

BOROUGH OF EAST NEWARK COUNTY OF HUDSON, STATE OF NEW JERSEY  
MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOROUGH COUNCIL

DATE: APRIL 9, 2025

TIME: 6:30 PM

**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

The Regular Meeting of the Mayor and Council of the Borough of East Newark was called to order at approximately 6:33 P.M., by Borough Clerk Dr. Cosmo A. Cirillo.

**PLEDGE OF ALLEGIANCE**

**MEETING NOTICE STATEMENT** - As presiding officer of this Regular Meeting of the Mayor and Council of the Borough of East Newark, held on April 9, 2025 at 6:30 P.M., I do hereby publicly announce, and I direct that this announcement shall be placed in the minutes of this meeting, and that the Notice requirements provided for in the "Open Public Meetings Act" have been satisfied. Notice of this meeting was properly given to the Borough Council by Resolution. Said notice was transmitted by the Borough Clerk to the Jersey Journal and Star Ledger and publicly posted on the Borough Website, Municipal Bulletin Board and filed with the office of the Borough Clerk.

**ROLL CALL**

Present: Councilman De Oliveira  
Councilwoman Diaz  
Councilman Graham  
Councilman Reis  
Councilwoman Zincavage  
Mayor Grilo

Absent: Councilwoman Evaristo

Also in attendance: Dr. Cosmo A. Cirillo, Borough Clerk  
Mr. Fred Confessore, Borough Administrator  
Mr. Michael Cifelli, Esq., Borough Attorney – via teleconference  
Sgt. Junior Fiori, Officer in Charge  
Mr. Hiram Gonzalez, CFO

**PROCLAMATION**

- A. Recognizing Sikh Awareness and Appreciation Month
  - a. Mayor Grilo presented the proclamation to Arjumand Juweria who thanked the Mayor and Council for the honor.

**CAUCUS DISCUSSION**

- A. Covid-19 Update – *Mayor Grilo*
- B. Soccer Field Improvements Update – *Mayor Grilo*
- C. Upcoming Events Update – *Mayor Grilo*

- D. Grant Updates – *Mayor Grilo*
- E. Municipal Court Update – *Mayor Grilo*
- F. Police Department Update – *Sgt. Fiori*
- G. Spotted Lanternfly Spraying Update – *Mr. Confessore*
- H. Senior & PEO Vehicle Update – *Mr. Confessore*
- I. DPW Update – *Mr. Confessore*
- J. Senior Center Update – *Mr. Confessore*
- K. Riverfront Park Update – *Mr. Confessore*
- L. NJDCA Financial Disclosure Statement Reminder – *Dr. Cirillo*

**CONSENT AGENDA - RESOLUTIONS**

The consent agenda consisted of Resolutions 49-25, 50-25, 51-25, 52-25, 53-25, and 54-25.

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, to adopt the consent agenda as established. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: Evaristo

- A. Resolution 49-25 – Approving the minutes of the March 12, 2025, Regular Meeting of the Mayor and Council of the Borough of East Newark

Resolution # 49-25  
4-9-2025

BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION APPROVING THE MINUTES OF THE MARCH 12, 2025, REGULAR MEETING  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF EAST NEWARK

WHEREAS, copies of the minutes of the following meeting of the Mayor and Council of the Borough of East Newark have been provided to the members of Council and reviewed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, in the County of Hudson, State of New Jersey that the minutes of the March 12, 2025, Regular Meeting be and are hereby approved.

- B. Resolution 50-25 – Approving the payment of bills and issuance of checks for the period through April 9, 2025, in the amount of \$610,020.42

Resolution # 50-25  
4-9-2025

BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION AUTHORIZING PAYMENT OF BILLS AND THE  
ISSUANCE OF CHECKS FOR THE PERIOD THROUGH APRIL 9, 2025,  
IN THE TOTAL AMOUNT OF \$610,020.42

WHEREAS, certain bills which are contained on the bills list which is annexed hereto and incorporated herein have been submitted to the Borough of East Newark for payment; and

WHEREAS, pursuant to N.J.S.A. 40A:5-16, it has been certified to the governing body that the goods and services for which said bills were submitted have been received by or rendered to the Borough of East Newark; and

WHEREAS, the Chief Financial Officer of the Borough of East Newark has certified to the governing body that there are funds legally appropriated and available in the budget for the payment of said bills and that the said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the 2024 and/or 2025 appropriation for said purpose.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, in the County of Hudson, State of New Jersey, that it hereby authorizes the Chief Financial Officer and the designated signatories to sign checks in payment of the bills set forth in the annexed schedule.

- C. Resolution 51-25 – Authorizing Award of Contract to Paramus Ford D/B/A All American Ford of Paramus for Purchase of a 2025 Ford Escape for use by Parking Enforcement Officers

Resolution # 51-25  
4-9-2025

BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO PARAMUS FORD D/B/A ALL  
AMERICAN FORD OF PARAMUS FOR PURCHASE OF A 2025 FORD ESCAPE

WHEREAS, there exists in the Borough of East Newark (“Borough”) a need for the services of a company that sells vehicles to municipalities for use by a parking enforcement officer; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11, the Borough may, without bidding, purchase goods and services through authorized cooperative pricing systems (“Co-Op”); and

WHEREAS, the Educational Services Commission of New Jersey (“ESCNJ”) has established a State Approved Co-Op; and

WHEREAS, the Borough is a member of the ESCNJ Co-Op; and

WHEREAS, the ESCNJ Co-Op awarded a contract Paramus Ford D/B/A All American Ford of Paramus located at 375 Route 17 South, Paramus, New Jersey 07652, under contract ESC Co-Op #CK04 – ESCNJ 23/24-11; and

WHEREAS, Paramus Ford has provided the Borough a quote for one 2025 Ford Escape Active AWD vehicle, in the amount not to exceed Thirty Thousand, Five Hundred, Seventy-Eight Dollars and Ninety Cents (\$30,578.90).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that Paramus Ford D/B/A All American Ford of Paramus located at 375 Route 17 South, Paramus, New Jersey 07652, under contract ESC Co-Op #CK04 – ESCNJ 23/24-11, is hereby awarded a contract to provide a 2025 Ford Escape Active AWD vehicle.

BE IT FURTHER RESOLVED, that the Mayor, or her designee, are hereby authorized to execute a contract with Paramus Ford, for the purchase of one 2025 Ford Escape Active AWD vehicle, in the amount not to exceed Thirty Thousand, Five Hundred, Seventy-Eight Dollars and Ninety Cents (\$30,578.90).

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for the appropriation from BO #5-24 Police-Parking Enforce Vehicle.

BE IT FURTHER RESOLVED that notice of the Contract award shall be published and maintained in the Office of Clerk.

D. Resolution 52-25 - Authorizing Award of Contract to Paramus Ford D/B/A All American Ford of Paramus for Purchase of a 2025 Ford F-150 for use by Senior Meal Delivery Driver

Resolution # 52-25  
4-9-2025

BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION AUTHORIZING AWARD OF CONTRACT TO PARAMUS FORD D/B/A ALL AMERICAN FORD OF PARAMUS FOR PURCHASE OF A 2025 FORD F-150

WHEREAS, there exists in the Borough of East Newark (“Borough”) a need for the services of a company that sells vehicles to municipalities for use senior food delivery; and

WHEREAS, pursuant to N.J.S.A. 40A:11-11, the Borough may, without bidding, purchase goods and services through authorized cooperative pricing systems (“Co-Op”); and

WHEREAS, the Educational Services Commission of New Jersey (“ESCNJ”) has established a State Approved Co-Op; and

WHEREAS, the Borough is a member of the ESCNJ Co-Op; and

WHEREAS, the ESCNJ Co-Op awarded a contract Paramus Ford D/B/A All American Ford of Paramus located at 375 Route 17 South, Paramus, New Jersey 07652, under contract ESC Co-Op #CK04 – ESCNJ 23/24-11; and

WHEREAS, Paramus Ford has provided the Borough a quote for one 2025 Ford F-150 vehicle, in the amount not to exceed Seventy Thousand, Six Hundred, Nineteen Dollars and Ninety-One Cents (\$70,619.91).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that Paramus Ford D/B/A All American Ford of Paramus located at 375 Route 17 South, Paramus, New Jersey 07652, under contract ESC Co-Op #CK04 – ESCNJ 23/24-11, is hereby awarded a contract to provide a 2025 Ford F150 vehicle.

