

**BOROUGH OF WATCHUNG  
RESOLUTION: R1**

**WHEREAS**, Section 2-25.13 of the Code of the Borough of Watchung requires that contracts for purchases or services involving more than two thousand dollars be awarded by a resolution of the Mayor and Council.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the Purchasing Agent be authorized to issue Purchase Orders as follows:

Vendor: Applied Concepts, Inc. 855 East Collins Boulevard, Richardson, TX 75081  
Item: PD- dsr 1 antenna radar system  
Total Price: \$4,428.00  
Charged to: G-03-585-202

Vendor: Barton Nursery, 949 New Durham Road, Edison, NJ 08817  
Item: Borough Hall plants  
Total Price: \$2,276.00  
Charged to: 2-01-155-254

Vendor: Barco Products, 24 N. Washington Avenue, Batavia, IL 60510  
Item: 3-double side load recycling containers (66-gal)  
Total Price: \$5,096.55  
Charged to: G-03-540-208

Vendor: Pacific Lawn Sprinklers, 2242 129<sup>th</sup> Street, College Point, NY 11356  
Item: New System for Spratford Park  
Total Price: \$3,044.00  
Charged to: 2-01-155-266

Vendor: Witmer Public Safety Group, 101 Independence Way, Coatesville, PA 19320  
Item: 33- glock 45, 17 round magazines, etc.  
Total Price: \$6,880.50  
Charged to: G-03-585-202

Vendor: Auto Rebuilder Collision Specialist, 26 Steiner Place, North Plainfield, NJ 07060  
Item: PD - Car 17 date of loss: 10/24/22  
Total Price: \$7,538.58  
Charged to: 2-01-190-269

**BOROUGH OF WATCHUNG  
RESOLUTION: R1**

Vendor: Gold Type Business Machine Inc., 351 Paterson Ave, East Rutherford, NJ 07073  
Item: Info-cop license renewal 12/6/2022 – 12/5/2023  
Total Price: \$2,231.25  
Charged to: 2-01-190-273

Vendor: Atlantic Tactical, 763 Corporate Circle, New Cumberland, PA 17070  
Item: 32-Safariland Model, etc. (body armor)  
Total Price: \$22,245.42  
Charged to: G-03-585-202



Ronald Jubin, Council President



Keith S. Balla, Mayor

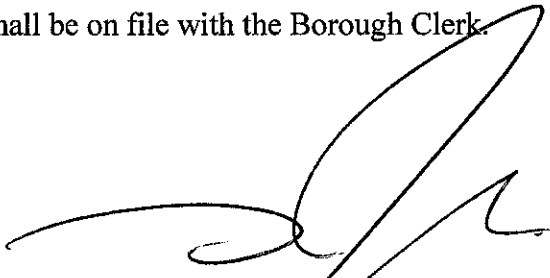
ADOPTED: NOVEMBER 21, 2022  
INDEX: PURCHASING  
C: B. HANCE 12/5/22

**BOROUGH OF WATCHUNG  
RESOLUTION: R2**

**WHEREAS**, the Borough of Watchung wishes to assist the Watchung PTO with their fundraising efforts by waiving the Borough's Raffle License Application fee for their upcoming fundraising event scheduled on March 2023 for Valley View School.

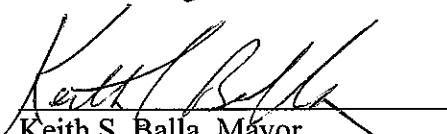
**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that all three (3) Bingo and Raffle License application borough fees are hereby waived in connection with their upcoming fundraiser event at Valley View School sponsored by the Watchung PTO.

**BE IT FURTHER RESOLVED**, that all other aspects of the approval process hereby remain in place and complete applications shall be on file with the Borough Clerk.



