article III	The Township Council
Article IV	Meetings of the Township Council
Article V	Office of the Municipal Clerk
Article VI	Department of Local Government
Article VII	Municipal Court
Article VIII	Boards, Committees and Commissions
Article IX	Interlocal Services
Article X	Topographical Maps
Article XI	Administrative Policies and Procedures
Article XII	Fiscal Policies and Procedures
Article XIII	Administrative Fees and Charges

Chapter II is a continuation of the provisions of the 1972 Code with recently adopted ordinances and revisions added.

Subsection 2-2.2, Acting Mayor, has been revised. The Mayor shall designate the Business Administrator or a department head to act as the Mayor in the Mayor's absence for under periods of 60 days. The ability to appoint the Municipal Clerk as acting Mayor has been deleted.

Subsection 2-4.1, Composition, provides for the number of members of the Council, terms of the members, and provides for the election of a Council President.

Subsection 2-6.2, Regular Meetings, has been revised to include a reference to the "Open Public Meetings Act."

Subsection 2-6.4, Procedure for Meetings of the Council, has been revised to include paragraph e, 1., that states that “Roll call and reading of the notice is required by the Open Public Meetings Act (N.J.S.A. 10:4-8).”

Subsection 2-9.2, Powers and Duties (Municipal Clerk), has been revised to include “serve as the Records Custodian” in paragraph c., and “in compliance with the Open Public Records Act, provide access to documents as permitted in the act and collect fees as required” in paragraph f.

Subsection 2-11.1, Established (Department of Administration). This subsection has been revised to include the “Business Administrator, who is also the Director.”

Section 2-12, Department of Community Development. This section has been revised to include the divisions of “Property Maintenance and Uniform Construction Code.”

Subsection 2-12.3, Division of Planning and Development, has been revised to change the term from the *Head* of the Division to the *Supervisor* of the Division in paragraph h.

Section 2-15, Department of Law, has been revised to refer to the Director of Law who is the Township Attorney.

Section 2-15, Department of Law, has been revised to change the term from “administration” or “Township Administration” to “Department of Administration.”

Subsection 2-15.4, Office of the Municipal Prosecutor, has been revised to state that the Township may designate the Director of Law as the “Supervising Prosecutor.”

Subsection 2-18.5, Special Law Enforcement Officers, has been revised to change the term from “Special Officers” to “Special Law Enforcement Officers.”

Section 2-19, Department of Public Works, has been revised to change references from the “Division of Streets” to the “Division of Roads and Public Property.”

Section 2-20, Department of Recreation, has been revised from the “Department of Recreation and Youth Activity” to the “Department of Recreation.”

Section 2-26, Municipal Court, has been revised to change the term from “Court Clerk” to “Court Administrator.”

Section 2-35, Cable Television Advisory Commission. The number of members has been revised from seven (7) members to three (3) members.

Section 2-46, Library Board of Trustees. The number of members has been revised from nine (9) members to seven (7) members.

Subsection 2-80.1, Special Service Charge (Fees Charged for Municipal Services). The hourly service rate range has been revised from not less than \$23.50 an hour to no more than \$47.32 an hour. The revised range shall be from \$23.10 an hour to \$72.77 an hour respectively.

Subsection 2-80.2, Fees Charged by the Office of the Municipal Clerk. The fees for copies have been revised to comply with the N.J.S.A. 47:1A-5.

Subsection 2-80.3, Fees Charged by the Division of Police. The fees for copies have been revised to comply with N.J.S.A. 47:1A-5.

Subsection 2-80.4, Fees Charged by the Division of Fire Prevention. The fee for copies of investigations and reports shall be five (\$5.00) dollars.

Subsection 2-80.6, Fees Collected by the Law Department. The application fee for representation by the Municipal Public Defender has been revised from \$50.00 to \$200.00 as permitted by N.J.S.A. 2B:24-17.

Subsection 2-80.7, Fees Charged by the Public Relations Advisory Committee, has been revised to include a fee for truck vendors of seventy-five (\$75.00) dollars.