BE IT FURTHER RESOLVED, that the Mayor, or her designee, are hereby authorized to execute a contract with Paramus Ford, for the purchase of one 2025 Ford Escape Active AWD vehicle, in the amount not to exceed Seventy Thousand, Six Hundred, Nineteen Dollars and Ninety-One Cents (\$70,619.91).

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that funds are available for the appropriation from Grants: HC ARP – Div of Aging – Food Truck.

BE IT FURTHER RESOLVED that notice of the Contract award shall be published and maintained in the Office of Clerk.

E. Resolution 53-25 – Certifying the Mayor and Council’s Receipt and Review of the 2023 Annual Audit Report

Resolution # 53-25  
4-9-2025

BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY

RESOLUTION CERTIFYING THE MAYOR AND COUNCIL’S RECEIPT AND  
REVIEW OF THE 2023 ANNUAL AUDIT REPORT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the fiscal year ended December 31, 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of East Newark, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

F. Resolution 54-25 – Authorizing Appointment of Roberts & Associates as Administrative Hearing Officer in the Matter of Employee #1433

Resolution # 54-25  
4-9-2025

**BOROUGH OF EAST NEWARK**  
**COUNTY OF HUDSON, STATE OF NEW JERSEY**

**RESOLUTION AUTHORIZING APPOINTMENT OF ROBERTS & ASSOCIATES AS  
ADMINISTRATIVE HEARING OFFICER IN THE MATTER OF EMPLOYEE # 1433**

WHEREAS there exists a need for a Hearing Officer to preside over the disciplinary hearing of Employee # 1433 in the East Newark Borough Police Department: and

WHEREAS the position of Hearing Officer is designated to the Borough Administrator or his/her designee; and

WHEREAS the Borough has determined that appointment of a Hearing Officer who is not an employee of the Borough is in the best interests of all concerned parties; and

WHEREAS Robert J. Dowd of Roberts & Associates, LLC possesses the credentials for the position of Hearing Officer in the matter involving Employee # 1433.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that Robert J. Dowd of Roberts & Associates, LLC is hereby appointed as the Borough Administrator's designee to serve as Hearing Officer for the Borough of East Newark in the matter of Employee # 1433; and,

BE IT FURTHER RESOLVED that the Mayor and/or her designee may negotiate and contract with Roberts & Associates, LLC to govern the Hearing Officer's compensation and terms of agreement; and

BE IT FURTHER RESOLVED that the Chief Financial Officer certifies that the funds are available for the appropriation from the Current Fund- Admin & Exec – Salary and Wages.

## **BUDGET RESOLUTIONS**

- A. Resolution 55-25 – Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

**A motion was made by Councilman Reis, second by Councilwoman Zincavage, to adopt Resolution 55-25. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

Resolution # 55-25  
4-9-2025

### **BOROUGH OF EAST NEWARK COUNTY OF HUDSON, STATE OF NEW JERSEY**

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

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

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

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

B. Resolution 56-25 – Providing for Increase in Reserve for Uncollected Taxes Percentage  
**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to adopt Resolution 56-25. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

Resolution # 56-25  
4-9-2025

**BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**RESOLUTION PROVIDING FOR INCREASE IN RESERVE FOR  
UNCOLLECTED TAXES PERCENTAGE**

WHEREAS, the Borough of East Newark collected only 94.27% of the 2024 taxes due to an increase in taxpayers being delinquent as a result of unfavorable economic conditions in the local economy and real estate markets for 2024 and

WHEREAS, the Borough of East Newark's average collection percentage for the prior 3 years is 96.64%, as calculated below, and

	<u>Collection Percentage</u>
2024	94.27
2023	98.58
2022	<u>97.08</u>
Total	<u>289.93</u>
3-Year Average	96.64%

WHEREAS, the lower percentage collected in 2024 has an effect on the "Reserve for Uncollected Taxes" in 2025, and

WHEREAS, the Governing Body desires to anticipate 96.28% collection for 2025, to help reduce the "Reserve for Uncollected Taxes", with prior written consent of the Director of Local Government Services,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of East Newark, County of Hudson, State of New Jersey, that the prior written consent of the Director of Local Government Services be requested to anticipate 96.28% collection of taxes in 2025 in figuring the "Reserve for Uncollected Taxes".

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Office of the Director of Local Government Services.

C. Resolution 57-24 – Introduction of the 2025 Municipal Budget

**A motion was made by Councilman Reis, second by Councilwoman Zincavage, to adopt Resolution 57-25. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: Evaristo

Resolution #57-25  
4-9-25

**MUNICIPAL BUDGET NOTICE**  
Resolution #57-25

**Section 1.**

Municipal Budget of the \_\_\_\_\_ BOROUGH \_\_\_\_\_ of \_\_\_\_\_ EAST NEWARK \_\_\_\_\_, County of \_\_\_\_\_ HUDSON \_\_\_\_\_ for the Fiscal Year 2025

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2025;

Be it Further Resolved, that said Budget be published in the \_\_\_\_\_ Star Ledger \_\_\_\_\_

In the issue of \_\_\_\_\_ April 16th \_\_\_\_\_, 2025

The Governing Body of the \_\_\_\_\_ BOROUGH \_\_\_\_\_ of \_\_\_\_\_ EAST NEWARK \_\_\_\_\_ does hereby approve the following as the Budget for the year 2025:

<p><b>RECORDED VOTE</b> <i>(Insert Last Name)</i></p>	<p>Ayes</p>	<p>Nays</p>	<p>Abstained</p>	
			Absent	

Notice is hereby given that the Budget and Tax Resolution was approved by the \_\_\_\_\_ COUNCIL MEMBERS \_\_\_\_\_ of the \_\_\_\_\_ BOROUGH \_\_\_\_\_ of \_\_\_\_\_ EAST NEWARK \_\_\_\_\_, County of \_\_\_\_\_ HUDSON \_\_\_\_\_, on \_\_\_\_\_ April \_\_\_\_\_ 9th \_\_\_\_\_, 2025.

A Hearing on the Budget and Tax Resolution will be held at \_\_\_\_\_ Municipal Building \_\_\_\_\_, on \_\_\_\_\_ May \_\_\_\_\_ 14th \_\_\_\_\_, 2025 at \_\_\_\_\_ 6:30 \_\_\_\_\_ o'clock \_\_\_\_\_ P.M., at which time and place objections to said Budget and Tax Resolution for the year 2025 may be presented by taxpayers or other interested persons.

Sheet 2

**ORDINANCES**

A. Ordinance 4-2025 – **HEARING AND FINAL ADOPTION** - Ordinance of the Borough of East Newark Amending Chapter 7 Titled “Traffic” Specifically by Amending § 7-39.1 – “Handicap Parking on Streets” Specifically Removing Veterans Parking Lot to be Included in a Separate Ordinance

ORDINANCE NUMBER 4-2025

FIRST READING/  
INTRODUCTION:                      March 12, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION:                              April 9, 2025

**ORDINANCE**

**ORDINANCE OF THE BOROUGH OF EAST NEWARK  
AMENDING CHAPTER 7 TITLED "TRAFFIC" SPECIFICALLY  
BY AMENDING § 7-39.1 "HANDICAP PARKING ON STREETS"**

§7-39.1 Handicap Parking On Streets

In accordance with the provisions of N.J.S.A. 39:4-197, the following street locations are designated as handicapped parking spaces. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Street	Location
<u>Second Avenue</u>	<u>429 Second Avenue</u>
<u>Central Avenue</u>	<u>206 Central Avenue</u>
<u>Third Street</u>	<u>304 Third Street</u>
<u>Third Street</u>	<u>412 Third Street</u>
<u>Third Street</u>	<u>413 Third Street</u>
<u>Third Street</u>	<u>540 Third Street</u>
<u>Grant Avenue</u>	<u>156 Grant Avenue</u>
<u>Grant Avenue</u>	<u>46 Grant Avenue</u>
<u>Sherman Avenue</u>	<u>29 Sherman Avenue</u>
<del>Veterans' Parking Lot</del>	<del>Two (2) spots adjacent to 34 Sherman Avenue</del>
<u>North Second Street</u>	<u>340 N. Second Street</u>
<u>North Third Street</u>	<u>333 N. Third Street</u>
<u>President Street</u>	<u>37 President Street</u>

Strikethroughs are deletions  
Underlines are additions

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to open the public hearing. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

Public Hearing on Ordinance 04-2025: No one wished to be heard.

