

ADEQUATE NOTICE OF THIS MEETING HAS
BEEN PROVIDED AS REQUIRED BY CHAPTER
231, PUBLIC LAW 1975 AND RESOLUTION
1981-001 WITH A REQUEST TO THE HOME
NEWS, NEWS TRIBUNE AND SENTINEL TO
PUBLISH SAME AND THIS ANNOUNCEMENT MUST
BE ENTERED INTO THE RECORD OF THIS
MEETING _____:

A regular meeting of the Mayor and the Borough Council
of the Borough of South River in the County of Middlesex, the
State of New Jersey, was held on this date and was called to
order by Mayor James W. Genecki, at 8:00 P.M., in the Borough
Hall, 61-63 Main Street, with the following Council Members
in attendance:

Councilmen: Berman, Cicchi, Skarzynski, Swiderski, Woronowicz.
Absent: Reba.

Also attending this meeting were the Borough Attorney,
Gary M. Schwartz, Esq., the Borough Engineer's Representative,
David Samuel, the Business Administrator James T. O'Neill.

It was regularly moved and seconded that the Minutes
of the Council Meetings on October 29th, 1981, November 12th,
1981, and November 30th, 1981, be approved as recorded. So car-
ried.

SECOND READING AND PUBLIC
HEARINGS ON ORDINANCES:

Mayor Genecki announced that pursuant to previous act-
ion of the Borough Council, and of legal advertisement, this
was the date, time and place established for the Second Read-
ing, Public Hearing prior to Final Passage of several ordinances
and directed the Clerk to proceed.

ORD: 1981-54:

AN ORDINANCE FIXING THE SALARIES, WAGES
AND FEES FOR THE VARIOUS BOROUGH OFFICIALS
AND EMPLOYEES OF THE BOROUGH OF SOUTH RIVER
FOR THE YEAR 1982 AND PROVIDING FOR THE
MANNER OF PAYMENT THEREOF:

BE IT ORDAINED BY THE MAYOR AND THE BOROUGH COUNCIL OF
THE BOROUGH OF SOUTH RIVER, IN THE COUNTY OF MIDDLESEX, THE
STATE OF NEW JERSEY, as follows:

SECTION 1: That the following annual salaries, wages and fees
shall be paid to the various Borough Officials and Employees
of the Borough of South River as are hereinafter specified to
take effect January 1st, 1982:

<u>DEPARTMENT/POSITION:</u>	<u>ANNUAL SALARY:</u>	<u>METHOD OF PAYMENT :</u>
<u>A: POLICE DEPARTMENT:</u>		
1: Captain	24,595.00	Bi-weekly
2: Lieutenant, ea	24,012.00	Bi-weekly
3: Sergeant, ea	22,850.00	Bi-weekly
4: Patrolman:		
a. Starting salary	13,291.00	Bi-weekly
b. After 1st year	15,353.00	Bi-weekly
c. After 2nd year	17,415.00	Bi-weekly
d. After 3rd year	19,479.00	Bi-weekly
e. After 4th year	21,541.00	Bi-weekly

<u>SECTION 2: That the following annual clothing allowance shall be paid to each employee as specified:</u>		
<u>POSITION:</u>	<u>AMOUNT:</u>	
Captain	600.00	per year
Lieutenant, ea	600.00	per year
Sergeant, ea	600.00	per year
Patrolmen, ea	600.00	per year

SECTION 3: That longevity Pay for each Police Officer (with the exception of the Chief of Police) shall be in accordance with the following schedule.

<u>YEARS OF SERVICE:</u>	<u>PER CENTAGE OF BASE PAY:</u>
05 to 09	2.0 %
10 to 14	3.0 %
15 to 19	3.5 %
20 and up	4.0 %

SECTION 4: FIRE DEPARTMENT:
1: FIRE MARSHALLS:

That the Borough Fire Marshalls shall be compensated from the total sum of \$750.00 appropriated by this ordinance with individual compensation to be based on the percentage of inspections made by each Fire Marshall to the total annual inspections. Compensation shall be made on an annual basis and shall be paid during the month of December.