Subsection 2-80.10, Senior Citizen Medical Transportation Program – Doctors Outside of Piscataway, has been deleted.

In Chapter II, many references to the “Treasurer” have been revised to the “Chief Financial Officer” and references to the “Clerk” have been revised to the “Community Development Director.”

CHAPTER III POLICE REGULATIONS

Subsection 3-1.7, Storage of Tires. This subsection has been revised to prohibit the storage of tires in a residential zone for business purposes.

Section 3-5, Abandoned Motor Vehicles, has been revised to prohibit trailers in streets unless attached to a towing vehicle including, but not limited to, landscapers’ trailers, boat trailers, recreational trailers, and all other noncommercial trailers.

Section 3-7, Removal of Grass, Weeds, Brush and Other Debris, has been revised to charge the Community Development Director or their designee to cause the condition to be abated and remedied as described in this section.

Section 3-19, Skateboarding, Roller Skating, has been revised to prohibit skateboarding on municipal property unless posted.

Subsection 3-20.2, Weapons, has been revised to include the prohibition of paint ball guns in municipal parks.

CHAPTER IV LICENSING AND BUSINESS REGULATIONS

Subsection 4-2.1, License Required for Hawkers and Peddlers, has been revised to include a license fee of thirty (\$30.00) dollars and a license fee for veterans of two dollars and fifty (\$2.50) cents.

Subsection 4-3.4, Fees for Solicitors, Canvassers and Itinerant Vendors, has been revised to include a license fee of eleven dollars and fifty (\$11.50) cents for the first year and six dollars and fifty (\$6.50) cents for each renewal year. A fee of one dollar and fifty (\$1.50) cents shall be charged to veterans.

Section 4-4, Garage Sales; Yard Sales. This section has been revised to change the number of sales per year from four (4) to two (2) sales maximum per year.

Subsection 4-5.3, Permit Fees (Charitable Clothing Bins). The fee for an annual permit has been revised from twenty-five (\$25.00) dollars to two hundred (\$200.00) dollars.

Subsection 4-7.7, Exceptions for Rutgers University Campuses (Automatic or Electronic Amusement Devices). The annual fee for licensing of amusement games on each campus of Rutgers University has been revised from five hundred (\$500.00) dollars per campus to seven hundred fifty (\$750.00) dollars per campus with a maximum for both Rutgers campuses of one thousand five hundred (\$1,500.00) dollars.

Subsection 4-8.4, License Fees (Pool, Billiard and Bowling). The annual license fee has been revised from fifty (\$50.00) dollars to seventy-five (\$75.00) dollars per table or bowling establishment.

Subsection 4-8.6, Visibility of Interior (Pool, Billiard and Bowling). This subsection has been revised to delete the provisions regarding loitering by persons under the age of eighteen.

Subsection 4-9.3, License Fee; Exemption (Circuses). The license fee has been revised from twenty-five (\$25.00) dollars per day to one hundred (\$100.00) dollars per day.

Subsection 4-11.4, Licensing of Taxicabs. License fees for taxicab owners have been revised from twenty-five (\$25.00) dollars per vehicle annually to one hundred (\$100.00) dollars.

Subsection 4-11.5, Taxicab Driver's License. License fees for a taxi driver's license have been revised from ten (\$10.00) dollars to one hundred (\$100.00) dollars for both the initial license and renewal of license.

Subsection 4-12.3, License Fees (Vehicle Wreckers and Rotary Towing Service). The license fee has been revised from one hundred (\$100.00) dollars to one hundred fifty (\$150.00) dollars per year; and from fifty (\$50.00) dollars to seventy-five (\$75.00) dollars for licenses issued after August 1.

Subsection 4-12.9, Hold Harmless Agreement and Insurance (Vehicle Wreckers and Rotary Towing Service), has been amended at paragraph b, 7 to add the phrase "except that ten (10) days prior written notice shall have been given in the event of cancellation due to nonpayment of premium."

Section 4-14, Fiber Optic Cable, has been revised to include the Township Engineer and the Department of Law in the review procedures. This section has also been revised to state that

repairs or replacement of Township owned fiber optic or other cable shall be performed within twenty-four (24) hours.