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, to close the public hearing and adopt Ordinance 04-2025 on second reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Graham; Reis; Zincavage  
Nays: None  
Abstain: Diaz  
Absent: Evaristo

B. Ordinance 5-2025 – **HEARING AND FINAL ADOPTION** - Ordinance of the Borough of East Newark Amending Chapter 7 Titled “Traffic” Specifically by Amending § 7-39.3 – “Handicapped Parking in Municipal Parking Lots”

ORDINANCE NUMBER 5-2025

FIRST READING/  
INTRODUCTION: March 12, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: April 9, 2025

**ORDINANCE**

**ORDINANCE OF THE BOROUGH OF EAST NEWARK  
AMENDING CHAPTER 7 TITLED “TRAFFIC” SPECIFICALLY  
BY AMENDING § 7-39.3 “HANDICAPPED PARKING IN  
MUNICIPAL PARKING LOTS”**

**§ 7-39.3. Handicapped Parking in Municipal Parking Lots and Board of Education Property.**

In accordance with the provisions of N.J.S.A. 39:14-1 and 39:4-197 the following off street parking yards and Board of Education property are designated as Handicapped Parking areas. Such spaces are for use by persons who have been issued special identification cards, plates or placards issued by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these areas.

<b>Property</b>	<b>Number of spaces</b> (Reserved)	<b>Location</b>
<u>Veterans’ Parking Lot</u>	Two (2) spots adjacent to	<u>34 Sherman Avenue*</u>

\*Parking in the designated handicap spots in Veteran’s Parking Lot is for those qualifying individuals who are conducting business in Borough Hall only, during the regular business hours of Monday to Friday, 8 a.m. to 5 pm. There shall be no overnight parking in the designated handicap parking spots in Veteran’s Parking Lot, by any resident or non-resident. A violation of this Ordinance, in addition to any other applicable fines and penalties available under Title 39 of the New Jersey Statutes or as otherwise provided by law, shall be a fine of not less than \$250.00 and which violating vehicles may, at the discretion of the issuing Police Officer, be subject to removal from Veteran’s Parking Lot by an approved towing company.

Strikethroughs are deletions  
Underlines are additions

**A motion was made by Councilman Graham, second by Councilman Reis, to open the public hearing. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None

Abstain: None  
Absent: Evaristo

Public Hearing on Ordinance 05-2025: No one wished to be heard.

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, to close the public hearing and adopt Ordinance 05-2025 on second reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Graham; Reis; Zincavage  
Nays: None  
Abstain: Diaz  
Absent: Evaristo

- C. Ordinance 6-2025 – **HEARING AND FINAL ADOPTION** - Ordinance of the Borough of East Newark Amending Chapter 27 Titled “Parks and Playgrounds” Specifically by Amending Various Sub-Chapters to Include Restrictions on Activities, Penalties and to Include Riverfront Park

ORDINANCE NUMBER 6-2025

FIRST READING/  
INTRODUCTION: March 12, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: April 9, 2025

## **ORDINANCE**

**ORDINANCE OF THE BOROUGH OF EAST NEWARK AMENDING CHAPTER 27 TITLED “PARKS AND PLAYGROUNDS” SPECIFICALLY BY AMENDING VARIOUS SUB-CHAPTERS TO INCLUDE RESTRICTIONS ON ACITIVITIES, PENALTIES AND TO INCLUDE RIVERFRONT PARK.**

### **Chapter 27. Parks and Playgrounds.**

#### **§ 27-1. CARE AND PROTECTION OF PARKS. [Ord. No. 03-08 § 1]**

##### **§ 27-1.1 Definitions.**

Whenever the term "parks" is used in this chapter, it shall be taken to include each and every park under the jurisdiction of the Borough of East Newark.

##### **§ 27-1.2 Prohibited Conduct and Activities.**

[Ord. No. 03-08 §§ 2 — 21; Ord. No. 02-09 §§ 1, 3; Ord. No. 06-12]

As it pertains to any park within, in whole or in part, the boundaries of the Borough of East Newark:

- a. No person shall cut, break, deface, defile, damage, misuse or abuse any building, fence, equipment, tree, bush, flower, plant or turf or other thing situated in the parks.
- b. No person within the parks, unless expressly authorized by the Borough of East Newark, shall:
  1. Throw a stone or other missile or launch any model rocket, airplane or any projectile.
  2. Have possession of or engage in the explosion of any firecracker, explosive or firework or otherwise create any open fires.
  3. Sell, expose for sale or give away goods, wares or circulars.
  4. Post or display any sign, placard or advertising device.
  5. Solicit any subscription or contribution or engage in any fundraising without the appropriate approvals from the borough.
  6. Play, engage or take part in any game or competitive sport for money or other valuable thing.
  7. Play any game of chance.
  8. Have possession of any instrument or device for gambling.
  9. Bring or have in his possession any air gun, spring gun, sling shot or other instrument or weapon in which the propelling force is a spring of air.
  10. Smoke, chew, consume or otherwise use any tobacco products, or any product containing tetrahydrocannabinol (commonly referred to as "THC").
  11. Sell or offer for sale any object or merchandise or any other item within the parks or playgrounds or place any other equipment or apparatus within the parks or playgrounds.
  12. Use a personal grill or device or equipment designed for the cooking or preparation of food for any purpose.
  13. Climb any structure within any park other than a structure designed for climbing.
- c. No person, club or organization of any kind shall hold any meeting, carnival, exhibition or performance of any kind without obtaining written permission of the Borough of East Newark.
- d. A permit to do any act shall authorize the same only insofar as it may be performed in strict accordance with the terms and conditions thereof. Any violation by its holder or his agents or employees of any term or condition thereof, shall constitute grounds for its revocation by the Borough of East Newark, or its authorized representative: In case of a breach of any permit, all monies paid for on account thereof shall be forfeited to and retained by the Borough of East Newark.
- e. No person except an employee of the Borough of East Newark, within the parks, shall go within the shrubbery or climb a tree, and no person shall sit or stand on a balustrade, wall or fence, or stand or lie down on a bench.

- f.** No person within the parks, except in a place provided therefor and only at such times and under such regulations as the Borough of East Newark may prescribe, shall place, throw or drain any offensive substance into the water, including the Passaic River. Animals Running at Large. No domestic animals shall be allowed to run at large within the parks, and all persons taking dogs into the parks shall hold them with a leash, which leash shall be no longer than five feet in length. All such dogs shall bear a current license issued by the municipality in which the owner resides. Any dogs running at large within the parks or any dogs not bearing a current license may be impounded. The owner or keeper of a dog shall at all times while the dog is in the park, prevent its defecation to be left on the ground and shall immediately remove the same and dispose of it in a sanitary manner.
- g.** No person shall make use of any drinking fountains within the area of the parks for dogs or other animals. The purpose of said drinking fountains is for human consumption only.
- h.** Veterans Park Soccer Field and Riverfront Park.
- 1.** No person age 13 and over shall be permitted on Veterans Park Soccer Field or the playground within Riverfront Park unless supervising a younger person or allowed by permit issued pursuant to this chapter.
  - 2.** No person age 10 and over shall be permitted to utilize the equipment at the playground adjacent to Veterans Park Soccer Field or at the playground within Riverfront Park.
  - 3.** No person allowed in Veterans Park Soccer Field, the playground adjacent to Veteran's Park Soccer Field, or the playground within Riverfront Park under the age of six without guardian.
- i.** Use of Motorized Vehicles, Scooters, Rollerblades or Skateboards. No person shall operate any vehicles of the type known as mini-bikes, electric or motorized bikes, electric or motorized skateboards or scooters, mopeds, or snowmobiles anywhere within the parks.
- j.** Garbage and Trash. No person shall dump any fill, building materials, garbage, waste or trash within the parks, including the Passaic River adjacent to Riverfront Park, without the written permission of the Borough of East Newark, and no person shall drop, place or throw any paper, refuse or debris of any nature anywhere within the parks except in a place provided for their reception.
- k.** Loitering. The term "loitering" as defined in this chapter shall mean remaining idle in essentially one location and shall include the concept of spending time idly, loafing, or walking about aimlessly and shall also include the colloquial expression "Hanging Around."
- 1.** No person shall loiter in a public place in such a manner as to:
    - (a)** Create or cause to be created a danger or a breach of the peace.
    - (b)** Create or cause to be created any disturbance or annoyance to the comfort and repose of any person.
    - (c)** Obstruct the free passage of pedestrians.
    - (d)** Obstruct, molest or interfere with any person or group of persons lawfully within the parks. This shall include the making of unsolicited remarks of an offensive, disgusting or insulting nature or which are calculated to annoy or disturb the person to, or in whose hearing, they are made.