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Ronald Jubin, Council President



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Keith S. Balla, Mayor

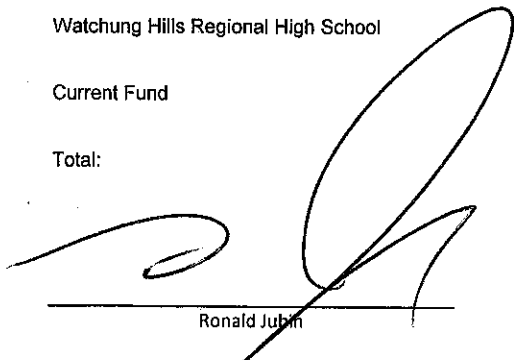
DATE: NOVEMBER 21, 2022  
INDEX: MISC., FINANCE-MISC.  
C: R. ANGELO, B. HANCE 12/5/22

BOROUGH OF WATCHUNG  
RESOLUTION R4

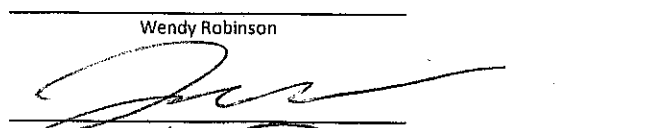
BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung,

that the Borough Treasurer be, and is hereby directed to pay bills in the amount of \$2,367,972.59 per the attached bill list. The expenditures can be broken down into the following categories:

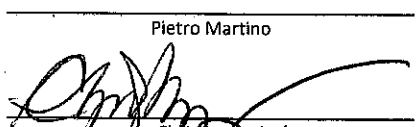
Affordable Housing Trust	\$	1,908.00
Animal Control	\$	6.60
Watchung Community Foundation	\$	500.00
Developer Escrow	\$	17,713.62
Other Escrow	\$	14,429.50
Somerset County Taxes	\$	74,193.59
Capital Fund	\$	61,627.38
Grant Fund	\$	15,772.25
Watchung Borough Board of Education	\$	1,175,134.00
Watchung Hills Regional High School	\$	703,580.00
Current Fund	\$	303,107.65
Total:	\$	2,367,972.59



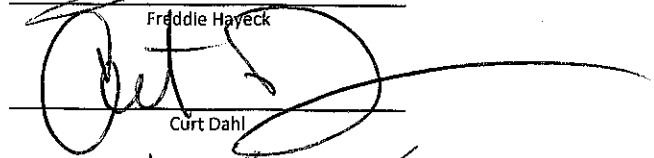
Ronald Jubin



Wendy Robinson



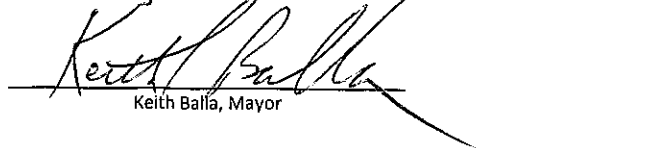
Pietro Martino



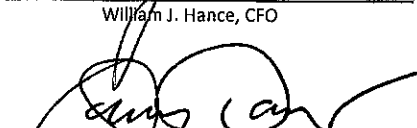
Freddie Hayerck



Christine Gad



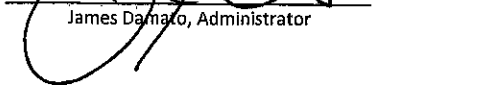
Curt Dahl



William J. Hance, CFO



Keith Balla, Mayor



James D'Amato, Administrator

Date: November 22, 2022  
Index: Finance


**BOROUGH OF WATCHUNG  
RESOLUTION: R6**

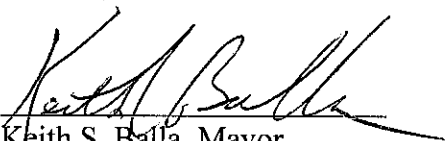
**BE IT RESOLVED** that Ordinance **OR:22/10<sup>09</sup>** entitled:

***“ORDINANCE AMENDING BOROUGH CODE, CHAPTER 28 LAND DEVELOPMENT, AND ESTABLISHING ZONING REGULATIONS FOR THE ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT THROUGHOUT THE BOROUGH OF WATCHUNG PURSUANT TO P.L. 2021, C.171.”***

Public Hearing: December ~~8~~<sup>22</sup>, 2022

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 8th day of December, 2022 at 7:30 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

  
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Freddie Hayeck, Council Member