SECTION 5: That this said ordinance shall become effective immediately after its Final Passage, Approval and Publication as required by law.

APPROVED AS TO FORM AND LEGALITY:

/s/ GARY M. SCHWARTZ, ESQ.,
BOROUGH ATTORNEY

APPROVED:

/s/ James W. Genecki,
Mayor.

ATTEST:

/s/ William A. Reichenbach, Jr.,
Borough Clerk.

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It was regularly moved and seconded that the public hearing on the said proposed ordinance be now opened. So carried.

No person attending this meeting offered any comment onto the said ordinance.

Therefore, it was regularly moved and seconded that the public hearing be closed and that the Council now consider the same. So carried.

Councilman Cicchi offered the following amendment to Section 3 of the said ordinance: That (with the exception of the Chief of Police) be deleted. Councilman Berman seconded the motion.

ROLL CALL VOTE: YEAS:Berman,Cicchi,Skarzynski,Woronowicz.
NAYS:Swiderski.
ABSENT:Reba.

ROLL CALL VOTE on the amended ordinance:

YEAS:Berman,Cicchi,Skarzynski,Swiderski,Woronowicz
NAYS:None.
ABSENT:Reba.

ORD:1981-55:

AN ORDINANCE TO AMEND THE CODE OF THE
BOROUGH OF SOUTH RIVER, CHAPTER 158 THEREOF,
ENTITLED, SEWER AND WATER CONNECTIONS; SEWER
USE CHARGES, BY AMENDING SUB-SECTIONS 158-1,
158-16, 158-17, 158-18, 158-19, 158-21, 158-24
AND 158-25:

SECTION 1: Chapter 158 of the Code of the Borough of South River is hereby amended as follows:

158-1: DEFINITIONS:

The following words, when used in this ordinance, shall be deemed to have the following meaning herein specified:

"PERSON" Any person, firm, association or corporation.

"SEWERAGE SYSTEM" The sanitary sewerage system of the Borough of South River.

"SERVICE CONNECTION" The sewer line extended from the property line to the main in the street.

"HOUSE CONNECTION" The sewer line running from a building to the property line and connection with the sewer connection.

"DWELLING UNIT" Residential space designed for more or less permanent occupancy by a family, an individual or group of individuals maintaining a household with cooking facilities.

"USER CLASS" Three Classes of Users shall be established:

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(a) Tax Exempt includes institutions which pay no ad valorem taxes or receives substantial credits in paying such taxes except publicly owned facilities performing local government functions which discharge solely domestic wastes.

(b) Industrial and Commercial- includes all users which discharge the equivalent of 25,000 gallons or more of domestic sanitary waste-water per day.

(c) Residential-single or multi-family dwellings and small non-residentials and industrial users which introduce no more than the equivalent of 25,000 gallons per day (gpd) of domestic sanitary wastes.

158-16: USER CHARGE:

Commencing April 1st, 1982 and thereafter an annual sewer user charge will be paid by all users of the facilities provided by the Borough of South River and the Middlesex County Utilities Authority (hereinafter referred to as MUA) in accordance with the terms and provisions of this ordinance.

158-17: SEWER USE CHARGE:

At least once a year, the Borough of South River shall review and revise, as necessary, sewer use and sewer user charges and shall establish a schedule of charges by flow, bio-chemical oxygen demand, suspend solids, chlorine demand and such other criteria as the Borough of South River may provide for the equitable distribution of:

- (1) MUA operations and maintenance charges
- (2) MUA debt service charges
- (3) Sewer system maintenance and operations charges incurred by the Borough of South River
- (4) Borough of South River debt service related to the sewer system.

The schedule of user charges shall provide for the revenue in an amount equal to the total of the above costs. The Schedule of Charges, amended yearly, at the time of the adoption of the Borough's annual budget, or at such times as the Borough determines, may reflect changes and/or adjustments in the charges.

158-18: FLOW MEASUREMENT:

Wherever possible actual readings of sewerage flow are available, those readings shall be used in determining flow charges. All industrial users shall be monitored for actual flow. Where actual readings of sewerage flow are unavailable, flow will be estimated by any of the following ways:

- 1: For commercial and industrial and tax exempt users, by taking 100% of the average water flow and/or other meter reading for the year. Credit for water not discharged into the sanitary sewer may be given to the user by the Borough if the user presents proof satisfactory to the Borough which established the amount of water not discharged.