- (e) Be, at any time, between the hours of 8:00 p.m. and sunrise, within the confines of the Borough of East Newark.
- (f) Be, at any location within any Park within the Borough where there is no artificial lighting between 1/2 hour after sunset and 8:00 a.m.

None of the above prohibitions shall apply to leased concession areas excepting where the lessee, for good cause, requests the removal of disorderly persons.

2. Discretion of Police Officer. Whenever any Police Officer or any duly delegated law enforcement persons, shall, in the exercise of reasonable judgment, decide that the presence of any person or group of persons within any Park within the Borough is causing or is likely to cause any of the conditions enumerated in paragraph 1, above, he shall, if he deems it necessary for the preservation of the public peace and safety, order that person or group of persons to leave the park. Any person who shall refuse to leave the park after being ordered to do so by a Police Officer shall be guilty of a violation of this chapter.
  3. The Borough of East Newark, through its Mayor or his/her authorized representative, the Chief of Police or his/her authorized representative, shall have the authority to close any park or parks or any section of a park or parks during the time of any civil disorder within the parks or surrounding areas, or for the reason that it may be deemed necessary in the interest of the public safety and may impose a curfew as an emergency measure to keep order in the park or parks. The curfew shall remain in force, or a section of the park may be declared closed to the public for the period of the disorder or emergency or until such time as the Borough determines.
- l. No person operating a taxicab or other vehicle for hire, shall solicit any passenger within the limits of the parks.
  - m. Alcoholic Beverages. No person shall drink, take, sell, buy, use or have possession of or be under the influence of any intoxicating liquors while within the limits of the parks. This section shall not apply to any leased concession properly licensed by law.
  - n. No person shall destroy, remove or carry away or have possession of any building, fence, tree, bush, plant or any part thereof, turf or other property belonging to the Borough of East Newark.
  - o. No person except by direction of the Borough of East Newark, shall shoot, kill, ensnare, entrap or capture any wild animal or bird within the limits of the parks, nor shall be disturb or frighten them unnecessarily or drive or attempt to drive them out of the said parks.
  - p. No person except by direction of the Borough of East Newark, shall shoot, kill, ensnare, entrap or capture any wild animal or bird within the limits of the parks, nor shall be disturb or frighten them unnecessarily or drive or attempt to drive them out of the said parks.
  - q. No person shall be permitted to cut into, destroy or remove any curbing, roadway, sidewalks or paths, and no person shall erect any tent, stand or other structure within, the parks without written permission of the Borough of East Newark.
  - r. No person shall bring, land or cause to descend or alight within or upon the parks any aircraft, drone, balloon, parachute or other apparatus for aviation, except in an extreme

emergency or by express permission of the Borough of East Newark.

- s. No person shall coast with sleds, wagons, or carts, nor shall any person throw, cast, catch, kick or strike any baseball, football or basketball, or engage in any sport or other activity except in places designated therefor; and no person shall operate any radio-controlled or gas-operated model airplane, rocket or other flying models however propelled.
- t. No person except those authorized by law shall have possession of any firearm, and no person except a police officer in the performance of his/her official duty shall discharge any firearm. Nothing contained herein shall prohibit the lawful use of firearms in a place which may be established by authorization of the Borough of East Newark as a pistol or target range.
- u. No person shall shoot, kill, ensnare, entrap or capture any fish or marine life animal or bird within the limits of the parks, including the Passaic River adjacent to Riverfront Park, nor shall any person disturb or frighten them unnecessarily or drive or attempt to drive them out of the said parks or waterway.
- v. No person shall launch from or dock at, any boat, kayak or watercraft in the Passaic River at or from the walkway or pier in Riverfront Park. No person shall ascend or descend to or from any boat, kayak or watercraft in the Passaic River from any location within Riverfront Park.
- w. No person over the age of 18 shall allow any person age 13 or under to be unaccompanied while on the walkway or pier adjacent to the Passaic River in Riverfront Park.
- x. No person shall obstruct any entrance or exit in any park.
- y. No person shall take any photograph or video in any park for commercial purposes without a permit. This prohibition does not include any photograph or video taken for use on social media.
- z. No person shall destroy or damage any structure within any park, including damage to any camera, speaker, plant, tree, shrub, flower, or ground. No person shall damage or use for a non-emergent reason, any emergency broadcast or emergency communication device, including any emergency towers.
- aa. The list of prohibited activities in this chapter is not exhaustive and can include any activities or conduct prohibited by any other applicable ordinance, regulation, code or law.

### **§ 27-1.3 Closing of Parks.**

[Ord. No. 03-08 § 22]

The Mayor, or his/her authorized representative, following consultation with the Police, is hereby authorized to close any section or part of any park, and for such time periods in his discretion, providing such closing shall be in the best interests of the public using said Parks and the security of the Parks.

The following guidelines for the exercise of discretion by the Mayor, or his/her authorized representative, shall include but shall not be limited to, the following:

- a. At such times and for such periods as may be required to enable persons engaged in any other type of athletic activity to more safely pursue such activities.

- b. At such times and for such periods as may be required to permit parades, carnivals, concerts and other public activities to take place within the confines of the park.
- c. At such times and for such periods as may be required to preserve the health, safety and general welfare of persons using the park and the security of any Park in the Borough.

**§ 27-1.4 Permits.**

[Ord. No. 03-08 §§ 23, 25-29]

All permits and special permission for exemptions from any rules and regulations as set forth herein, shall be issued by the Mayor and Borough Council.

- a. Application. A person seeking issuance of a permit shall file an application with the Office of the Borough. The application shall state:
  - 1. Name and address of applicant.
  - 2. Name and address of the person, persons, corporation or association sponsoring the activity.
  - 3. The day and hours for which the permit is desired.
  - 4. The park or a portion thereof, for which such permit is sought.
  - 5. Estimate of anticipated attendance.
  - 6. Any other information necessary to determine whether or not a permit is to be issued.
- b. Conditions for Issuance. The permit is to be issued:
  - 1. When the proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.
  - 2. When the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
  - 3. When the proposed activity or use is not reasonably anticipated to incite violence, crime, or disorderly conduct.
  - 4. When the proposed activity will not entail unusual, extraordinary or burdensome expense or police operation by the Borough.
  - 5. When the facilities desired have not been reserved for some other use at the day and hour requested in application.
  - 6. When a Certificate of Insurance is submitted in form and amount acceptable by the Borough.
- c. Applicability of Rules and Regulations. The permittee shall be bound by all park rules and regulations and all ordinances as though the same were fully set forth in the permit and shall exhibit the same upon request of any authorized person.
- d. The person or persons to whom a permit is issued shall be liable for any loss, damage or injury sustained by any person whatsoever by reason of the negligence of the person or persons to whom such permit shall have been issued. The Borough of East Newark shall not be liable in

such instances.

- e. The Borough of East Newark shall have the authority to revoke a permit upon a finding of violation of any rule or ordinance or upon good cause.
- f. No person in a park shall disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under authority of a valid permit or any party simply making valid use of park facilities.
- g. The Borough of East Newark shall have the authority to seize and confiscate any property, thing or device in the park, or used, in violation of any applicable ordinance or statute.
- h. Fees for permits and for admission to the parks program and activities may be charged as authorized by the Mayor and Borough Council.

### **§ 27-1.5 Synthetic Fields.**

[Ord. No. 03-08 § 24]

- a. No spectator, player, runner nor any person whatsoever shall at any time enter upon any synthetic field while wearing metal and/or plastic spiked or cleated foot gear.
- b. No spectator, player, runner nor any person whatsoever shall bring into a synthetic field of play pumpkin or sunflower seeds, chewing gum, chewing tobacco, smokeless tobacco, nor shall any person expectorate on a synthetic field.
- c. Any person pleading guilty to or having been found guilty of any infraction of this subsection **27-1.5** may in addition to the penalties stated in subsection 27-1.10, herein be barred from using any Borough synthetic field for up to one year.
- d. If any team or league is found to have had one or more of its players in violation of this subsection **27-1.5** on more than three occasions in any calendar year then any permit held by such team or league shall be revoked pursuant to subsection **17-1.5** of this chapter.