  
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Keith S. Balla, Mayor

ADOPTED: NOVEMBER 21, 2022  
INDEX: LAND DEV., CODE  
C: A.HART, C.TAYLOR 12/5/22

**BOROUGH OF WATCHUNG  
ORDINANCE NO. 22/09**

**ORDINANCE AMENDING BOROUGH CODE, CHAPTER 28 LAND DEVELOPMENT, AND ESTABLISHING ZONING REGULATIONS FOR THE ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT THROUGHOUT THE BOROUGH OF WATCHUNG PURSUANT TO P.L. 2021, C.171.**

**WHEREAS**, supporting the transition to electric vehicles contributes to Watchung's commitment to sustainability and is in the best interest of public welfare; and

**WHEREAS**, installation of electric vehicle supply/service equipment (“EVSE”) and make-ready parking spaces encourages electric vehicle adoption; and

**WHEREAS**, the Mayor and Council of the Borough of Watchung encourage increased installation of EVSE and make-ready parking spaces; and

**WHEREAS**, adoption of this ordinance supports the State of New Jersey’s goals to reduce air pollutants and greenhouse gas emissions from the transportation sector as outlined and supported by various programs related to NJ’s 2019 Energy Master Plan, Global Warming Response Act (P.L.2007, c.112 (C.26:2C-37 et al.)), and EV Law (P.L. 2019, c. 362); and

**WHEREAS**, P.L. 2021, c.171, which Governor Murphy signed into law on July 9, 2021, requires EVSE and make-ready parking spaces be designated as a permitted accessory use in all zoning or use districts and establishes associated installation and parking requirements; and

**WHEREAS**, adoption of this ordinance will support the Master Plan of the Borough of Watchung, and is consistent with the goals and elements of the Master Plan; and

**WHEREAS**, the Borough of Watchung encourages greater ownership and use of electric vehicles, thus the Borough of Watchung is amending the Land Development Ordinance to establish standards and regulations for the safe and efficient installation of EVSE and make-ready parking spaces at appropriate locations.

**BOROUGH OF WATCHUNG  
ORDINANCE NO. 22/09**

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Watchung, in the County of Somerset and State of New Jersey as follows:

**Section 1.** Article 28-500 entitled “Conditional Uses, Fence & Walls, Signs, Parking, and Special Zoning Provisions” of Chapter 28 entitled “Land Development” of the Code of the Borough of Watchung is hereby supplemented and amended to establish and create new Section 28-508 to be entitled “Electric Vehicle Supply/Service Equipment & Make-Ready Parking Spaces” read as follows:

**28-508. Electric Vehicle Supply/Service Equipment & Make-Ready Parking Spaces**

**A. Purpose**

The purpose of this ordinance is to promote and encourage the use of electric vehicles by requiring the safe and efficient installation of EVSE and Make-Ready parking spaces through municipal parking regulations and other standards. EVSE and Make-Ready parking spaces will support the State’s transition to an electric transportation sector, reducing automobile air pollution, greenhouse gas emissions, and storm water runoff contaminants. The goals are to:

1. Provide adequate and convenient EVSE and Make-Ready parking spaces to serve the needs of the traveling public.
2. Provide opportunities for residents to have safe and efficient personal EVSE located at or near their place of residence.
3. Provide the opportunity for non-residential uses to supply EVSE to their customers and employees.
4. Create standard criteria to encourage and promote safe, efficient, and cost-effective electric vehicle charging opportunities in all zones and settings for convenience of service to those that use electric vehicles.

**B. Definitions**

Certificate of occupancy: The certificate provided for in N.J.A.C. 5:23-2, indicating that the construction authorized by the construction permit has been completed in accordance with the construction permit, the act and the regulations.

Charging Level: The amount of voltage provided to charge an electric vehicle varies depending on the type of EVSE as follows:

1. Level 1 operates on a fifteen (15) to twenty (20) amp breaker on a one hundred twenty (120) volt AC circuit.

**BOROUGH OF WATCHUNG**  
**ORDINANCE NO. 22/09**

2. Level 2 operates on a forty (40) to one hundred (100) amp breaker on a two hundred eight (208) or two hundred forty (240) volt AC circuit.
3. Direct-current fast charger (DCFC) operates on a sixty (60) amp or higher breaker on a four hundred eighty (480) volt or higher three phase circuit with special grounding equipment. DCFC stations can also be referred to as rapid charging stations that are typically characterized by industrial grade electrical outlets that allow for faster recharging of electric vehicles.