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- 2: The volume of sewerage and/ or industrial waste from each industrial establishment may be determined by meters paid for and installed by users and records combined with municipal and/or private company water records or from estimates or measurements made by representatives of the municipality.

158-19: STRENGTH MEASUREMENTS:

Wherever actual readings of B.O.D, or S.S. or C.D. of a user are available, those readings shall be used in determining charges for the strength of sewerage. All industrial and commercial users shall be monitored, or their sewage sampled periodically to determine B.O.D, S.S. and C.D. characteristics of the sewerage. The industrial or commercial user shall at its own expense, sample at the frequency and according to the method assigned by the Borough and shall report the results of such sampling to the Borough timely.

158-21: OBJECTIONS TO ESTIMATES:

Any user objecting to any estimate of flow, or strength, hereunder shall have the option, at its discharge lines to record actual flow and strength readings. The metering equipment used, its installation, the location of installation, and the method of sampling, shall be subject to review and approval by the Borough of South River or its designated representative. The Borough may order the installation of meters or sampling pits.

158-24: METHOD OF PAYMENT:

The Exempt and Industrial and Commercial users shall be invoiced directly for their use of the sewerage treatment system. Industrial and commercial users shall receive credit for the amount of such charges which are included in their ad valorem taxes.

Sewer User Charges shall continue to be charged to residential users through ad valorem taxes rather than through direct sewer use charges.

158-25: EXEMPTIONS:

Public Buildings are, defined as those used solely for local municipal purposes, and are excluded from the user charges called for in this ordinance. The usage of said public buildings shall be treated as extraneous flow, as defined on 158-18 above.

SECTION 2 If any section, paragraph, subdivision, clause or provision of this ordinance shall be judged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION 3: All ordinances and parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

REGULAR MEETING,
MAYOR AND BOROUGH COUNCIL,
MEETING NO.38.,
PAGE NO.6.

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SECTION 4: This ordinance shall take effect immediately after
Final Passage, Approval and Publication required by Law.

APPROVED AS TO FORM AND LEGALITY:

/s/ Gary W. Schwartz, Esq.,
Borough Attorney

APPROVED:

/s/ James W. Genecki
Mayor.

ATTEST:

/s/ William A. Reichenbach, Jr.,
Borough Clerk.

It was regular ly moved and seconded that tñe public hear
ing on the said proposed ordinance be now opened. So carried.

No person attending this meeting offered comment onto the
said proposed ordinance.

Therefore, it was regularly moved and seconded that the
public hearing be closed and that the Council now consider the
same. So carried.

No further comment offered by any Member of the Borough
Council onto the said ordinance.

Therefore, Councilman Berman moved that the Council
finally pass the said proposed ordinance and that the Clerk beauth
orized to advertise the same. Councilman Skarzynski seconded the
motion.

ROLL CALL VOTE: YEAS: Berman, Cicchi, Skarzynski, Swiderski, Woronowicz.
NAYS: None.
ABSENT: Reba.

ORD:1981-56

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
MUNICIPAL CLERK TO EXECUTE AN AGREEMENT WITH
MIDDLESEX COUNTY FOR THE EDP PROCESSING OF
THE LOCAL ASSESSOR'S RECORDS FOR 1981-1982 :

BE IT ORDAINED BY THE MAYOR AND THE BOROUGH COUNCIL OF THE
BOROUGH OF SOUTH RIVER IN THE COUNTY OF MIDDLESEX, THE STATE
OF NEW JERSEY, as follows:

REGULAR MEETING,
MAYOR AND BOROUGH COUNCIL,
MEETING NO.38.,
PAGE NO.7.

DECEMBER 10, 1981

SECTION 1: The Borough of South River has determined that it would be in the best interests to enter into Agreement with the Middlesex County Electronic DATA Processing Program for the processing of the local tax assessment records, etc.,

SECTION 2: That the said Agreement, attached hereto and made a part hereof, is hereby accepted and approved by the Borough Council of the Borough of South River.