### **§ 27-1.6. Hours of Operation.**

[Ord. No. 03-08 § 30]

Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The opening and closing hours for each individual park shall be posted therein for public information. No person shall be in any Borough public park or playground before daybreak or after 8:00 p.m., except as provided by the Mayor and Borough Council.

### **§ 27-1.7 Bicycles.**

[Ord. No. 03-08 § 31]

No person shall ride a bicycle on other than a paved vehicle road or path designated for that purpose. A bicyclist is permitted to push a bicycle by hand over any wooded trail or on any paved area reserved for pedestrian use.

**§ 27-1.8 Authority of Park Personnel.**

[Ord. No. 03-08 § 32]

No person in a park or in the immediate vicinity thereof about to enter a park shall fail to obey all authorized personnel.

**§ 27-1.9 Sleeping on Benches; Disorderly Conduct.**

[Ord. No. 02-09 § 2]

While in the Borough's parks, all persons shall conduct themselves in a proper and orderly manner and, in particular, no person shall sleep on the seats, benches or other areas within the parks or engage in loud, boisterous, threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to breach the public peace.

**§ 27-1.10. Penalties.**

[Ord. No. 03-08 § 33]

Any person convicted of violating a provision of the Ordinance before a Court of competent jurisdiction, shall be subject to the penalties set forth in Chapter 1, Section 1-5 of these Revised General Ordinances, but not shall not be less than \$500.00 per occurrence.

**A motion was made by Councilman Reis, second by Councilwoman Zincavage, to open the public hearing. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

Public Hearing on Ordinance 06-2025: No one wished to be heard.

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to close the public hearing and adopt Ordinance 06-2025 on second reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

- D. Ordinance 7-2025 – **HEARING AND FINAL ADOPTION** - Ordinance of the Borough of East Newark Amending Chapter 6 Titled “Alcoholic Beverage Control” Specifically by Amending Chapter 6 Sections Related to Fees, Hours of Operation and Penalties

ORDINANCE NUMBER 7-2025

FIRST READING/  
INTRODUCTION: March 12, 2025

SECOND READING/

**ORDINANCE**

**BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCES OF THE BOROUGH OF EAST NEWARK AMENDING  
CHAPTER 6 TITLED "ALCOHOLIC BEVERAGE CONTROL"  
SPECIFICALLY BY AMENDING CHAPTER 6 SECTIONS RELATED TO  
FEES, HOURS OF OPERATION AND PENALTIES.**

**§ 6-1. PURPOSE. [1985 Code § 6-1]**

This chapter is enacted to regulate the sale and transportation of alcoholic beverages in the Borough of East Newark in accordance with the provisions of an act of the Legislature of the State of New Jersey entitled "An Act Concerning Alcoholic Beverages," comprising Chapter 436 of the Laws of 1933, its supplements and amendments, and also comprising N.J.S.A. 33:1-1 et seq., and in accordance with the rules and regulations of the State Director of Alcoholic Beverage Control.

**§ 6-2. DEFINITIONS. [1985 Code § 6-2]**

For the purpose of this chapter, words and phrases herein shall have the same meanings as in N.J.S.A. 33:1-1 et seq., and the rules and regulations of the Director of the Division of Alcoholic Beverage Control.

**§ 6-3. LICENSES.**

**§ 6-3.1. Laws Applicable. [1985 Code § 6-3.1]**

All applications for licenses, all licenses issued and all proceedings under this chapter shall be in accordance with the act, rules and regulations referred to in Section 6-1, and all other applicable laws of the State of New Jersey or the United States.

**§ 6-3.2. Issuing Authority. [1985 Code § 6-3.2]**

All licenses required by this chapter shall be issued by the Mayor and Council, which shall also administer the provisions of this chapter.

**§ 6-3.3. License Required. [1985 Code § 6-3.3]**

No person shall sell or distribute alcoholic beverages within the Borough without obtaining a license in accordance with the act referred to in Section 6-1 and the provisions of this chapter.

**§ 6-3.4. License Fees. [1985 Code § 6-3.4; Ord. 2/15/90; amended 12-9-2020 by Ord. No. 15-2020]**

The annual fees of licenses for the sale and distribution of alcoholic beverages in the Borough shall be as follows:

<b>Class of License</b>	<b>Annual License Fee</b>
Plenary Retail Consumption License	\$1,500.00
Limited Retail Distribution License	\$250.00
Plenary Retail Distribution License	\$1,500.00
Transfer of License (Person-to-Person or Place-to-Place)	\$500.00

**§ 6-3.4.a Term of license.**

A license shall be for the term of one year, from the first day of July in each year.

**§ 6-3.4.b Fee to accompany application.**

Every application for a license shall be accompanied by a deposit of the full amount of the properly prorated annual fee for such license.

**§ 6-3.4.c Filing of applications**

All applications for licenses as hereinbefore set forth shall be filed with the Town Clerk of the Borough of East Newark.

**§ 6-3.4.d Application fee.**

The Town Clerk be and he hereby is authorized to charge an application fee of \$100.00 to each applicant for a liquor license application, and said fee shall be payable upon issuance to the applicant of the appropriate forms to be completed by the applicant.

**§ 6-3.4.e Limitations of licenses**

The provisions of this subsection with respect to the limitation on the number of licenses shall not apply to the renewal or transfer of licenses presently issued.

The provisions of New Jersey's State Limitation Law, as provided in Chapter 72 of the Laws of 1960 and as the same may be hereafter amended, shall control the number of and the issuance of plenary retail consumption licenses and plenary retail distribution licenses.

**§ 6-4. REGULATIONS OF LICENSES.**

**§ 6-4.1. Hours of Sale. [1985 Code § 6-4.1]**

No alcoholic beverages shall be sold, delivered or served to or consumed in any licensed premises on any day between the hours of 12:00 a.m. and 12:00 p.m., except Sundays as hereinafter provided.

**§ 6-4.2. Sundays. [1985 Code § 6-4.2]**

Provisions of subsection 6-4.1 shall not apply on Sundays. On Sundays, no alcoholic beverages may be sold, served, delivered to or consumed in the licensed premises between the hours of 12:00 a.m. and 11:00 a.m. § 6-4.3. New Year's Day. [1985 Code § 6-4.3]

**§ 6-4.3. New Year's Day. [1985 Code § 6-4.3]**

Deleted.

#### **§ 6-4.4. Sales to Certain Persons. [1985 Code § 6-4.4]**

No licensee or employee of a licensee shall sell, serve or deliver, directly or indirectly, any alcoholic beverages to any intoxicated person or person under the legal age, nor permit the consumption of alcoholic beverages on any licensed premises by any of the above named classes or persons, or permit any such persons to congregate in or about the licensed premises.

#### **§ 6-4.5. Closing Provisions; Exceptions. [1985 Code § 6-4.5]**

During the hours in which sales of alcoholic beverages are hereinabove prohibited, the entire licensed premises shall also be closed and no person shall be admitted or permitted to remain therein except the licensee or bona fide employees of the licensee. Any food service establishment, duly permitted and/or licensed, may be open for food service only beginning at 8:00 a.m.

#### **§ 6-4.6. Hiring of Minors**

No licensee shall have in his employ anyone under the age of 18 years.

#### **§ 6-4.7. Bulk supplies prohibited.**

No licensee shall have, keep or possess at any time on the licensed premises, any distilled or fortified or rectified or blended alcoholic beverages whatsoever, in bulk. No alcoholic beverage shall be sold to be consumed on the licensed premises unless the same shall be taken out of original containers properly sealed with all necessary government and state stamps affixed thereto. All alcoholic beverages sold to be consumed off the premises shall be sold in original containers properly sealed with all necessary government and state stamps affixed thereto.

#### **§ 6-4.8. Consumption on premises prohibited.**

No such half-pint, pint or quart of distilled alcoholic beverages shall be sold on the licensed premises for consumption thereon but may be sold for consumption off a duly retail distribution licensed premises.