Electric vehicle: Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets; and operates either partially or exclusively using an electric motor powered by an externally charged on-board battery.

Electric Vehicle Supply/Service Equipment or (EVSE): The equipment, including the cables, cords, conductors, connectors, couplers, enclosures, attachment plugs, power outlets, power electronics, transformer, switchgear, switches and controls, network interfaces, point of sale equipment, and associated apparatus designed and used for the purpose of transferring energy from the electric supply system to a plug-in electric vehicle. "EVSE" may deliver either alternating current or, consistent with fast charging equipment standards, direct current electricity. "EVSE" is synonymous with "electric vehicle charging station."

Make-Ready Parking Space: means the pre-wiring of electrical infrastructure at a parking space, or set of parking spaces, to facilitate easy and cost-efficient future installation of Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment, including, but not limited to, Level-2 EVSE and direct current fast chargers. Make Ready includes expenses related to service panels, junction boxes, conduit, wiring, and other components necessary to make a particular location able to accommodate Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment on a "plug and play" basis. "Make-Ready" is synonymous with the term "charger ready," as used in P.L.2019, c.362 (C.48:25-1 et al.)

Private EVSE: EVSE that has restricted access to specific users (e.g., single and two-family homes, executive parking fleet parking with no access to the general public).

Publicly-accessible EVSE: EVSE that is publicly available (e.g., park & ride, public parking lots and garages, on-street parking, shopping center parking, non-reserved parking in multi-family parking lots, etc.).

### **C. Approvals and Permits**

1. An application for development submitted solely for the installation of EVSE or Make-Ready parking spaces shall be considered a permitted accessory use and permitted accessory structure in all zoning or use districts and shall not require a variance pursuant to N.J.S.A. 40:55D-70.



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2. EVSE and Make-Ready Parking Spaces installed pursuant to Section D below in development applications that are subject to site plan approval are considered a permitted accessory use as described in subparagraph (1) above.
3. All EVSE and Make-Ready parking spaces shall be subject to applicable local and/or Department of Community Affairs permit and inspection requirements.
4. The Borough Engineer and/or Zoning Officer shall enforce all signage and installation requirements described in this ordinance. Failure to meet the requirements in this Section shall be subject to the same enforcement and penalty provisions as other violations of the Borough of Watchung's land use regulations.
5. An application for development for the installation of EVSE or Make-Ready spaces at an existing gasoline service station, an existing retail establishment, or any other existing building shall not be subject to site plan or other land use board review, shall not require variance relief pursuant to N.J.S.A. 40:55D-1, *et seq.*, or any other law, rule, or regulation, and shall be approved through the issuance of a zoning permit by the administrative officer, provided the application meets the following requirements:
  - a. the proposed installation does not violate bulk requirements applicable to the property or the conditions of the original final approval of the site plan or subsequent approvals for the existing gasoline service station, retail establishment, or other existing building;
  - b. all other conditions of prior approvals for the gasoline service station, the existing retail establishment, or any other existing building continue to be met; and
  - c. the proposed installation complies with the construction codes adopted in or promulgated pursuant to the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 *et seq.*), any safety standards concerning the installation, and any State rule or regulation concerning electric vehicle charging stations.
6. An application pursuant to Subsection (5) above shall be deemed complete if:
  - a. the application, including the permit fee and all necessary documentation, is determined to be complete,
  - b. a notice of incompleteness is not provided within 20 days after the filing of the application, or
  - c. a one-time written correction notice is not issued within 20 days after filing of the application detailing all deficiencies in the application and identifying any additional information explicitly necessary to complete a review of the permit application.
7. EVSE and Make-Ready parking spaces installed at a gasoline service station, an existing retail establishment, or any other existing building shall be subject to applicable local and/or Department of Community Affairs inspection requirements.

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8. A permitting application solely for the installation of electric vehicle supply equipment permitted as an accessory use shall not be subject to review based on parking requirements.