CHAPTER V ANIMAL CONTROL

Section 5-5, Dog Regulations, paragraph h., Maximum Number of Dogs, has been amended to add the following as paragraphs 3. and 4.

3. This section shall not apply to a person or entity which (i) maintains and trains dogs as guides for blind persons and commonly known as “seeing-eye” dogs, dogs used to assist handicapped persons and commonly known as “service dogs,” or dogs used to assist deaf persons and commonly known as “hearing ear” dogs; or which (ii) operates as a licensed animal rescue facility.

4. A person or entity which seeks to operate an animal rescue facility must apply to and receive approval from the Supervisor of the Department of Community Development.

Section 5-8, Enforcement, has been revised to permit the Township to enter into interlocal service agreements with the Edison Township Animal Shelter and appoint Animal Control Officers for the purpose of enforcement of the provisions of Chapter V, Animal Control.

Subsection 5-11.1, License Required (Pet Shops, Kennels, Shelters, Pounds). This subsection has been revised to include the requirement to receive a zoning permit approval from the Department of Community Development for operation of a kennel, pet shop, shelter or pound.

Subsection 5-16.10, License Fee Schedule (Cats). The license fees for cats have been revised as follows: for unneutered cats, from five (\$5.00) dollars to ten (\$10.00) dollars and for neutered cats, from three (\$3.00) dollars to six (\$6.00) dollars.

Section 5-24, Violations; Penalties (Animal Control), is new and provides for a minimum penalty of one hundred (\$100.00) dollars and a maximum penalty of five hundred (\$500.00) dollars unless a specific penalty is stated in the chapter or statutes.

CHAPTER VI ALCOHOLIC BEVERAGE CONTROL

This chapter contains the alcoholic beverage control regulations of the Township as revised and codified in accordance with the New Jersey Division of Alcoholic Beverage Control recommendations.

CHAPTER VII TRAFFIC

The Borough's traffic ordinances have been codified for submission to the New Jersey Department of Transportation, where applicable, and the Borough Engineer.

Section 7-2, Authorization for the Closing of Any Street, is new and contains the provisions for the closing of streets for public safety, health or welfare; contains the authority to close streets; and contains penalties for violations.

Section 7-3, Tow-Away Zone, is new and provides for the removal of vehicles parked in violation of the chapter.

Section 7-4, Penalties, provides for a penalty when no other specific penalty is stated by ordinance or statute.

Section 7-5, Effect of Chapter, provides that should any part or parts of the chapter be invalidated, that the remaining provisions of the chapter are not affected.

Section 7-7, Construction Zone; Traffic Controls for Street and Highway Construction and Maintenance Operation and Adoption of the Manual on Uniform Traffic Control Devices for Streets and Highways, provides for the controls and procedures for construction zones within the Township.

Section 7-9, Parking Prohibited During State of Emergency. A minimum penalty of one hundred fifty (\$150.00) dollars has been added to this section.

CHAPTER VIII RESERVED

CHAPTER IX RESERVED (Personnel Policies)

CHAPTER X HEALTH REGULATIONS

Subsection 10-2.4, Fees (Licenses and Permits), has been revised to change the fee for a burial permit to five (\$5.00) dollars from one (\$1.00) dollar.

CHAPTER XI RESERVED

CHAPTER XII PARKS AND RECREATION AREAS

Section 12-2, Consumption and Possession of Alcoholic Beverages in Parks and Playgrounds, has been amended to add the provisions that the Director of Recreation may issue permits for the use and consumption of alcoholic beverages in certain parks.

CHAPTER XIII CODE OF ETHICS

Subsection 13-1.6, Adoption of Code of Ethics, has been revised to reflect the Township's adoption of the Code of Ethics as is found in N.J.S.A. 40A:9-22.5, Local Government Ethics Law, Code of Ethics.

This chapter has been revised to change the term from "Township Officer" to "Local Government Officer."

CHAPTER XIV BUILDING

Section 14-1, State Uniform Construction Code, has been revised to change the organizational placement of the Building Division from the "Department of Public Works" to the "Department of Community Development."