SECTION 3: That the said Agreement for the year 1981-1982 entitled-" 1982 AGREEMENT-EDP PROCESSING OF THE LOCAL ASSESSOR'S RECORDS" complies with N.J.S.A. 40A:11-12.1, et seq.

SECTION 4: That the Mayor and the Municipal Clerk of the said Borough of South River are authorized to affix their signatures and the Seal of the Borough to said Agreement.

SECTION 5: That this Ordinance shall take effect immediately upon Final Passage, Approval and Publication as required by law.

APPROVED AS TO FORM AND LEGALITY:

/s/ Gary M. Schwartz, Esq.,
Borough Attorney

APPROVED:

/s/ James W. Genecki,
Mayor.

ATTEST:

/s/ William A. Reichenbach, Jr.,
Borough Clerk.

It was regularly moved and seconded that the Public Hearing on the said proposed ordinance be now opened. So carried.

No person attending this meeting commented on the said proposed ordinance.

Therefore, it was regularly moved and seconded that the public hearing be closed and that the Council now consider the same. So carried.

There was no further comment onto the said proposed ordinance by any Member of the Borough Council.

Therefore, Councilman Berman moved that the Council finally pass the said proposed ordinance and that the Clerk be authorized to advertise the same as required by law. Councilman Cicchi seconded the motion.

ROLL CALL VOTE: YEAS: Berman, Cicchi, Skarzynski, Swiderski,
Woronowicz.

NAYS: None.
ABSENT: Reba.

DECEMBER 10, 1981

ORD:1981-57:

AN ORDINANCE LIMITING AND RESTRICTING
TO SPECIFIED DISTRICTS AND REGULATING
THEREIN BUILDINGS AND STRUCTURES ACCORDING
TO THEIR CONSTRUCTION AND THE NATURE AND
EXTENT OF THEIR USE IN THE BOROUGH OF
SOUTH RIVER; AND PROVIDING FOR THE ADMINIS-
TRATION AND ENFORCEMENT OF THE PROVISIONS
THEREIN CONTAINED AND FIXING PENALTIES
FOR THE VIOLATION THEREOF:

Attached at the end of this set of Minutes, a copy of the
said ordinance.

It was regularly moved and seconded that the public hearing
on the said proposed ordinance be now opened. So carried.

No persn attending this meeting offered any comment onto
the said proposed ordinance.

Therefore it was regularly moved and seconded that the public
hearing be closed and that the Council now consider the same. So
carried.

At this point in the meeting, a Thomas Vigna, Planner, from the
Office of E.Eugene Cross Associates, the South River Planning
Board Planner, explained some of the points in the revised Zoning
Ordinance; i.e., there are no new zones created; some wording
changes for clarification purposes, more controls over each
district; better definitions as regards each of the existing zones;
ground water now included in the ordinance; changes required by
Case Law; conditions for handicapped persons which comply with
State Law; limiting size of building to occupants; solar gains,
conditional uses now spelled out in the ordinance; one new con-
cept--that of zero lot line separating two peices of properties
owned by different persons; this concept permits, as an option,
the owners to have a common building line in the center which
in turn permits larger side lot set backs; new details on signs;
new details on performance standards; that this ordinance permits
vast improvement to land control within the Borough.

Councilman Swiderski said his objection to the ordinance was
that about the zero lot line concept -- that he didn't approve
of this concept whatsoever-- that it was but inviting problems
between two separate property owners--that it would lead towards
duplex housing.

Mr. Vigna stated that this was but an option to these land
owners and not a requirement; that it was working satisfactorily
in other municipalities where it was permitted. That if so choosen,
there are strict requirements involved which the property owners
would have to agree.

No further comment onto the said ordinance, Councilman
Berman moved that the Council finally pas the said proposed
ordinance and that the Clerk be authorized to advertise the
same. Councilman Cicchi seconded the motion.

ROLL CALL VOTE: YEAS: Berman, Cicchi, Skarzynski, Woronowicz,
NAYS: Swiderski.
ABSENT: Reba.