**D. Requirements for New Installation of EVSE and Make-Ready Parking Spaces**

1. As a condition of preliminary site plan approval, for each application involving a multiple dwelling with five (5) or more units of dwelling space, which shall include a multiple dwelling that is held under a condominium or cooperative form of ownership, a mutual housing corporation, or a mixed-use development, the developer or owner, as applicable, shall:
- a. prepare as Make-Ready parking spaces at least fifteen (15%) percent of the required off-street parking spaces, and install EVSE in at least one-third of the fifteen (15%) percent of Make-Ready parking spaces;
  - b. within three (3) years following the date of the issuance of the certificate of occupancy, install EVSE in an additional one-third of the original fifteen (15%) percent of Make-Ready parking spaces; and
  - c. within six (6) years following the date of the issuance of the certificate of occupancy, install EVSE in the final one-third of the original fifteen (15%) percent of Make-Ready parking spaces.
  - d. Throughout the installation of EVSE in the Make-Ready parking spaces, at least five (5%) percent of the electric vehicle supply equipment shall be accessible for people with disabilities.
  - e. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
2. As a condition of preliminary site plan approval, each application involving a parking lot or garage not covered in Subsection (1) above shall:
- a. Install at least one (1) Make-Ready parking space if there will be 50 or fewer off-street parking spaces.
  - b. Install at least two (2) Make-Ready parking spaces if there will be 51 to 75 off-street parking spaces.
  - c. Install at least three (3) Make-Ready parking spaces if there will be 76 to 100 off-street parking spaces.
  - d. Install at least four (4) Make-Ready parking spaces, at least one of which shall be accessible for people with disabilities, if there will be 101 to 150 off-street parking spaces.
  - e. Install at least four (4%) percent of the total parking spaces as Make-Ready parking spaces, at least five (5%) percent of which shall be accessible for people with disabilities, if there will be more than 150 off-street parking spaces.
  - f. In lieu of installing Make-Ready parking spaces, a parking lot or garage may install EVSE to satisfy the requirements of this Subsection.

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- g. Nothing in this Subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
- h. Notwithstanding the provisions of this Section, a retailer that provides 25 or fewer off-street parking spaces or the developer or owner of a single-family home shall not be required to provide or install any electric vehicle supply equipment or Make-Ready parking spaces.

**E. Minimum Parking Requirements**

- 1. All parking spaces with EVSE and Make-Ready equipment shall be included in the calculation of minimum required parking spaces, pursuant to Section 28-607.
- 2. A parking space prepared with EVSE or Make-Ready equipment shall count as at least two (2) parking spaces for the purpose of complying with a minimum parking space requirement. This shall result in a reduction of no more than ten (10%) percent of the total required parking.
- 3. All parking space calculations for EVSE and Make-Ready equipment shall be rounded up to the next full parking space.
- 4. Additional installation of EVSE and Make-Ready parking spaces above what is required in Section D above may be encouraged, but shall not be required in development projects.

**F. Reasonable Standards for All New EVSE and Make-Ready Parking Spaces**

- 1. Location and layout of EVSE and Make-Ready parking spaces is expected to vary based on the design and use of the primary parking area. It is expected flexibility will be required to provide the most convenient and functional service to users. Standards and criteria should be considered guidelines and flexibility should be allowed when alternatives can better achieve objectives for provision of this service.
- 2. Installation:
  - a. Installation of EVSE and Make-Ready parking spaces shall meet the electrical subcode of the Uniform Construction Code, N.J.A.C. 5:23-3.16.
  - b. Each EVSE or Make-Ready parking space that is not accessible for people with disabilities shall be not less than nine (9') feet wide or eighteen (18') feet in length. Exceptions may be made for existing parking spaces or parking spaces that were part of an application that received prior site plan approval.
  - c. To the extent practical, the location of accessible parking spaces for people with disabilities with EVSE and Make Ready equipment shall comply with the general accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
  - d. Each EVSE or Make-Ready parking space that is accessible for people with disabilities shall comply with the sizing of accessible parking space

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requirements in the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.