#### **§ 6-4.9. Open containers to be retained.**

Following every sale of distilled or fortified or rectified or blended alcoholic beverages, for consumption on the licensed premises, each licensee shall retain upon the licensed premises all containers so sold with the broken seal and stamps thereon until written permission of the Department of Public Safety is given for the removal thereof, whereon said last-mentioned containers shall forthwith be removed.

#### **§ 6-4.10. Stamps required on all bottles.**

If any containers, filled, partly filled or empty, shall be found upon the licensed premises of any licensee without all lawful and proper stamps attached thereto or with forged, counterfeit or in any otherwise unlawful stamps or if such stamps, whether attached to any container or not, shall be found upon such licensed premises, then and in either of such events this license may be immediately revoked.<sup>6</sup>

#### **§ 6-4.11. Change of rules and regulations.**

All licenses issued under these rules and regulations shall be subject to the right hereby reserved by the Borough to change, alter, amend or repeal the same at any time.

#### **§ 6-7. IDENTIFICATION and CERTIFICATION OF BARTENDERS, WAITERS or WAITRESSES.**

##### **§ 6-7.1. Annual Registration required; fingerprints; photograph. [1985 Code § 6-7.1]**

All staff, including each bartender, waiter, waitress or any employee who plans to be employed by a licensee approved by the State of New Jersey Division of Alcohol and Beverage Control shall register and make application in writing on forms supplied by the East Newark Police Department to all questions as to the identity, character, previous employment, criminal record and general experience of the bartender, waiter or waitress or other employee. He or she shall submit to the taking by the Police Department of the Borough of East Newark of fingerprint impressions, a criminal background check, and shall furnish to the East Newark Police Department four photographs of himself or herself for each certificate for which an application is being submitted. The photographs shall be of a size of two inches by two inches. They shall be satisfactory to the East Newark Police Department and shall have been taken within one year of the date of submission. In addition, he or she shall present a valid driver's license or other valid government-issued form of identification and proof of current address in a form as required by the East Newark Police Department. At the time of the initial filing of an application, a temporary certificate shall be issued. This temporary certificate will be valid for a period not to exceed three months. On or before this time and after it is found that no criminal history would preclude employment, a certificate shall be issued for a period, not to exceed one year, as listed in this article.

##### **§ 6-7.2. [1985 Code § 6-7.2] Rosters**

Any licensee holding a Plenary Retail Consumption License in the Borough shall create and maintain for inspection by the East Newark Police Department, a current roster of each bartender, waiter, waitress or employee in its employ.

##### **§ 6-7.3. Upon the issuance of a certificate (“bar card”).**

After the License Inspector of the East Newark Police Department or any such person as designated by the Director of Public Safety and/or the Chief of Police has deemed through a criminal history check, that the bartender, waiter or waitress or any employee employed by the licensee approved by the State of New Jersey Division of Alcohol and Beverage Control is legally able to possess a certificate or bar card, same shall be issued authorizing employment in a specified establishment. The certificate or bar card shall be presented by the person making application to the premises of employment and shall be posted, as prescribed by the rules and regulations of the State of New Jersey Division of Alcohol and

Beverage Control. A photostatic copy shall be kept on the person of the individual for whom the certificate is assigned. In addition, the employer of the individual certificate holder shall be required to post the original certificates of all employees in a conspicuous manner as prescribed by the rules and regulation of the State of New Jersey Division of Alcohol and Beverage Control.

#### **§ 6-7.4. Hiring of unregistered employees prohibited; registration of new employees.**

No licensed establishment as mentioned in herein shall employ any bartender, waiter or waitress or any employee connected with or employed by the licensee unless he or she shall have complied with the provisions of all sections of this article. No licensed establishment shall employ any new bartender, waiter, waitress or any employee connected with or employed by the licensee in connection with the licensed premises unless, prior to the commencement of his or her employment, he or she shall have complied with all the provisions of this article.

#### **§ 6-7.5. Violations. [1985 Code § 6-7.5]**

The identification card mentioned above shall be revocable by the Police Department for any violations of the regulations and rules of the Division of Alcoholic Beverage Control, and for any good cause which might have caused the Police Department to refuse the issuance of the card under the provisions of subsection 6-7.3.

#### **§ 6-7.6. Penalty. [1985 Code § 6-7.6]**

Any person or entity subject to the provisions in this Chapter violating any of the provisions of this section shall, upon conviction thereof, be subject to a penalty as set forth in Section 1-5 and shall be subject to such other penalties as shall be prescribed by the rules and regulations of the Director of the Division of Alcoholic Beverage Control.

#### **§ 6-7.7. Revocation of certificates.**

Certificates issued under the provisions of this article may be revoked by the East Newark Police Department for any of the following reasons:

- A.** Fraud, misrepresentation or falsifying a statement contained in the application for a certificate.
- B.** A violation of regulations and rules of the State of New Jersey Division of Alcohol and Beverages Control.
- C.** Any violation of this article.

#### **§ 6-7.8. Appeals.**

Any person aggrieved by the action of the office of the License Inspector of the East Newark Police Department in the denial of an application for certificate as provided for in this article shall have the right of appeal to the Council of the Borough of East Newark or an appointed panel. Such appeal shall be filed

with the Town Clerk of the Municipality of East Newark within 14 days after having been advised verbally or by mail to the last known residence. The notices of appeal shall contain a written statement setting forth completely the grounds for the appeal. The Clerk of the Borough of East Newark shall set a time and place for a hearing of such an appeal and notice of such hearing shall be given to the appellant by certified mail. Said hearing shall take place within 30 days of the individual being advised. The decision and order of the Borough Council or its assigned panel shall be final and conclusive.

#### **§ 6-7.9. Fees.**

The fee for a certificate or bar card for all employees, including all bartenders, waiters or waitresses or any employee connected with, or employed by or to be connected with or employed by a licensed establishment shall be paid to the office of the License Inspector of the East Newark Police Department at the time of the filing of written application for the certificate for bartenders, waiters or waitresses or any employee who plans to be employed by the licensed establishment or renewal thereof, and shall be in the amount of \$ 75.00, which amount includes the processing activities described in section §6-7.1 above and the issuance of a certificate or bar card as described in §6-7.3 above. Further, a money order made out to "The Division of the State Police - SBI" in the amount as required by the State of New Jersey must be submitted to the East Newark Police Department.

#### **§ 6-7.10. Certificate to apply to single place of employment.**

Each certificate shall pertain to employment only on the premises for which it is issued and shall be returned to the East Newark Police Department by the licensee of the premises for which it is issued at the termination of the employment of the individual whom it identifies.

#### **§ 6-7.11. Term of certificate.**

Each certificate for bartenders, waiters or waitresses or any employee connected with or employed by the licensee shall cover the calendar year commencing July 1 and ending June 30. Applications for renewal shall be made no later than May 31 in each year.

Each bartender, waiter, waitress or employee in the hired after July 1, 2025, by a licensee holding a Plenary Retail Consumption License in the Borough shall, within 30 days of hiring, shall tender his or her application as proscribed herein to the East Newark Police Department.

#### **§ 6-7.12. Violations and penalties; Enforcement**

Any person, firm, partnership or corporation violating any of the provisions of the article shall, upon conviction, pay a fine not exceeding the sum of \$1,000 or shall suffer imprisonment in the county jail for not more than 90 days, or both, at the discretion of the Judge of the Municipal Court. He or she shall be subject to such other penalties as shall be prescribed by the rules and regulations of the Director of the State of New Jersey Division of Alcohol and Beverage Control.

The provisions of this article shall be enforceable by the Director of Public Safety, the Chief of Police or his or her designee.

**§ 6-7.13. Amendments.**

All privileges granted under this Article shall be subject to the right reserved by the Borough of East Newark to change, alter or amend said Article at any time.

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, to open the public hearing. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

Public Hearing on Ordinance 07-2025: No one wished to be heard.