Section 14-2, Construction Official, has been revised to change the name from the “Building Official” to the “Construction Official.”

CHAPTER XV RESERVED

CHAPTER XVI HOUSING AND RENT CONTROL

Section 16-3, Tax Surcharge, has been revised to clarify the base year calculation.

CHAPTER XVII PROPERTY MAINTENANCE

CHAPTER XVIII RESERVED

CHAPTER XIX FIRE PREVENTION AND PROTECTION

CHAPTER XIXA LAND USE PROCEDURES

Subsection 19A-1.1A, Alternate Members (Planning Board) has been revised to include the appointment from two (2) alternate members to four (4) alternate members as permitted by N.J.S.A. 40:55D-23.1.

Subsection 19A-1.9, Procedure for Filing Applications (Planning Board). The number of copies of development applications required by the Planning Board has been revised from fourteen (14) copies to sixteen (16) copies.

Subsection 19A-2, Establishment and Composition (Zoning Board of Adjustment). This subsection has been revised to include the appointment from two (2) alternate members to four (4) alternate members as permitted by N.J.S.A. 40:55D-69.

Subsection 19A-2.7, Appeals and Applications (Zoning Board of Adjustment). The number of copies required by this subsection has been revised from fourteen (14) copies to sixteen (16) copies.

Subsection 19A-2.10, Powers Granted by Law (Zoning Board of Adjustment). This subsection has been revised to add the phrase “including a use variance for an inherently beneficial use” as established by N.J.S.A. 40:55D-70.

Section 19A-6, Fees (Land Use Procedures) has been revised to delete the fee in paragraph b. for “Continued Hearings” (use variances).

Subsection 19A-8.4, Escrow for Informal Review. The fee for a zoning opinion letter has been revised from two hundred fifty (\$250.00) dollars to five hundred (\$500.00) dollars.

CHAPTER XX LAND SUBDIVISION

CHAPTER XXA OFF-TRACT IMPROVEMENTS

Subsection 20A-8.5, Schedule of Required Fees for Escrow Deposit, has been revised to add the fee of one thousand (\$1,000.00) dollars for Certification of Nonconforming Uses.

CHAPTER XXI ZONING

Section 21-2, Purpose (Zoning), has been revised to include the most recent statutory provisions as stated in N.J.S.A. 40:55D-2, stating the purpose and intent of zoning regulations.

Section 21-3, Definitions (Zoning). The following definitions have been revised as follows:

Parking Space has been revised to include the phrase “measuring a minimum of nine (9) feet in width x eighteen (18) feet in length.”

Partial destruction has been revised to read as follows: Partial destruction shall mean a building or structure that is not substantially, totally destroyed.

Personal Service Store has been revised to add “Nail salon” as paragraph (i).

Planned Residential Development has been revised to delete the paragraph containing specific language regarding Block 188, a portion of Lot 1-A.

Retail Store has been revised to delete the phrase “Included are freestanding stores in separate buildings such as, but not limited to:” and replace it with “including but not limited to:”

Subsection 21-501.2, Schedule of Use Requirements, has been revised as follows:

Under the column heading *Accessory Uses Permitted* in the RR-1 Zone, paragraph 2. “Home occupations” has been deleted and the remaining paragraphs 3. and 4. have been renumbered as paragraphs 2. and 3. respectively. This revision affects the Accessory Permitted Uses in the RR-1, R-20, R-20A, R-15, R-15A, R-10, R-10A, R-7.5, R-M, AL and SCH Zones.

Under the column heading *Conditional Uses Permitted* the following paragraphs have been added to the RR-1 Zone: paragraph 9. “Home occupations (accessory only)” and paragraph 10. “Home professional (accessory only).” This revision affects the Conditional Uses Permitted in the RR-1, R-20, R-20A, R-15, R-15A, R-10, R-10A, R-7.5, R-M, AL, SCH, BPI and BPII Zones.

Subsection 21-501.3, Schedule of Uses in the LI-1 and LI-5 Districts. In the LI-5 Zone, Hotels has been added to paragraph 4.

Section 21-612 has been revised to delete the specific provisions applicable to Block 18, a portion of Lot 1-A. This section has been reserved.

Section 21-613, Lot Frontage, has been revised to delete the specific provisions applicable to Block 744.

Section 21-617, Location of Swimming Pools, has been revised to include decks, pumps, filters and other related equipment in the location requirements.

Section 21-7a, Design of Senior Citizen Housing, has been revised to delete the requirement for the installation of a master television antenna to serve each unit.

Subsection 21-1001.1, Maximum Number of Lots (Cluster Developments), has been revised to delete the specific references regarding Block 744.

Subsection 21-1006.6, has been revised to delete the location restrictions of service stations and public garages to convalescent homes and other service stations and public garages.

Section 21-1007, Motels, has been revised to include Hotels in this section.

Section 21-1008, Fast Food and Drive-in Restaurants. Subsection 21-1008.1 which restricted the distance between fast food restaurants has been deleted. Subsection 21-1008.7 has been deleted.

Section 21-1009, Commercial Wholesale Greenhouses. Subsection 21-1009.7 which required site plan approval for a conditional use permit has been deleted.

Section 21-1011.2, Density and Development (Planned Residential Development). This section has been revised to remove references to specific blocks and lots.

Subsection 21-1016.7, Area, Setback and Miscellaneous Requirements, has been amended at paragraph b to read: "If the proposed antennas and supporting tower will be on lands owned by the Township, no variance or site plan approval need be obtained, but shall be subject to a lease agreement between the applicant and the Township."

Subsection 21-1016.14, Application and Escrow Fees (Wireless Telecommunications Equipment and Facilities). The escrow account for an application where no new tower is proposed has been revised from two thousand (\$2,000.00) dollars to three thousand five hundred (\$3,500.00) dollars.

Subsection 21-1404.2, (Abandonment – Nonconforming Uses). This paragraph has been revised to agree with the term "abandonment" as stated in Section 21-3b.

Section 21-1405, Restoration (Nonconforming Uses). The term "destroyed" in the first sentence has been revised to "damaged."

Section 21-21, Affordable Housing, has been revised as follows: the term "low- and moderate- income housing units" has been revised to "affordable housing units;" the low and moderate income provisions have been supplemented to add the term "very low;" the term COAH has been revised to include "or its successor agency."

Subsection 21-21.3, Definitions, has been revised to add the following definitions: "affordable housing units," "very low income household," "very low income purchase," and "very low income households."

Subsection 21-21.8, Bedroom Distribution, Pricing of Units, and Barrier Free Townhouses, has been revised to add the criteria for very low income households.

Subsection 21-21.10, Fees in Lieu of Construction, is new and the previous provisions entitled "In Lieu of Fees" have been deleted.

Subsection 21-21.15, Duration of Controls (Affordable Housing) has been amended to extend the control period for up to an additional thirty (30) years.

Section 21-22 is reserved and the provisions regarding the "Uniform Affordable Housing Productions Based Upon Growth Share" are deleted.

Subsection 21-23.5, Nonresidential Development Fees, has been revised to allow for the maximum nonresidential development fees permitted by law.

CHAPTER XXIA ACQUISITION OF AFFORDABLE HOUSING UNITS

CHAPTER XXII SOLID WASTE MANAGEMENT

Subsection 22-1.2, Authorization for Use of Trash/Recycling Center and Curb-Side Pick Up, has been revised to clarify the use of recycling coupons and prohibited materials.

CHAPTER XXIII SEWERS AND WASTEWATER

Subsection 23-11.5, System Improvements. The fee for clean outs has been revised from two hundred (\$200.00) dollars to two thousand (\$2,000.00) dollars with four installments of five hundred (\$500.00) dollars each.

CHAPTER XXIV SITE PLAN REVIEW

Subsection 24-401.2, County Planning Board Approval, has been revised to allow the municipal agency to require County Planning Board approval for Site Plan approvals.