3. EVSE Parking:

- a. Publicly-accessible EVSE shall be reserved for parking and charging electric vehicles only. Electric vehicles shall be connected to the EVSE.
- b. Electric vehicles may be parked in any parking space designated for parking, subject to the restrictions that would apply to any other vehicle that would park in that space.
- c. Public Parking. Pursuant to N.J.S.A. 40:48-2, publicly-accessible EVSE parking spaces shall be monitored by the Borough Police Department and enforced in the same manner as any other parking regulation. It shall be a violation of this Section to park or stand a non-electric vehicle in such a space, or to park an electric vehicle in such a space when it is not connected to the EVSE. Any non-electric vehicle parked or standing in a EVSE parking space or any electric vehicle parked and not connected to the EVSE shall be subject to fine and/or impoundment of the offending vehicle as described in the general penalty provisions of Section 1-5. Signage indicating the penalties for violations shall comply with Subsection (5) below. Any vehicle parked in such a space shall make the appropriate payment for the space and observe the time limit for the underlying parking area, if applicable.
- d. Private Parking. The use of EVSE shall be monitored by the property owner or designee.

4. Safety

- a. Each publicly-accessible EVSE shall be located at a parking space that is designated for electric vehicles only and identified by green painted pavement and/or curb markings, a green painted charging pictograph symbol, and appropriate signage pursuant to Subsection (5) below.
- b. Where EVSE is installed, adequate site lighting and landscaping shall be provided in accordance with the Borough of Watchung's applicable zoning ordinances and regulations.
- c. Adequate EVSE protection such as concrete-filled steel bollards shall be used for publicly-accessible EVSE. Non-mountable curbing may be used in lieu of bollards if the EVSE is setback a minimum of twenty four (24") inches from the face of the curb. Any stand-alone EVSE bollards should be three (3') to four (4') feet in height with concrete footings placed to protect the EVSE from accidental impact and to prevent damage from equipment used for snow removal.
- d. EVSE outlets and connector devices shall be no less than thirty six (36") inches and no higher than forty eight (48") inches from the ground or pavement surface where mounted, and shall contain a cord management system as described in Subsection (e) below. Equipment mounted on pedestals, lighting posts,

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- bollards, or other devices shall be designated and located as to not impede pedestrian travel, create trip hazards on sidewalks, or impede snow removal.
- e. Each EVSE shall incorporate a cord management system or method to minimize the potential for cable entanglement, user injury, or connector damage. Cords shall be retractable or have a place to hang the connector and cord a safe and sufficient distance above the ground or pavement surface. Any cords connecting the charger to a vehicle shall be configured so that they do not cross a driveway, sidewalk, or passenger unloading area.
  - f. Where EVSE is provided within a pedestrian circulation area, such as a sidewalk or other accessible route to a building entrance, the EVSE shall be located so as not to interfere with accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
  - g. Publicly-accessible EVSEs shall be maintained in all respects, including the functioning of the equipment. A 24-hour on-call contact shall be provided on the equipment for reporting problems with the equipment or access to it. To allow for maintenance and notification, the Borough of Watchung shall require the owners/designee of publicly-accessible EVSE to provide information on the EVSE's geographic location, date of installation, equipment type and model, and owner contact information.

5. Signs

- a. Publicly-accessible EVSE shall have posted regulatory signs, as identified in this Section, allowing only charging electric vehicles to park in such spaces. For purposes of this section, "charging" means that an electric vehicle is parked at an EVSE and is connected to the EVSE. If time limits or vehicle removal provisions are to be enforced, regulatory signs including parking restrictions shall be installed immediately adjacent to, and visible from the EVSE. For private EVSE, installation of signs and sign text is at the discretion of the owner.
- b. All regulatory signs shall comply with visibility, legibility, size, shape, color, and reflectivity requirements contained within the Federal Manual on Uniform Traffic Control Devices as published by the Federal Highway Administration.
- c. Wayfinding or directional signs, if necessary, shall be permitted at appropriate decision points to effectively guide motorists to the EVSE parking space(s). Wayfinding or directional signage shall be placed in a manner that shall not interfere with any parking space, drive lane, or exit and shall comply with b. above.
- d. In addition to the signage described above, the following information shall be available on the EVSE or posted at or adjacent to all publicly-accessible EVSE parking spaces:
  - 1) Hour of operations and/or time limits if time limits or tow-away provisions are to be enforced by the municipality or owner/designee;
  - 2) Usage fees and parking fees, if applicable; and
  - 3) Contact information (telephone number) for reporting when the equipment is not operating or other problems.