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to close the public hearing and adopt Ordinance 07-2025 on second reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

- E. Ordinance 8-2025 – **INTRODUCTION** - Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14)

**A motion was made by Councilman Graham, second by Councilwoman Diaz, that this Ordinance be introduced on first reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

**ORDINANCE NUMBER 08-2025**

FIRST READING/  
INTRODUCTION: April 9, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: May 14, 2025

**ORDINANCE**

**BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

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

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

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

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

WHEREAS, the Borough Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$35,557.10 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of East Newark, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2025 budget year, the final appropriations of the Borough of East Newark shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$124,449.85 and that the CY 2025 municipal budget for the Borough of East Newark be approved and adopted in accordance with this ordinance; and,

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

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

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

F. Ordinance 9-2025 – **INTRODUCTION** - Ordinance to Fix Salaries of Employees of the Borough of East Newark

**A motion was made by Councilwoman Zincavage, second by Councilman Graham, that this Ordinance be introduced on first reading. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

**ORDINANCE NUMBER 9-2025**

FIRST READING/  
INTRODUCTION: April 9, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: May 14, 2025

**ORDINANCE**

**BOROUGH OF EAST NEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE TO FIX SALARIES OF EMPLOYEES OF THE  
BOROUGH OF EAST NEWARK**

An Ordinance of the Borough of East Newark, County of Hudson, State of New Jersey amending an Ordinance to Fix the Salaries of Public Employees in the Borough of East Newark, County of Hudson, State of New Jersey.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of East Newark, County of Hudson and State of New Jersey, as follows:

Interpretative Statement: The Purpose of this Ordinance is to consolidate all previous salary ordinances adopted since the last major salary ordinance modification was done in 2023 with the adoption of Ordinance 2-2023 and 4-2023.

**Section 1.**

(All salaries are annual unless otherwise indicated)

<b>TITLE</b>	<b>SALARY MIN</b>	<b>SALARY MAX</b>	
Mayor	\$4,000	\$4,000	
Council	\$3,000	\$3,000	
Borough Administrator	\$30,000	\$100,000	
Borough Clerk	\$25,000	\$50,000	
Administrative Assistant	\$25,000	\$65,000	
Clerical Assistant	\$16.00	\$25.00	Hourly
Clerical Assistant/ Technology Assistant	\$16.00	\$25.00	Hourly
Chief Financial Officer	\$10,000	\$25,000	
Chief of Police Department	\$75,000	\$125,000	
Code Enforcement Officer	\$16.00	\$25.00	Hourly
Communications and Social Media Director	\$16.00	\$25.00	Hourly
Treasurer	\$10,000	\$25,000	
Qualified Purchasing Agent	\$3,000	\$7,000	
Tax Assessor	\$5,500	\$25,000	
Tax / Water Collector	\$5,500	\$25,000	
Construction Code Official	\$5,500	\$25,000	
Construction Subcode Official	\$5,500	\$25,000	
Electrical Subcode Inspector	\$16.00	\$60.00	Hourly
Plumbing Subcode Inspector	\$16.00	\$60.00	Hourly
Fire Code Official	\$5,500	\$25,000	
Fire Inspector	\$5,500	\$25,000	
Department of Public Works (DPW) Supervisor	\$30,000	\$75,000	
DPW Maintenance Worker	\$35,000	\$70,000	
DPW Maintenance Worker (CDL)	\$16.00	\$30.00	Hourly
DPW Maintenance Worker (no CDL)	\$16.00	\$25.00	Hourly
DPW Maintenance Worker (CDL)Part-Time	\$16.00	\$30.00	Hourly
DPW Maintenance Worker (no CDL)Part-Time	\$16.00	\$25.00	Hourly
Parking Enforcement – Full-Time	\$30,000	\$45,000	
Parking Enforcement	\$16.00	\$30.00	Hourly
Recreation Director	\$15,000	\$65,000	
Recreation Assistant	\$16.00	\$30.00	Hourly
Senior Citizens Center Director	\$16.00	\$35.00	Hourly
Senior Citizens Center Assistant Director	\$16.00	\$30.00	Hourly
Special Projects	\$30,000	\$50,000	
Licensed Water Operator	\$7,500	\$25,000	
Licensed Sewer (Wastewater) Operator	\$7,500	\$25,000	
Planning Board Secretary	\$2,500	\$7,000	
Municipal Judge	\$15,000	\$30,000	
Prosecutor	\$8,000	\$20,000	
Court Administrator	\$15,000	\$45,000	
Deputy Court Administrator	\$15,000	\$40,000	

Violations Clerk	\$16.00	\$30.00	Hourly
Assistant Violations Clerk	\$16.00	\$20.00	Hourly
Civil Ceremony Assistants	\$16.00	\$25.00	Hourly
Crossing Guard – Supervisor	\$16.00	\$30.00	Hourly
Crossing Guards	\$16.00	\$25.00	Hourly

**Section 2.**

All salary adjustments shall take effect on the date of this Ordinance's adoption.

**Section 3.**

Inconsistent Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.**

This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

**NEW BUSINESS**

- A. Resolution 58-25 – Authorizing Acceptance of the 2024-2026 Spotted Lanternfly Reduction/Chemical Control Treatment Grant and Approval of the Associated Agreement with the State of New Jersey Department of Agriculture

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, to adopt Resolution 58-25. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
 Nays: None  
 Abstain: None  
 Absent: Evaristo

Resolution # 58-25  
 4-9-2025

RESOLUTION AUTHORIZING ACCEPTANCE OF THE 2024-2026 SPOTTED  
LANTERNFLY REDUCTION/CHEMICAL CONTROL TREATMENT GRANT AND  
APPROVAL OF THE ASSOCIATED AGREEMENT WITH THE STATE OF NEW JERSEY  
DEPARTMENT OF AGRICULTURE

WHEREAS, the Borough of East Newark has been awarded a grant in the amount of \$20,000 from the State of New Jersey Department of Agriculture for the purpose of funding Spotted Lanternfly reduction and chemical control treatment activities for the 2024-2026 program period; and

WHEREAS, the grant funds will assist the Borough in mitigating the spread and impact of the invasive Spotted Lanternfly within municipal boundaries, thereby protecting trees, plants, and other local ecosystems; and

WHEREAS, it is in the best interest of the Borough of East Newark to accept said grant and enter into an agreement with the State of New Jersey Department of Agriculture to effectuate the terms and conditions of the grant award.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of East Newark, County of Hudson, State of New Jersey, that:

1. The Borough hereby formally accepts the 2024–2026 Spotted Lanternfly Reduction/Chemical Control Treatment Grant in the amount of \$20,000 from the New Jersey Department of Agriculture.
  2. The Borough authorizes the execution of the grant agreement and any other documents necessary to effectuate the purposes of the grant.
  3. The Mayor, Borough Administrator, and other appropriate Borough officials are hereby authorized to take all necessary actions to implement the terms and conditions of the grant.
- B. Ordinance 10-2025 – **INTRODUCTION** – Ordinance of the Borough of East Newark Amending Chapter 14 Titled “Building and Housing” Specifically by Amending Chapter 14-1.1 and 14-1.3 - Specifically by Setting Fees for Various Construction Permits

**A motion was made by Councilman Graham, second by Councilwoman Diaz, that this Ordinance be introduced on first reading. The motion was adopted by the following votes.**

Ayes:	De Oliveira; Diaz; Graham; Reis; Zincavage
Nays:	None
Abstain:	None
Absent:	Evaristo

ORDINANCE NUMBER 10-2025

FIRST READING/  
INTRODUCTION: April 9, 2025

SECOND READING/  
PUBLIC HEARING/  
ADOPTION: May 14, 2025

**ORDINANCE**

**BOROUGH OF EASTNEWARK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE OF THE BOROUGH OF EAST NEWARK AMENDING CHAPTER 14  
TITLED "BUILDING AND HOUSING" SPECIFICALLY BY AMENDING § 14-1.1 AND  
14-1.3 – SPECIFICALLY BY SETTING FEES FOR VARIOUS CONSTRUCTION  
PERMITS**

**Section 1. § 14-1.1. Enforcing Agency Established; Qualifications. [1985 Code § 8-1.1;  
Ord. No. 2004-03 § 1]**

- a. There is hereby established in the Borough of East Newark a "State Uniform Construction Code" Enforcing Agency to include fines and penalties, (N.J.S.A. 52:27D-119 et seq., N.J.A.C. 5:23-101 et seq.) to be known as the "East Newark Construction Code Enforcement Department," consisting of a Construction Official, Building Subcode Official, Assistant Building Subcode Official, Plumbing Subcode Official, Electrical Subcode Official, Fire Protection Subcode Official, and such other subcode officials for such additional subcodes as the Commissioner of the Department of Community Affairs, State of New Jersey, shall hereafter adopt as part of the State Uniform Construction Code. The Construction Official shall be the Chief Administrator of the enforcing department. All subcode officials, their assistants and staff for the purposes of the Regulations and its enforcement are subject to the procedures and policies of the enforcing agency and are primarily responsible to the Construction Official.
- b. The official positions as created by this section shall be as follows:
  1. Construction Official.
  2. Building Subcode Official.
    - (a) The Assistant Building Subcode Official shall act in the capacity of the Construction Official in his absence.
  3. Assistant Building Subcode Official.
  4. Plumbing Subcode Official.
  5. Fire Protection Subcode Official.

6. Electrical Subcode Official: (To be performed by private third party on-site inspection pending final determination by January 1, 1978).
- c. A central permit office, under the direction and supervision of the Construction Official will be located in the Municipal Building, 34 Sherman Avenue, East Newark, New Jersey 07029, to be open during the hours of 9:00 a.m. and 4:00 p.m. 5:00 PM on normal business days of the Borough.

**§ 14-1.3. Fees. [Ord. No. 01-06 § 1; Ord. No. 11-09 §§ 1, 2]**

The fee for a construction permit shall be the sum of the subcode fees listed below, and shall be paid as follows before the permit is issued:

<b>Schedule of Construction Fees</b>	
<b>Building Subcode</b>	
Minimum fee	\$50-\$80.00 - \$785.00
New construction, including additions, per cubic foot of volume	<del>\$0.030</del> \$0.06

<b>Schedule of Construction Fees</b>	
<b>Building Subcode</b>	
<b>Renovations, alterations, and repairs</b>	
Up to first \$50,000 in cost, per \$1,000	<del>\$27</del> \$65.00
Additionally from \$50,001 & including \$100,000 in cost per \$1,000	<del>\$23</del> \$30.00
Additionally over \$100,000 in cost, per \$1,000	<del>\$19</del> \$25.00
<del>Reroofing/Non-structural</del>	<del>\$75</del>
<b>Building or Structural Demolition</b>	
R-3/R-5 Use Groups, complete	<del>\$300</del> \$ 500.00
All other Use Groups, complete	<del>\$300</del> \$500.00
R-3/R-5 Use Groups, Interior only	<del>\$150</del> \$250.00
All other Use Groups, Interior only	<del>\$150</del> \$250.00
<b>Garage or Accessory Building Demolition</b>	
R-3/R-5 Use Groups	<del>\$150</del> \$250.00
All other Use Groups	<del>\$150</del> \$250.00
<b>Moving of a Building</b>	
Per \$1,000 of estimated cost of work	<del>\$26</del> \$ 50.00
<b>Asbestos Abatement Fee</b>	
Construction Permit	<del>\$100</del> \$150.00
<b>Lead Hazard Abatement</b>	

Lead Hazard abatement work	\$140
Lead abatement clearance certificate	\$50
<b>Swimming Pools</b>	
Residential Above Ground	\$50- \$150.00
Residential In Ground	\$150 \$250.00
Commercial Above Ground	\$150 \$250.00
Commercial In Ground	\$400- \$500.00
<b>Temporary Structures</b>	
Sheds, each	\$25 \$50.00
Houses and Construction Trailers	\$100 \$250.00
Tents, each	\$75 \$100.00

<b>Schedule of Construction Fees</b>	
<b>Building Subcode</b>	

<b>Signs</b>	
Minimum Fee	\$60- \$85.00 plus \$15.00 admin fee
Note. Fee to be based on 1 side of double-sided sign	
\$2 per square foot	
In case of a discontinuance of a building project, the plan review fees are 2% of the cost of the permit fee and are Not Refundable.	

- a. ~~The Borough hereby adopts and include the "State Uniform Construction Code, fees," for Fire, Electric and Plumbing Sub-Codes, as provided for in N.J.A.C. 5:23-4.20, in its entirety, as amended from time to time~~
- b. The Borough shall further receive an administrative fee equal to 35% of the applicable fee pursuant to N.J.A.C. 5:23-4.20 for Fire, Electric and Plumbing Sub-Code fees, for administrative expenses and educational requirements, in accordance with the aforementioned Code.

**Elevator Fee**

The percentage of the current departmental fees pursuant to N.J.A.C. 5:23-4.20(c)6 and 7 and N.J.A.C. 5:23-12.6(a)(b) and (c) as established by the contract between the third party agency and the Borough of East Newark.

**Certificate of Occupancy Fees**

**New Construction**

Use Groups R-2, R-3 & R-5	<del>\$100</del> \$350.00
All other Use Groups	<del>\$200</del> \$600.00

**Alterations/Renovations**

Use Groups R-2, R-3 & R-5	<del>\$50</del> \$150.00
All other Use Groups	<del>\$150</del> \$200.00

**Sale or Transfer of Owner/Renter of Property**

Residential (per unit)	<del>\$50</del> \$75.00
Business/Mercantile	<del>\$200</del> \$250.00
All other Uses	\$300
Change of Use Group	<del>\$160</del> \$200.00
Certificate of Continued Occupancy	\$250
Temporary Certificate of Occupancy	<del>\$30</del> \$50.00

Asbestos Abatement Certificate of Occupancy \$20

**Electrical Subcode Fees**

1-25 Fixtures	\$150
Add – 25 items	\$25
Hp/kw 1-10	\$75
10.1-35 Hp/kw	\$85
36-100 Hp/kw	\$150
>100 Hp/kw	\$650
Solar by size 1-50kw	\$150
51-100kw	\$150
>150kw	\$650
Hydromassage Tubs, etc	\$150
Pool Install	\$150
Minimum Fee	\$150

**Fire Subcode Fees**

1-20 Alarms	\$125
21-100	\$151
101-200	\$321
201-400	\$831
401-1000	\$1,150
1001 & over	\$1,469
Sprinkler Heads 1-50	\$150
51-200	\$200
201-400	\$600
401-1000	\$1200
Standpipe	\$250
PreEngineered System	\$250
Gas/Oil fired appliance	\$85
Commercial kitchen exhaust	\$250
Incinerator	\$500
Crematorium	\$750
Oil Tanks – Install/Remove	\$250

<b>Plumbing Subcode</b>	
Fixture	\$25
Plumbing appliance	\$85
Boilers/ AC	\$85
Water/Sewer Connection/Replacement	\$100
Aboveground Storage Tanks/Generators	\$85
Special Device	\$100
Minimum Fee	\$85
Mechanical Subcode Fees	\$85

<b>Inspections and Permit Fees</b>	
<b>Mechanical Inspection</b>	
Group R-3 or R-5	
First Device	\$75 \$125.00
Each Additional	\$10 \$25.00
<b>New Jersey State permit surcharge fee</b>	
As required by N.J.A.C. 5:23-4.19	
<b>Reinstatement of lapsed permit</b>	
Minimum of applicable subcode section	

**Variation Fees**

In accordance with N.J.A.C. 5:23-2.10 shall be:

Class I structures	\$595
Class II and III structures	\$120
For resubmission of an application:	
Class I structures	\$140
Class II and III structures	\$65

**Section 2.**

All fee adjustments shall take effect on the date of this Ordinance's adoption.

**Section 3.**

**Inconsistent Ordinances**

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 4.**

This ordinance shall take effect after its final passage by the Borough Council and approval by the Mayor at the time and manner provided for and required by law.

**MONTHLY REPORTS**

Borough Clerk Dr. Cosmo A. Cirillo indicated that the following reports were on file with the Office of the Borough Clerk and provided in the Council's Meeting packet.

- A. Construction Department – March 2025
- B. Fire Department – March 2025
- C. Health Department – March 2025
- D. Police Department – March 2025
- E. Senior Department – March 2025

**PUBLIC PORTION**

**Jorge Cale – Owner of Ambatenita Bar & Resaturant**

Mr. Cale expressed his concern over the recent change to close the bar at 12 midnight rather than 2:00AM. He indicated that much of his business takes place within that two-hour period and asked the Council to reconsider changing the time.

## **ADJOURNMENT**

**A motion was made by Councilman Graham, second by Councilwoman Zincavage, that this meeting be adjourned. The motion was adopted by the following votes.**

Ayes: De Oliveira; Diaz; Graham; Reis; Zincavage  
Nays: None  
Abstain: None  
Absent: Evaristo

The Regular Meeting was adjourned at 7:19 P.M.

Respectfully Submitted,

Dr. Cosmo A. Cirillo, RMC  
Borough Clerk

Dated: May 14, 2025

Accepted and approved by Council: Resolution #59-25