Subsection 24-702.2, Design Standards for Off-Street Parking Areas, has been revised at paragraph b, Size of Parking Stalls, as follows: each off-street parking space shall have not less than 162 square feet and shall measure 9 feet by 18 feet. Parallel curb parking spaces shall measure not less than 7 feet wide and 22 feet in length.

CHAPTER XXV RIGHT TO FARM

CHAPTER XXVI SOIL AND THE MOVEMENT OF SOIL

Section 26-2, Definitions, has been revised to add the definition of the Director as the Director of Community Development.

CHAPTER XXVII PROTECTION OF WATERWAYS

CHAPTER XXVIII CABLE TELEVISION

CHAPTER XXIX HISTORIC PRESERVATION

CHAPTER XXX PROTECTION OF TREES

CHAPTER XXXI STREETS AND SIDEWALKS

Subsection 31-1.2, Permit Required (Openings in Streets and Sidewalks), has been revised to add a fee for street openings of a recently paved street of one hundred (100%) percent of the fee stated in subsection 31-1.6.

CHAPTER XXXII STORMWATER MANAGEMENT AND CONTROLS

CHAPTER XXXIII RESERVED

CHAPTER XXXIV RESERVED

CHAPTER XXXV WATER QUALITY MANAGEMENT

SECTION 6. A copy of The Code of the Township of Piscataway, 2011 in the County of Middlesex and State of New Jersey, has been filed in the office of the Municipal Clerk of the Township of Piscataway and shall remain there for the use and examination of the public until final action is taken on this ordinance; and if this ordinance shall be adopted, such copy shall be certified by the Clerk in the Township of Piscataway by impressing thereon the seal of the Township of Piscataway, as provided by law, and such certified copy shall remain on file in the office of the Municipal Clerk of the Township of Piscataway to be made available to persons desiring to examine the same during all times while the Code is in effect.

SECTION 7. Amendments to the Code. Any and all additions, amendments and supplements to the Code when passed and adopted in such form as to indicate the intent of the Township Council to make them a part thereof shall be deemed to be incorporated into such Code so that reference to "The Code of the Township of Piscataway, 2011" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments and supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the book containing the Code as amended and supplemented thereto.

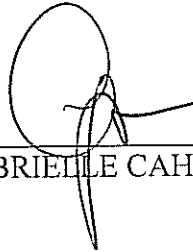
SECTION 8. It shall be the duty of the Municipal Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing "The Code of the Township of Piscataway, 2011," required to be filed in his or her office for the use of the public. All changes in the Code and all ordinances adopted subsequent to the effective date of this codification shall be adopted specifically as part of the Code and shall when finally adopted be included therein by reference until such changes or new ordinances are printed as supplements to the Code, at which time such supplements shall be inserted therein.

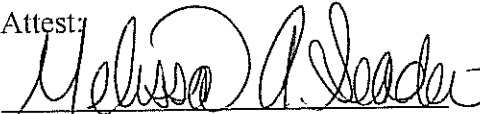
SECTION 9. The Municipal Clerk of the Township of Piscataway, pursuant to law, shall cause to be published in the manner required a copy of this adopting ordinance in a newspaper of general circulation in the Township of Piscataway. Sufficient copies of "The Code of the Township of Piscataway, 2011" shall be maintained in the office of the Municipal Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this adopting ordinance coupled with availability of copies of the Code for inspection by the

public shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

SECTION 10. Each section of "The Code of the Township of Piscataway, 2011," and every part of each section is an independent section or part of a section and the holding of any section or part thereof deemed to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

SECTION 11. This Ordinance shall take effect twenty (20) days after the first publication thereof, by summary, after final passage in the manner provided by law.


GABRIELLE CAHILL, Council President

Attest:

MELISSA SEADER, Township Clerk

Adopted, First Reading: November 20, 2012
Publication Date: November 26, 2012

Adopted, Second Reading: December 18, 2012
Publication Date: December 24, 2012


BRIAN C. WAHLER, Mayor

Date: 12-19-12

CERTIFIED AS TO FORM AND LEGALITY: _____


MICHAEL J. BAKER, ESQ., Director of Law