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6. Usage Fees

- a. For publicly-accessible municipal EVSE: In addition to any parking fees, there may be a fee to use parking spaces within the municipality identified as EVSE spaces at a rate per hour or per kWh that the electric vehicle is connected to the EVSE. This fee shall be established and amended by a Resolution adopted by the Borough Council.
- b. Private EVSE: Nothing in this ordinance shall be deemed to preclude a private owner/designee of an EVSE from collecting a fee for the use of the EVSE, in accordance with applicable State and Federal regulations. Fees shall be available on the EVSE or posted at or adjacent to the EVSE parking space.

**BE IT FURTHER ORDAINED** by the Council of the Borough of Watchung that should any section, paragraph, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this Ordinance are hereby declared to be severable; and

**BE IT FURTHER ORDAINED** by the Council of the Borough of Watchung that in the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Watchung, the provisions hereof shall be determined to govern, and the inconsistencies of the prior ordinance are hereby repealed. All other parts, portions and provisions of the Ordinances of the Borough of Watchung are hereby ratified and confirmed, except where inconsistent with the terms hereof; and

**BE IT FURTHER ORDAINED** that the Borough Clerk is directed to give notice at least ten days prior to a hearing on the adoption of this ordinance to the Somerset County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15, and N.J.S.A. 40:55D-63 (if required); and

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**BE IT FURTHER ORDAINED** that after introduction, the Borough Clerk is hereby directed to submit a copy of the within Ordinance to the Planning Board of the Borough of Watchung for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Borough Council, within 35 days after referral, a report including identification of any provisions in the proposed ordinance which are inconsistent with the master plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate; and

**BE IT FURTHER ORDAINED** by the County of the Borough of Watchung that within five (5) days after its adoption by the Council, this Ordinance shall be presented to the Mayor for his approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40A:60-5(d). If the Mayor fails to return this Ordinance with either his approval or objection to same within ten (10) days after it has been presented to him, then this Ordinance shall be deemed approved; and

**BE IT FURTHER ORDAINED** by the Council of the Borough of Watchung that this Ordinance shall take effect upon final passage and publication according to law; and approval by the Mayor pursuant to N.J.S.A. 40A:60-5(d).

INTRODUCED: HAYECK  
PASSED: NOVEMBER 21, 2022  
PUBLISHED: DECEMBER 8, 2022  
ADOPTED:

INDEX: CODE, LAND DEV.  
C: C. TAYLOR, A. HART, T. SNYDER

ATTEST:

BOROUGH OF WATCHUNG

\_\_\_\_\_  
Edith Gil, Borough Clerk

By: \_\_\_\_\_  
Keith Balla, Mayor

**BOROUGH OF WATCHUNG  
RESOLUTION: R7**

**WHEREAS**, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b)(1-9)) permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Governing Body is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Watchung, County of Somerset, State of New Jersey, as follows:

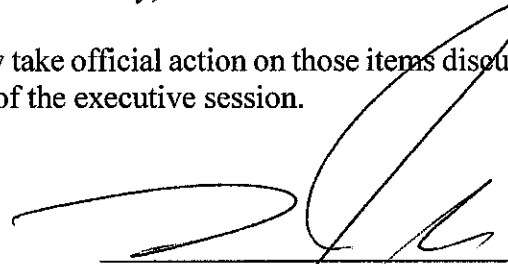
1. The public shall be excluded from discussion of the closed session of November 21, 2022.
2. The general nature of the subject matter to be discussed is as follows:

Contract Negotiations:

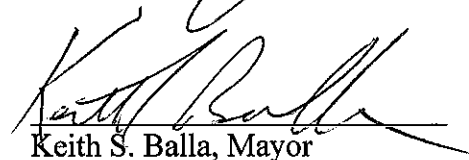
TWA Application - Sanitary Sewer Agreements

Construction of Sidewalk Circle Updates

3. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.
4. The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: NOVEMBER 21, 2022

INDEX: MISC.

C: